

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

**THIRTY-FOURTH 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

Monday, May 14, 2012

The Senate was called to order at 2:15 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	Cortez	Peacock
Adley	Donahue	Perry
Allain	Dorsey-Colomb	Riser
Amedee	Erdey	Smith, J.
Appel	Gallot	Tarver
Broome	Guillory	Thompson
Brown	Kostelka	Walsworth
Buffington	Long	Ward
Chabert	Mills	White
Claitor	Murray	
Total - 29		

**ABSENT**

Crowe	Martiny	Peterson
Heitmeier	Morrell	Smith, G.
Johns	Morrish	
LaFleur	Nevers	
Total - 10		

The President of the Senate announced there were 29 Senators present and a quorum.

**Prayer**

The prayer was offered by Pastor Leo D. Cyrus, 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 Murray, the reading of the Journal was dispensed with and the Journal of May 10, 2012, was adopted.

**Message from the House**

**CONCURRING IN  
SENATE CONCURRENT RESOLUTIONS**

May 11, 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. 73—**  
BY SENATOR CROWE AND REPRESENTATIVE HODGES  
A CONCURRENT RESOLUTION

To memorialize the Congress of the United States and to urge and request the President of the United States to maintain steadfast support for the State of Israel and express vigorous support and unwavering commitment to the welfare, security, and survival of the State of Israel as a Jewish and democratic state with secure borders.

Reported without amendments.

**SENATE CONCURRENT RESOLUTION NO. 102—**  
BY SENATOR MILLS AND REPRESENTATIVE HUVAL  
A CONCURRENT RESOLUTION

To commend Breaux Bridge High School for placing second in the Louisiana High School Technology Challenge.

Reported without amendments.

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

**Privilege Report of the  
Legislative Bureau**

May 14, 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. 67—**  
BY REPRESENTATIVE FANNIN  
AN ACT

To amend and reenact R.S. 13:5554(J), relative to the payment of group insurance premium costs; to provide for eligibility for payment of such costs for retired sheriffs and retired deputy sheriffs of the Winn Parish Sheriff's Office; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 141—**  
BY REPRESENTATIVE ST. GERMAIN  
AN ACT

To amend and reenact R.S. 18:1495.7(A) and R.S. 42:1124.4(A)(2), relative to financial disclosure; to change the deadline for certain disclosures by candidates for certain offices; to change the time for certain notices relative to financial disclosure statements; to provide for penalties; and to provide for related matters.

Reported with amendments.

**LEGISLATIVE BUREAU AMENDMENTS**

Amendments proposed by Legislative Bureau to Engrossed House Bill No. 141 by Representative St. Germain

**AMENDMENT NO. 1**

In Senate Committee Amendment No. 3 proposed by the Senate Committee on Senate and Governmental Affairs and adopted by the Senate on May 10, 2012, page 1, line 27, following "all the" change "required information" to "information required by" and on line 28, delete "in"

**AMENDMENT NO. 2**

In Senate Committee Amendment No. 3 proposed by the Senate Committee on Senate and Governmental Affairs and adopted by the Senate on May 10, 2012, page 1, line 36, following "all the" and before "Subsection C" change "required information in" to "information required by"



## LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Engrossed House Bill No. 526 by Representative Montoucet

AMENDMENT NO. 1

On page 2, line 19, following "military" and before ";" change "activity" to "service"

**HOUSE BILL NO. 569—**

BY REPRESENTATIVE HUNTER

AN ACT

To amend and reenact R.S. 22:1926(A), relative to insurance fraud; to clarify terms relative to insurance fraud; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 634—**

BY REPRESENTATIVE HUVAL

AN ACT

To repeal R.S. 22:269(B)(2) and (5), relative to certain fees for health maintenance organizations; to remove conflicting provisions for such fees.

Reported without amendments.

**HOUSE BILL NO. 693—**

BY REPRESENTATIVES CROMER, ADAMS, ANDERS, ARNOLD, BILLIOT, BROSETT, HENRY BURNS, DIXON, EDWARDS, HARRISON, HAZEL, HENRY, HUNTER, HUVAL, JOHNSON, JONES, KLECKLEY, TERRY LANDRY, LEGER, LIGI, LOPINTO, LORUSSO, MONTOUCET, MORENO, PIERRE, PONTI, PUGH, PYLANT, REYNOLDS, RICHARD, RICHARDSON, RITCHIE, SCHRODER, SIMON, ST. GERMAIN, TALBOT, THIBAUT, THIERRY, THOMPSON, AND WILLMOTT AND SENATORS ALARIO, AMEDEE, CHABERT, LAFLEUR, AND WHITE

AN ACT

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

Reported without amendments.

**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, GULLORY, GUINN, HARRIS, HAZEL, HENSGENS, HOFFMANN, HOLLIS, HOWARD, HUVAL, JEFFERSON, JOHNSON, KLECKLEY, LAMBERT, LEBAS, LEGER, LEOPOLD, LIGI, LORUSSO, MILLER, MONTOUCET, 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 without amendments.

**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.

Reported without amendments.

**HOUSE BILL NO. 849—**

BY REPRESENTATIVE TALBOT

AN ACT

To amend and reenact R.S. 22:651 and 652(2) and (3)(a), relative to reinsurance credits; to clarify terms, duties, and obligations; to provide for new accreditation requirements; to provide relative to the assumption of insurers' duties and obligations; to provide relative to trust requirements; and to provide for related matters.

Reported with amendments.

## LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed House Bill No. 849 by Representative Talbot

AMENDMENT NO. 1

On page 10, line 8, following "to" and before "that" change "Subsection E of this Section" to "this Subsection"

AMENDMENT NO. 2

On page 10, line 16, following "minimum" and before "surplus" change "trustee" to "trusteed"

AMENDMENT NO. 3

On page 11, line 21, following "(1)" and before "The" insert "(a)"

AMENDMENT NO. 4

On page 11, line 23, change "(a)" to "(i)"

AMENDMENT NO. 5

On page 12, line 1, change "(b)" to "(ii)"

AMENDMENT NO. 6

On page 12, line 4, following "(c)", strike the remainder of the line and insert "(b) The provisions of Items (a)(i) and (ii) of this Paragraph" and on line 5, delete "this Subsection"

AMENDMENT NO. 7

On page 12, line 8, change "(3)" to "(2)"

AMENDMENT NO. 8

On page 12, line 11, change "(4)" to "(3)"

AMENDMENT NO. 9

On page 12, line 14, following "shall" and before "upon" change "only take place" to "take place only"

AMENDMENT NO. 10

On page 16, line 8, following "States" and before "institution" insert "financial"

**HOUSE BILL NO. 878—**

BY REPRESENTATIVE STUART BISHOP

AN ACT

To repeal R.S. 18:1311(A), relative to voting prior to election day; to repeal a requirement that the registrar of voters compile and post a list of certain information concerning persons who have applied to vote prior to election day; and to provide for an effective date.

Reported without amendments.

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**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 without amendments.

**HOUSE BILL NO. 937—**  
BY REPRESENTATIVES ROBIDEAUX, ADAMS, BARRAS, WESLEY BISHOP, BROADWATER, BURFORD, GUILLORY, HAZEL, HOFFMANN, LORUSSO, AND THIBAUT  
AN ACT

To enact Chapter 54 of Title 51 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 51:3111 through 3115, relative to the creation of a Corporate Headquarters Relocation Program; to authorize contracts with businesses that relocate or expand a headquarters in the state; to provide for the content and approval of contracts; to provide for the authority of the Department of Economic Development; to provide for an effective date; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 942—**  
BY REPRESENTATIVE TIM BURNS  
AN ACT

To amend and reenact R.S. 42:1142, relative to enforcement of the laws under the jurisdiction of the Board of Ethics; to provide for the appeal of actions taken to enforce the laws under the jurisdiction of the Board of Ethics; to provide for appeal of actions of the Board of Ethics and the Ethics Adjudicatory Board; to provide the Board of Ethics a limited right to appeal final decisions of the Ethics Adjudicatory Board; to provide for the payment of attorney fees and court costs under certain circumstances; and to provide for related matters.

Reported with amendments.

**LEGISLATIVE BUREAU AMENDMENTS**

Amendments proposed by Legislative Bureau to Engrossed House Bill No. 942 by Representative Tim Burns

AMENDMENT NO. 1  
On page 2, line 23, following "law" and before "a final" change "of" to "in"

AMENDMENT NO. 2  
On page 3, line 27, following "board" and before "that ordered" insert "or panel"

AMENDMENT NO. 3  
On page 4, lines 10 and 18, following "board" and before "that ordered" insert "or panel"

**HOUSE BILL NO. 950—**  
BY REPRESENTATIVE TIM BURNS  
AN ACT

To amend and reenact R.S. 42:1132(A), (B)(introductory paragraph), (C), and (D), 1134(A)(1) and (K), 1135, 1141(A), (B)(1)(a), (C)(1), (2), and (3)(c) and (d), and 1151 through 1157, to enact R.S. 42:1141(B)(3) and (C)(3)(e) and (f) and 1141.2 through 1141.6, and to repeal R.S. 42:1141(C)(4), (5), (6), (7), and (8), (D), (E), and (F), 1141.1, and 1157.2, relative to enforcement of the laws under the jurisdiction of the Board of Ethics; to clarify the powers and duties of the Board of Ethics and the Ethics

Adjudicatory Board relative to such enforcement; to provide relative to certain time limitations; and to provide for related matters.

Reported with amendments.

**LEGISLATIVE BUREAU AMENDMENTS**

Amendments proposed by Legislative Bureau to Reengrossed House Bill No. 950 by Representative Tim Burns

AMENDMENT NO. 1  
On page 12, line 5, following "construction of" and before "laws" change "said" to "such"

AMENDMENT NO. 2  
On page 12, line 12, change "said" to "such"

**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.

Reported with amendments.

#### LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed House Bill No. 954 by Representative Danahay

##### AMENDMENT NO. 1

On page 1, line 4, following "3973" and before "(1)" insert "(introductory paragraph)."

##### AMENDMENT NO. 2

On page 3, line 20, following "E" and before "." insert "of this Section"

##### AMENDMENT NO. 3

On page 5, line 7, following "3973" and before "(1)" insert "(introductory paragraph)."

##### AMENDMENT NO. 4

On page 8, line 17, following "as" and before "as defined" change "an exceptional child" to "a student with an exceptionality"

##### AMENDMENT NO. 5

On page 10, line 21, following "with" and before "terms" insert "the"

##### AMENDMENT NO. 6

On page 34, line 10, following "R.S." and before ")." change "36:1652" to "23:1652"

##### AMENDMENT NO. 7

On page 51, line 10, following "of" and before the end of the line change "L.S.U." to "LSU"

##### HOUSE BILL NO. 955—

BY REPRESENTATIVE TIM BURNS  
AN ACT

To amend and reenact R.S. 18:463(A)(2)(c)(i), 1505.4(A)(1) and (4), (C), and (D)(1), 1511.4(D), and 1511.5(A)(1) and (2), (B), and (D) and to enact R.S. 18:1511.4.1, relative to the Campaign Finance Disclosure Act; to clarify the enforcement of certain violations of the Campaign Finance Disclosure Act; to provide for the powers, functions, and duties of the Supervisory Committee on Campaign Finance Disclosure and the Ethics Adjudicatory Board relative to such enforcement; and to provide for related matters.

Reported without amendments.

##### HOUSE BILL NO. 958—

BY REPRESENTATIVES ROBIDEAUX, ADAMS, BARRAS, WESLEY BISHOP, BROADWATER, GUILLORY, HAZEL, HOFFMANN, JOHNSON, LORUSSO, AND THIBAUT  
AN ACT

To enact Chapter 54 of Title 51 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 51:3111, relative to the creation of the Competitive Projects Payroll Incentive Program; to provide for contract for the payment of rebates to certain qualified businesses; to provide for procedures and requirements for the execution of such contracts and the payment or repayment of such rebates; to prohibit the approval of certain contracts after a certain date; to provide for an effective date; and to provide for related matters.

Reported with amendments.

#### LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed House Bill No. 958 by Representative Robideaux

##### AMENDMENT NO. 1

In Senate Committee Amendment No. 14 proposed by the Senate Committee on Revenue and Fiscal Affairs and adopted by the Senate on May 8, 2012, page 2, line 12, change "consumer oriented" to "consumer-oriented"

##### AMENDMENT NO. 2

In Senate Committee Amendment No. 14 proposed by the Senate Committee on Revenue and Fiscal Affairs and adopted by the Senate on May 8, 2012, page 2, line 16, change "75" to "seventy-five"

##### AMENDMENT NO. 3

In Senate Committee Amendment No. 14 proposed by the Senate Committee on Revenue and Fiscal Affairs and adopted by the Senate on May 8, 2012, page 2, line 17, change "Subsection (B)(1)(a) of this Section" to "Subparagraph (1)(a) of this Subsection"

##### AMENDMENT NO. 4

On page 6, line 2, following "Code Section" and before ", minus" change "263 A(a)(1)(A) through (L)" to "263 (a)(1)(A) through (L)"

##### HOUSE BILL NO. 989—

BY REPRESENTATIVES HUVAL, PIERRE, REYNOLDS, RITCHIE, TALBOT, AND THIBAUT  
AN ACT

To enact R.S. 22:978(E) and (F), relative to group, family group, blanket, and association health and accident insurance and health maintenance organizations; to provide with respect to notice required for certain premium increase, cancellation, or nonrenewal; to provide for the release of claims data; to provide with respect to civil immunity and certifications; and to provide for related matters.

Reported without amendments.

##### HOUSE BILL NO. 1020—

BY REPRESENTATIVES DANAHAY AND KLECKLEY  
AN ACT

To amend and reenact R.S. 18:1285(A)(1) and 1293, relative to certain elections; to require certain notification to electors relative to the remittance of portions of tax collections to specified retirement systems in accordance with law; to require certain records to be kept regarding certain elections; and to provide for related matters.

Reported without amendments.

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

BY REPRESENTATIVE HOFFMANN  
AN ACT

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

Reported without amendments.

##### 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.

Reported without amendments.

##### HOUSE BILL NO. 1177—

BY REPRESENTATIVE HARRISON  
AN ACT

To enact R.S. 22:1576, relative to insurance producers; to require certain training for insurance producers in order to sell annuity products; to provide for the registration of annuity training course providers as continuing education providers; to require

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insurers to verify that a producer who sells annuities has satisfied annuity training requirements; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 1195— (Substitute for House Bill No. 622 by Representative Jackson)**

BY REPRESENTATIVE KATRINA JACKSON  
AN ACT

To amend and reenact R.S. 32:871(A) and 872(A), relative to uninsured motorists; to provide for reimbursement for damages; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 1196— (Substitute for House Bill No. 868 by Representative Pearson)**

BY REPRESENTATIVE PEARSON  
AN ACT

To amend and reenact R.S. 22:1046(B), (C), (F), and (G)(3) and (4) and to repeal R.S. 22:1046(E), relative to group health plans; to provide for continuation of group health plans; and to provide for related matters.

Reported with amendments.

**LEGISLATIVE BUREAU AMENDMENTS**

Amendments proposed by Legislative Bureau to Reengrossed House Bill No. 1196 by Representative Pearson

AMENDMENT NO. 1

On page 2, line 4, following "shall" and before "be available" delete "only"

AMENDMENT NO. 2

On page 2, line 4, following "Section" and before "if the" insert "only"

**HOUSE BILL NO. 1197— (Substitute for House Bill No. 893 by Representative Fannin)**

BY REPRESENTATIVE FANNIN  
AN ACT

To amend and reenact R.S. 18:602(C) and to enact R.S. 18:602(E)(1)(c), relative to vacancies in the office of sheriff; to provide for the filling of such vacancies under certain circumstances; to provide relative to the eligibility of the person filling such a vacancy to seek the office; to provide for retroactive application; and to provide for related matters.

Reported without amendments.

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**

**SENATE RESOLUTION NO. 114—**  
BY SENATORS BUFFINGTON AND CLAITOR  
A RESOLUTION

To commend Teri G. Fontenot, president and Chief Executive Officer of Woman's Hospital in Baton Rouge, upon her election as chair of the American Hospital Association, (AHA) for the year 2012.

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

**SENATE RESOLUTION NO. 115—**

BY SENATOR ALARIO  
A RESOLUTION

To commend and congratulate Coach Billy North for twenty-two years of distinguished leadership as head football coach of the John Ehret High School Patriots.

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

**SENATE RESOLUTION NO. 116—**

BY SENATOR PERRY  
A RESOLUTION

To commend the Kaplan Telephone Company on the occasion of its sixtieth anniversary.

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

**SENATE RESOLUTION NO. 117—**

BY SENATOR PERRY  
A RESOLUTION

To commend Michael C. Moss for thirty-five years of dedicated public service with the Department of Transportation and Development and for his continued commitment to the success of the department.

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

**Introduction of  
Senate Concurrent Resolutions**

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

**SENATE CONCURRENT RESOLUTION NO. 108—**

BY SENATOR MURRAY  
A CONCURRENT RESOLUTION

To urge and request the Louisiana State Law Institute to study certain aspects of civil jury trial procedure.

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

**SENATE CONCURRENT RESOLUTION NO. 109—**

BY SENATOR ADLEY  
A CONCURRENT RESOLUTION

To urge and request the commissioner of conservation to make reasonable rules and regulations necessary to protect human health and the environment as a result of releases from oil and gas well sites and to report progress on the rules to the House Committee on Natural Resources and Environment and the Senate Committee on Natural Resources no later than December 31, 2012.

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

**SENATE CONCURRENT RESOLUTION NO. 110—**

BY SENATOR ALARIO  
A CONCURRENT RESOLUTION

To commemorate the eightieth anniversary of the dedication of the Louisiana State Capitol on Wednesday, May 16, 2012, and to celebrate the pride, honor, and hope that the building brings to the citizens of the state of Louisiana.

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

**ROLL CALL**

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Claitor	LaFleur	Peterson
Crowe	Nevers	Tarver
Total - 6		

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

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

**SENATE BILL NO. 765— (Substitute of Senate Bill No.251 by Senator Morrish)**

BY SENATOR MORRISH

AN ACT

To enact R.S. 22:1923(3) and 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 1931.13, 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, ordered engrossed and passed to a third reading.

**Senate Resolutions on Second Reading**

**SENATE RESOLUTION NO. 113—**

BY SENATOR HEITMEIER

A RESOLUTION

To commend the Louisiana Dental Hygienists' Association and dental hygienists around the state for their outstanding contributions to the oral health of citizens of the state of Louisiana and to recognize Tuesday, May 15, 2012, as Dental Hygiene Day at the Louisiana State Capitol.

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

**Senate Concurrent Resolutions on Second Reading**

**SENATE CONCURRENT RESOLUTION NO. 105—**

BY SENATOR CORTEZ

A CONCURRENT RESOLUTION

To commend the city of Lafayette, Louisiana on being honored as the winner of The South's Tastiest Town 2012 competition promoted by Southern Living Magazine.

The concurrent resolution was read by title. Senator Cortez 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	Gallot	Perry
Amedee	Guillory	Riser
Appel	Heitmeier	Smith, G.
Broome	Kostelka	Smith, J.
Brown	Long	Tarver
Buffington	Martiny	Thompson
Chabert	Mills	Walsworth
Claitor	Morrell	Ward
Cortez	Morrish	White
Donahue	Murray	
Total - 35		

NAYS

Total - 0

ABSENT

Crowe	LaFleur
Johns	Peterson
Total - 4	

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

**SENATE CONCURRENT RESOLUTION NO. 106—**

BY SENATOR CORTEZ

A CONCURRENT RESOLUTION

To express the sincere and heartfelt condolences of the Legislature of Louisiana upon the passing of business entrepreneur, visionary, public servant, legislator, and former state superintendent of education, Louis Joseph Michot Jr., to commemorate a life well spent in service to the Lafayette community, and to note the proud legacy he leaves to the state of Louisiana.

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

**SENATE CONCURRENT RESOLUTION NO. 107—**

BY SENATOR ERDEY

A CONCURRENT RESOLUTION

To authorize and direct public agencies to provide in-service education and training on sexual harassment for its public servants.

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

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	Heitmeier	Riser
Broome	Johns	Smith, G.
Brown	Kostelka	Smith, J.
Buffington	Long	Tarver
Chabert	Martiny	Thompson
Claitor	Mills	Walsworth
Cortez	Morrell	Ward
Crowe	Morrish	White
Total - 36		

May 14, 2012

NAYS

Total - 0

ABSENT

Donahue LaFleur Peterson
Total - 3

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 11, 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. 1

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

House Bills and Joint Resolutions

Senator Alario asked for and obtained a suspension of the rules to read House Bills and Joint Resolutions a first and second time by title and refer them to committee.

HOUSE BILL NO. 1— BY REPRESENTATIVE FANNIN AN ACT

Making appropriations for the ordinary expenses of the executive branch of state government, pensions, public schools, public roads, public charities, and state institutions and providing with respect to the expenditure of said appropriations.

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

Message from the House

ASKING CONCURRENCE IN HOUSE CONCURRENT RESOLUTIONS

May 11, 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. 137 HCR NO. 139 HCR NO. 141
HCR NO. 142 HCR NO. 143 HCR NO. 140
HCR NO. 144

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

House Concurrent Resolutions on First Reading

HOUSE CONCURRENT RESOLUTION NO. 137— BY REPRESENTATIVE BURFORD AND SENATOR BUFFINGTON A CONCURRENT RESOLUTION

To express sincere and heartfelt condolences upon the death of Jerry Moncrief of DeSoto Parish.

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

HOUSE CONCURRENT RESOLUTION NO. 139— BY REPRESENTATIVE LEBAS A CONCURRENT RESOLUTION

To commend the Barman's Fund New Orleans for its charitable contributions.

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

HOUSE CONCURRENT RESOLUTION NO. 140— BY REPRESENTATIVE ABRAMSON A CONCURRENT RESOLUTION

To authorize and request the Louisiana State Law Institute to study the potential impact of creating a child support calculation system in cases of "dual paternity" on other areas of the law and to report its findings and recommendations in the form of specific proposed legislation at least sixty days prior to the convening of the 2013 Regular Session of the Legislature of Louisiana.

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

HOUSE CONCURRENT RESOLUTION NO. 141— BY REPRESENTATIVE SMITH A CONCURRENT RESOLUTION

To recognize Tuesday, May 15, 2012, as AKA Day at the capitol and to commend the members of Alpha Kappa Alpha Sorority, Incorporated.

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

HOUSE CONCURRENT RESOLUTION NO. 142— BY REPRESENTATIVE KATRINA JACKSON A CONCURRENT RESOLUTION

To commend Rueben Randle for his contributions to the Louisiana State University football team and to extend to him best wishes for continued success in his professional career.

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

HOUSE CONCURRENT RESOLUTION NO. 143— BY REPRESENTATIVE HOFFMANN A CONCURRENT RESOLUTION

To urge and request that the Louisiana Food Bank Association study means by which to facilitate and encourage the donation of food by grocers and restaurants to food banks and other charitable organizations which serve the needy.

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

HOUSE CONCURRENT RESOLUTION NO. 144— BY REPRESENTATIVE CHAMPAGNE A CONCURRENT RESOLUTION

To urge and request the Governor's Advisory Commission on Coastal Restoration, Protection and Conservation to review the funding opportunities available for the 2012 Coastal Master Plan and report to the legislature and the governor's office regarding the expected level of local, state, federal, and private funding required to achieve the goals of the plan and to recommend



steps to be taken to timely secure each component of this funding.

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. 293—**

BY REPRESENTATIVE HARRISON  
AN ACT

To amend and reenact R.S. 17:491 and 492, relative to tenure of school bus operators; to provide relative to a school bus operator becoming a regular and permanent employee of the employing school board; to provide definitions; to provide applicability; to provide relative to the removal of certain operators; to provide an effective date; and to provide for related matters.

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

**HOUSE BILL NO. 436—**

BY REPRESENTATIVES HARRISON, ADAMS, BERTHELOT, STUART BISHOP, BROADWATER, BROWN, BURFORD, TIM BURNS, CARMODY, COX, GISCLAIR, HARRIS, HAVARD, HENRY, HENSGENS, HILL, HODGES, HOFFMANN, HUVAL, JONES, KLECKLEY, MACK, PUGH, PYLANT, SCHEXNAYDER, SEABAUGH, SIMON, AND WHITNEY  
AN ACT

To enact R.S. 17:264 and 3996(B)(30), relative to required instruction in public schools; to require certain public school governing authorities to provide instruction on certain aspects of American history; to provide for guidelines pertaining to such instruction; 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. 575—**

BY REPRESENTATIVE LOPINTO  
AN ACT

To amend and reenact R.S. 15:572.8(H)(2), (3), and (4) and (N)(1) and to enact R.S. 15:572.8(H)(5), (R), and (S), relative to compensation for wrongful conviction and imprisonment; to provide relative to the disbursement of funds for loss of life opportunities; to provide for the management of the Innocence Compensation Fund; to require reporting; and to provide for related matters.

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

**HOUSE BILL NO. 661—**

BY REPRESENTATIVE HARRISON  
AN ACT

To enact R.S. 17:7(33), relative to the powers and duties of the State Board of Elementary and Secondary Education; to require the board to assist governing authorities in maximizing reimbursement of certain school-based health care services; to identify certain funding sources in order to create and maintain electronic health reports; 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. 1131—**

BY REPRESENTATIVE PEARSON  
AN ACT

To amend and reenact R.S. 11:102(B)(1), (2)(introductory paragraph), (b)(introductory paragraph) and (ii), and (c), (3)(a) and (d)(vii), (4), and (5)(b) and to enact R.S. 11:102(D), relative to employer contribution rates for the Teachers' Retirement System of Louisiana; to provide for calculation of individualized employer contribution rates for classes of employees; to provide for system valuations; 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. 1202— (Substitute for House Bill No. 58 by Representative Pearson)**

BY REPRESENTATIVE PEARSON  
AN ACT

To amend and reenact R.S. 11:1581(5), 1612, 1614, 1617, 1631(F)(1), and 1635 and to enact R.S. 11:1588, 1631(G), 1632(C), (D), (E), and (F), 1633(C), 1636(C) and (D), 1638(C), 1645, and 1646, relative to the District Attorneys' Retirement System of Louisiana; to provide relative to federal tax qualification status of the system; to authorize changes to be made using the Administrative Procedure Act; and to provide for related matters.

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

**House Concurrent Resolutions on Second Reading**

**HOUSE CONCURRENT RESOLUTION NO. 135—**

BY REPRESENTATIVES COX AND BURFORD  
A CONCURRENT RESOLUTION

To urge and request the secretary of the Department of Wildlife and Fisheries and the Wildlife and Fisheries Commission to reexamine the agreement relative to creel limits applicable to waters shared between Louisiana and Texas.

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

**HOUSE CONCURRENT RESOLUTION NO. 136—**

BY REPRESENTATIVE ORTEGO  
A CONCURRENT RESOLUTION

To urge and request the Department of Transportation and Development to conduct a study relative to the potential of frontage roads being constructed adjacent to interstate roadways and or urban arterials.

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

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

**NAYS**

Total - 0

**ABSENT**

Crowe	LaFleur	Peacock
Donahue	Long	Peterson
Total - 6		

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

EDUCATION

Senator Conrad Appel, Chairman on behalf of the Committee on Education, submitted the following report:

May 10, 2012

To the President and Members of the Senate:

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

SENATE CONCURRENT RESOLUTION NO. 99—

BY SENATOR APPEL

A CONCURRENT RESOLUTION

To provide for legislative approval of the formula to determine the cost of a minimum foundation program of education in all public elementary and secondary schools as well as to equitably allocate the funds to city, parish, and other local public school systems as developed by the State Board of Elementary and Secondary Education and adopted by the board on February 27, 2012.

Reported favorably.

SENATE BILL NO. 494—

BY SENATOR APPEL

AN ACT

To amend and reenact R.S. 17:24.2, relative to elementary and secondary education; to provide with respect to school improvement; to provide for technical assistance to local public school systems; to provide relative to selection of certain teachers; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 726—

BY SENATOR CLAITOR

AN ACT

To enact Subpart A-1 of Chapter 1 of Title 17 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 17:19, relative to the minimum foundation program and formula; to provide relative to legislative approval of the formula; to provide relative to the format and content of the legislative instrument utilized for legislative approval of the formula; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 269—

BY REPRESENTATIVE BARROW

AN ACT

To amend and reenact R.S. 17:238(C), relative to the education of children in foster care; to provide relative to school placement of children in foster care; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 435—

BY REPRESENTATIVES LORUSSO, BROADWATER, BROWN, ABRAMSON, ADAMS, ANDERS, ARMES, ARNOLD, BADON, BARRAS, BARROW, BERTHELOT, BILLIOT, STUART BISHOP, WESLEY BISHOP, BROSSETT, BURFORD, HENRY BURNS, TIM BURNS, BURRELL, CARMODY, CARTER, CHAMPAGNE, CHANEY, CONNICK, COX, CROMER, DANAHAY, DIXON, DOVE, EDWARDS, FANNIN, FOIL, FRANKLIN, GAINES, GAROFALO, GEYMANN, GISCLAIR, GREENE, GUILLORY, GUINN, HARRIS, HARRISON, HAVARD, HAZEL, HENRY, HENSGENS, HILL, HODGES, HOFFMANN, HOLLIS, HONORE, HOWARD, HUNTER, HUVAL, GIROD JACKSON, KATRINA JACKSON, JAMES, JEFFERSON, JOHNSON, JONES, KLECKLEY, LAMBERT, NANCY LANDRY, TERRY LANDRY, LEBAS, LEGER, LEOPOLD, LIGI, LOPINTO, MACK, MILLER, MONTOUCET, MORENO, JAY MORRIS, JIM

MORRIS, NORTON, ORTEGO, PEARSON, PIERRE, PONTI, POPE, PRICE, PUGH, PYLANT, REYNOLDS, RICHARD, RICHARDSON, RITCHIE, SCHEXNAYDER, SCHRODER, SEABAUGH, SHADOIN, SIMON, SMITH, ST. GERMAIN, TALBOT, THIBAUT, THIERRY, THOMPSON, WHITNEY, ALFRED WILLIAMS, PATRICK WILLIAMS, AND WILLMOTT

AN ACT

To enact R.S. 17:2137(E), relative to resident classification for tuition purposes at public colleges and universities; to provide that certain veterans shall be entitled to resident classification for such purposes without regard to length of time of residency in the state; to provide conditions and limitations; to provide relative to implementation; to provide an effective date; and to provide for related matters.

Reported with amendments.

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.

Reported with amendments.

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.

Reported favorably.

HOUSE BILL NO. 818—

BY REPRESENTATIVE ST. GERMAIN

AN ACT

To amend and reenact the heading of Part II-A of Chapter 7 of Title 40 of the Louisiana Revised Statutes of 1950 and R.S. 40:1541 and to enact R.S. 36:651(S) and R.S. 40:1541.1 through 1541.3, relative to firemen training and certification; to create the Louisiana Fire and Emergency Training Commission within Louisiana State University and provide for its membership, powers, and duties; to provide for an effective date; and to provide for related matters.

Reported with amendments.

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.

Reported favorably.

HOUSE BILL NO. 1088—

BY REPRESENTATIVE HENRY

AN ACT

To enact R.S. 17:17.6, relative to student health; to provide relative to the establishment and administration of a targeted coordinated school health program and a related grant program; to provide relative to the purpose and implementation of the program; to provide for rules and regulations; to provide relative to funding; and to provide for related matters.

Reported favorably.

**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.

Reported favorably.

**HOUSE BILL NO. 1194— (Substitute for House Bill No. 525 by Representative Barrow)**

BY REPRESENTATIVE BARROW  
AN ACT

To enact R.S. 17:264, relative to public high school graduation; to authorize the State Board of Elementary and Secondary Education to develop a diploma endorsement program for the performance of community service by high school students; to provide relative to rules, guidelines, and implementation; to provide for a report; and to provide for related matters.

Reported favorably.

Respectfully submitted,  
CONRAD APPEL  
Chairman

**REPORT OF COMMITTEE ON**

**LABOR AND INDUSTRIAL RELATIONS**

Senator A. G. Crowe, Chairman on behalf of the Committee on Labor and Industrial Relations, submitted the following report:

May 10, 2012

To the President and Members of the Senate:

I am directed by your Committee on Labor and Industrial Relations to submit the following report:

**SENATE BILL NO. 430—**  
BY SENATOR MURRAY  
AN ACT

To amend and reenact R.S. 23:1209(A)(3), relative to workers' compensation; provides for the prescriptive period of developmental injury; and to provide for related matters.

Reported with amendments.

**HOUSE BILL NO. 188—**  
BY REPRESENTATIVE BROADWATER  
AN ACT

To enact R.S. 23:1601(1)(b), relative to disqualification for unemployment compensation benefits; to provide with respect to temporary employees employed by a staffing firm; to provide definitions; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 295—**  
BY REPRESENTATIVES WESLEY BISHOP AND SMITH  
AN ACT

To amend and reenact R.S. 37:2950(A) and to enact R.S. 37:2950(D)(1)(a)(xv), relative to employment restrictions; to provide relative to criminal record; to provide for exceptions; and to provide for related matters.

Reported with amendments.

**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.

Reported favorably.

Respectfully submitted,  
A. G. CROWE  
Chairman

**REPORT OF COMMITTEE ON**

**LOCAL AND MUNICIPAL AFFAIRS**

Senator Yvonne Dorsey-Colomb, Chairman on behalf of the Committee on Local and Municipal Affairs, submitted the following report:

May 10, 2012

To the President and Members of the Senate:

I am directed by your Committee on Local and Municipal Affairs to submit the following report:

**HOUSE BILL NO. 106—**  
BY REPRESENTATIVE DOVE  
AN ACT

To repeal R.S. 33:2481.3(C), relative to the city of Houma; to provide relative to the position of police chief in the city; to provide relative to provisions that place the position in the unclassified service; to provide relative to the date on which such provisions shall terminate; to repeal the termination date; and to provide for related matters.

Reported with amendments.

**HOUSE BILL NO. 179—**  
BY REPRESENTATIVE LEGER  
AN ACT

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

Reported with amendments.

**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.

Reported favorably.

May 14, 2012

**HOUSE BILL NO. 545—**

BY REPRESENTATIVE PEARSON  
AN ACT

To enact R.S. 33:2957 and R.S. 46:1073.1, relative to hospital service districts and certain hospitals; to authorize and provide relative to investments of hospital service districts, including certain hospitals; to provide for limitations and procedures; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 684—**

BY REPRESENTATIVE PYLANT  
AN ACT

To amend and reenact R.S. 40:1502.4(A) and (C)(2)(c), relative to Crowville Fire District #1; to provide relative to a service charge on structures imposed by the district; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 706—**

BY REPRESENTATIVE BERTHELOT  
AN ACT

To amend and reenact R.S. 33:405(A)(3) and (4), relative to the Lawrason Act; to provide relative to the board of aldermen of municipalities governed by the Lawrason Act; to provide relative to meetings of any such board; to provide relative to the authority granted to the mayor pro tempore and other board members to preside at any such meeting in the absence of the mayor; to provide relative to the physical or mental disability of the mayor; to authorize the mayor pro tempore to perform the duties of the mayor during any such disability; to provide limitations on the authority of the mayor pro tempore; and to provide for related matters.

Reported favorably.

Respectfully submitted,  
YVONNE DORSEY-COLOMB  
Chairman

**REPORT OF COMMITTEE ON  
NATURAL RESOURCES**

Senator Gerald Long, Chairman on behalf of the Committee on Natural Resources, submitted the following report:

May 10, 2012

To the President and Members of the Senate:

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

**HOUSE CONCURRENT RESOLUTION NO. 7—**

BY REPRESENTATIVE HENSGENS  
A CONCURRENT RESOLUTION

To memorialize the United States Congress to take such actions as are necessary to assist the Vermilion Parish Police Jury in regards to the regulatory permitting process and associated mitigation requirements involving maintenance activity performed by drainage districts in the parish.

Reported favorably.

**HOUSE CONCURRENT RESOLUTION NO. 42—**

BY REPRESENTATIVE SCHEXNAYDER  
A CONCURRENT RESOLUTION

To memorialize the United States Congress to take such actions as are necessary to encourage and enable the United States Army Corps of Engineers to expedite their wetlands permitting process.

Reported favorably.

**HOUSE BILL NO. 504—**

BY REPRESENTATIVE DOVE  
AN ACT

To amend and reenact R.S. 30:5.1, relative to pooling of oil and gas wells; to provide for authority of the commissioner of conservation to create such pools; to provide for applications, allocation of costs, and rules and regulations; and to provide for related matters.

Reported with amendments.

**HOUSE BILL NO. 532—**

BY REPRESENTATIVE JIM MORRIS  
AN ACT

To amend and reenact R.S. 30:961(E) and to enact R.S. 30:961(I), relative to withdrawal of surface water; to extend the time frame within which opportunities for cooperative agreements for such withdrawal may be entered into; to provide for approval by legislative committees of certain cooperative endeavor agreements; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 565—**

BY REPRESENTATIVE DOVE AND SENATOR LONG  
AN ACT

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

Reported favorably.

**HOUSE BILL NO. 570—**

BY REPRESENTATIVE MONTOU CET  
AN ACT

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

Reported favorably.

**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.

Reported favorably.

**HOUSE BILL NO. 720—**

BY REPRESENTATIVES LEGER AND GAROFALO  
AN ACT

To enact Chapter 26 of Subtitle III of Title 39 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 39:2201 through 2204, relative to certain contracts for public works by the Office of Coastal Protection and Restoration and political subdivisions; to provide definitions; to provide for requirements for bidding and proposals; to provide for duties of the Louisiana

Workforce Commission; to provide for agreements; to require reporting; and to provide for related matters.

Reported favorably.

**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.

Reported favorably.

**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.

Reported with amendments.

**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.

Reported favorably.

**HOUSE BILL NO. 957—**  
BY REPRESENTATIVE EDWARDS

AN ACT

To enact R.S. 30:4(L), relative to hydraulic fracturing; to provide for the authority of the commissioner of conservation to promulgate rules, regulations, and orders; to provide for the reporting of additives and ingredients of hydraulic fracturing fluid; to provide for reporting of certain ingredients with trade secret protection; and to provide for related matters.

Reported with amendments.

**HOUSE BILL NO. 1041—**  
BY REPRESENTATIVE DOVE

AN ACT

To authorize and provide for the transfer of certain state property; to authorize the transfer of certain state property in Terrebonne Parish; to provide for the property description; to provide for

reservation of mineral rights; to provide terms and conditions; to provide an effective date; and to provide for related matters.

Reported favorably.

Respectfully submitted,  
GERALD LONG  
Chairman

REPORT OF COMMITTEE ON

TRANSPORTATION, HIGHWAYS AND  
PUBLIC WORKS

Senator Robert Adley, Chairman on behalf of the Committee on Transportation, Highways and Public Works, submitted the following report:

May 10, 2012

To the President and Members of the Senate:

I am directed by your Committee on Transportation, Highways and Public Works to submit the following report:

**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.

Reported with amendments.

**HOUSE CONCURRENT RESOLUTION NO. 30—**  
BY REPRESENTATIVE KATRINA JACKSON

A CONCURRENT RESOLUTION

To urge and request the Louisiana Department of Transportation and Development to install a traffic light at the junction of LA 594 and Millhaven Road and the entrance to Millhaven Estates Subdivision in Ouachita Parish.

Reported with amendments.

**HOUSE BILL NO. 117—**  
BY REPRESENTATIVE HENRY BURNS

AN ACT

To amend and reenact R.S. 32:408(B)(7)(e), relative to commercial motor vehicle driver waivers; to prohibit certain commercial motor vehicle drivers from driving commercial motor vehicles for public utilities; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 124—**  
BY REPRESENTATIVES EDWARDS, GISCLAIR, HILL, HODGES, HONORE, HOWARD, LEOPOLD, MACK, RICHARDSON, AND ST. GERMAIN

AN ACT

To enact R.S. 47:490.25, relative to military honor license plates; to provide for the Korean Defense Service license plate; to provide for qualified applicants; to provide for rules and regulations; and to provide for related matters.

Reported with amendments.

**HOUSE BILL NO. 133—**  
BY REPRESENTATIVES ARMES, ADAMS, ANDERS, ARNOLD, BILLIOT, STUART BISHOP, WESLEY BISHOP, BROADWATER, BROWN, BURFORD, HENRY BURNS, BURRELL, CHAMPAGNE, CHANEY, COX, CROMER, EDWARDS, GAINES, GAROFALO, GISCLAIR, HARRIS, HAVARD, HAZEL, HENRY, HENSGENS, HILL, HODGES, HOLLIS, HONORE, HOWARD, HUNTER, KATRINA JACKSON, JAMES, JEFFERSON, JONES, LAMBERT, NANCY LANDRY, TERRY LANDRY, LEBAS, LEOPOLD, LIGI, LORUSSO, MACK, MILLER, MONTTOUCET, JAY MORRIS, NORTON, ORTEGO, PEARSON, PIERRE, POPE, PRICE, PUGH, PYLANT, REYNOLDS, RICHARD, RICHARDSON, RITCHIE,

May 14, 2012

SCHRODER, SEABAUGH, SIMON, SMITH, ST. GERMAIN, THIERRY, THOMPSON, PATRICK WILLIAMS, AND WILLMOTT  
AN ACT

To enact R.S. 32:412(K) and R.S. 40:1321(K), relative to driver's licenses and special identification cards; to authorize the designation of "VETERAN" on drivers' licenses and special identification cards; to provide for rules; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 162—**  
BY REPRESENTATIVE GISCLAIR  
AN ACT

To amend and reenact R.S. 32:301, relative to motor vehicles; to provide that lighted lamps are required to be used while driving through a tunnel; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 197—**  
BY REPRESENTATIVES HENRY BURNS AND WILLMOTT  
AN ACT

To amend and reenact R.S. 32:295.1(A) and (B), relative to seat belts; to require all passengers in motor vehicles to wear a seat belt; to prohibit a driver from transporting more passengers than a motor vehicle has seat belts; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 310—**  
BY REPRESENTATIVES PONTI AND REYNOLDS  
AN ACT

To amend and reenact R.S. 32:717(B), relative to scrap motor vehicles; to provide for permits to dismantle vehicles over a certain number of years old; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 317—**  
BY REPRESENTATIVE GISCLAIR  
AN ACT

To amend and reenact R.S. 48:264.1, relative to salvaged material; to authorize the use of salvage material in coastal protection and restoration projects; to provide for the powers and duties of the secretary of the Department of Transportation and Development and the Office of Coastal Protection and Restoration; and to provide for related matters.

Reported with amendments.

**HOUSE BILL NO. 367—**  
BY REPRESENTATIVE LEGER  
AN ACT

To amend and reenact R.S. 38:2212(A)(3)(g), relative to construction managers; to remove certain restrictions on the use of construction managers or third-party consultants in Orleans Parish; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 374—**  
BY REPRESENTATIVE ARMES  
AN ACT

To amend and reenact R.S. 32:1305(B), relative to motor vehicle inspections; to delete certain provisions of motor vehicle inspection law relative to issuance of permits to inspection stations; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 384—**  
BY REPRESENTATIVE DANAHAY  
AN ACT

To amend and reenact R.S. 9:1102.2(A)(1)(a) and (2)(a), relative to port commissions; authorizes shallow-draft port commissions to

lease or sublease property without the necessity of public bid; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 413—**  
BY REPRESENTATIVE HARRISON  
AN ACT

To amend and reenact R.S. 38:3086.24(H)(1) and 3086.26 and to enact R.S. 38:3086.24(L), relative to the Bayou Lafourche Fresh Water District; to authorize the board of such district to control and regulate the activities on the banks of Bayou Lafourche; to authorize the Coastal Protection and Restoration Authority to assist the district; to authorize the board to contract for services related to integrated coastal protection; and to provide for related matters.

Reported with amendments.

**HOUSE BILL NO. 425—**  
BY REPRESENTATIVE BROSSETT  
AN ACT

To enact R.S. 47:469.1, relative to special license plates; to create a special "For Hire" plate for use in the city of New Orleans; to provide for the design and cost; to provide for rules and regulations; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 478—**  
BY REPRESENTATIVE GISCLAIR  
AN ACT

To amend and reenact Section 1(A) of Act No. 57 of the 2005 Regular Session of the Legislature, as amended by Act No. 79 of the 2007 Regular Session of the Legislature, relative to the Grand Isle Port Commission; to provide relative to the use of certain waters for seafood production research; to provide relative to the specification of the boundaries and size of the area in which the research will be done; and to provide for related matters.

Reported with amendments.

**HOUSE BILL NO. 485—**  
BY REPRESENTATIVES THIERRY, BROWN, FRANKLIN, GISCLAIR, GUINN, HILL, HODGES, HONORE, HOWARD, LEBAS, LEOPOLD, NORTON, RICHARD, AND ST. GERMAIN  
AN ACT

To amend and reenact R.S. 32:80(A)(4), relative to traffic violations; to provide for enhanced penalties for overtaking or passing a school bus when injury or death occurs as a result; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 499—**  
BY REPRESENTATIVES HENRY BURNS, BROWN, FRANKLIN, GISCLAIR, GUINN, HILL, HODGES, HONORE, HOWARD, JONES, TERRY LANDRY, LEBAS, LEOPOLD, MACK, NORTON, PYLANT, AND RICHARDSON  
AN ACT

To enact R.S. 32:412(K) and R.S. 40:1321(K), relative to drivers' licenses and special identification cards; to authorize the designation of "Veteran" on drivers' licenses and special identification cards; to provide for rules; and to provide for related matters.

Reported favorably.

**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.

Reported favorably.

**HOUSE BILL NO. 544—**BY REPRESENTATIVE MONTUCET  
AN ACT

To amend and reenact R.S. 32:424(A), relative to driver's licenses; to require a suspected unqualified licensee to retake the skills and knowledge test; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 652—**BY REPRESENTATIVE LEGER  
AN ACT

To amend and reenact R.S. 34:3460 and R.S. 38:2318.1(B) and to enact R.S. 34:3523, relative to contracts let by ports pursuant to a pilot program; to authorize ports to use the design-build method as a pilot program on a limited number of construction projects; to provide for a selection process for the design-builder; to provide for requirements, rights, and powers for the design-builder; to provide for notice and advertisement procedures; to authorize a private design professional to develop project descriptions; to establish an evaluation committee and its responsibilities; to establish a technical review committee and its responsibilities; to provide procedures for selection of the successful proposal; to provide a review process; to provide guidelines relative to legal action; and to provide for related matters.

Reported with amendments.

**HOUSE BILL NO. 805—**BY REPRESENTATIVE PONTI  
AN ACT

To amend and reenact R.S. 45:162(2), (12), (13), and (20)(b), 163(D)(1)(b), 164(C), (D), (E)(1) and (2)(a) and (b), 165, 169, 172(A)(3), and 179 and to repeal R.S. 45:163(E) and 172(A)(4)(c), relative to the Louisiana Public Service Commission; to define "certificate"; to define "passenger carrying vehicle"; to correct a reference to Solid Waste Regulations; to require passenger carrying vehicles to have public liability and property damage insurance; to exclude passenger carrying vehicles from the requirement to prove public convenience and necessity; to change references to registration permit to common carrier certificate; to require a permanent establishment; to require registration of the permanent establishment; to authorize common carriers or waste carriers to also hold a certificate for the transportation of salt water; to correct references to certificate of convenience and necessity to common carrier certificate or contract carrier permit; to exempt from registration vehicles operated by Medicare and Medicaid providers; to provide for registration exemptions for certain motor vehicles; to repeal the duties of the Louisiana Public Service Commission with respect to the Louisiana Truck Center; to repeal a registration exemption for trucks or property carrying vehicles mainly located, operated, and employed within the corporate limits of one incorporated municipality; and to provide for related matters.

Reported with amendments.

**HOUSE BILL NO. 839—**BY REPRESENTATIVE HENRY  
AN ACT

To amend and reenact R.S. 32:1713(3) and (5), 1717(A)(1), 1717.1(A), 1718(A)(introductory paragraph), (1), (2), and (3), 1719(A), 1720(A), 1728(A) and (D)(4), 1728.2(D)(4) and (G)(2), and 1736(A)(2), (C), and (D), to enact R.S. 32:1713(7) and (8), 1717(A)(4), and 1735(D), and to repeal R.S. 32:1714(6), relative to the Louisiana Towing and Storage Act; to provide for certain qualifications; to provide for the licensing of towing and storage facilities; to provide for notification of a towed vehicle to law enforcement; to provide for notification of a towed or stored vehicle to the Department of Transportation and Development; to provide for notification of a towed or stored vehicle to the vehicle owner and lienholder; to provide for the disposal of a stored vehicle; to provide for the waiver of

fees when disposing a vehicle; to provide for gate fees; to provide for the towing of vehicles from private property; and to provide for related matters.

Reported with amendments.

**HOUSE BILL NO. 857—**BY REPRESENTATIVE JOHNSON  
AN ACT

To enact R.S. 32:900.1, relative to for-hire motor vehicles used to transport railroad workers; to provide for minimum liability coverage for passengers; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 1061—**BY REPRESENTATIVE ORTEGO  
AN ACT

To enact R.S. 40:1853.1 and to repeal R.S. 40:1853, relative to dispensing of fuels; to authorize the public use of automatic liquefied petroleum gas dispensing devices; to provide for rules and regulations; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 1130—**BY REPRESENTATIVES CROMER AND JAMES  
AN ACT

To amend and reenact R.S. 32:851, 862(B)(1), (G)(1) and (3), and (H), 863(B)(1), 863.1(A)(1)(a)(introductory paragraph) and (G)(1), and 874(B)(2) and to enact R.S. 32:862(I) and (J) and 874(C), relative to proof of insurance; to allow for the usage of mobile electronic devices as a method of providing proof of insurance; to authorize the commissioner of the Department of Public Safety and Corrections to compel a motor vehicle operator to provide a paper copy of proof of insurance; to provide relative to a court's authority to compel a motor vehicle operator to provide a paper copy of proof of insurance; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 1154—**

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

AN ACT

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

Reported favorably.

**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.

Reported favorably.

Respectfully submitted,  
ROBERT ADLEY  
Chairman

May 14, 2012

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

Senator Adley asked for and obtained a suspension of the rules to take up Senate Bills and Joint Resolutions just reported by Committees.

SENATE BILL NO. 430— BY SENATOR MURRAY

AN ACT

To amend and reenact R.S. 23:1209(A)(3), relative to workers' compensation; provides for the prescriptive period of developmental injury; and to provide for related matters.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Labor and Industrial Relations to Original Senate Bill No. 430 by Senator Murray

AMENDMENT NO. 1

On page 1, line 2, after "R.S. 23:1209(A)(3)," insert "and to enact R.S. 23:1209(A)(4)"

AMENDMENT NO. 2

On page 1, line 3, after "injury;" insert "to provide for payout of temporary total disability benefits under certain circumstances;"

AMENDMENT NO. 3

On page 1, line 5, Between "reenacted" and "to" insert "and R.S. 23:1209(A)(4) is hereby enacted"

AMENDMENT NO. 4

On page 1, between lines 12 and 13 insert the following: "(4) However, in all such cases described in Paragraph (3) above, where the proceedings have begun after two years from the date of the work accident but within three years from the date of the work accident, the employee may be entitled to temporary total disability benefits for a period not to exceed six months and the payment of such temporary total disability benefits in accordance with this Paragraph only shall not operate to toll or interrupt prescription as to any other benefit as provided in R.S. 23:1221."

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

SENATE BILL NO. 494— BY SENATOR APPEL

AN ACT

To amend and reenact R.S. 17:24.2, relative to elementary and secondary education; to provide with respect to school improvement; to provide for technical assistance to local public school systems; to provide relative to selection of certain teachers; and to provide for related matters.

Reported with amendments by the Committee on Education.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Education to Original Senate Bill No. 494 by Senator Appel

AMENDMENT NO. 1

On page 1, line 2, change "R.S. 17:24.2" to "R.S. 17:24.2, 46(F), 500.2(A)(1), (C)(2), and (E)(1), 1176(B), 1202(A)(1), (C)(2), and (E)(1), and 1206.2(A)(1), (C)(2), and (E)(1), and to repeal Section 2 of Act No. 470 of the 2010 Regular Session of the Legislature"

AMENDMENT NO. 2

On page 1, line 4, between "teachers;" and "and" insert the following: "to provide relative to extended sick leave for teachers, school bus operators, and other school employees; to provide relative to the duration of such leave, compensation during such leave, and conditions under which requests for such leave shall be granted; to remove provisions excepting school boards from complying with requirements with respect to extended sick leave during certain fiscal years; to provide relative to the granting of sabbatical leave by a city, parish, or other local public school board or by the governing authority of a state special school; to provide relative to the requirement that certain sabbatical leave requests be granted; to provide relative to exceptions to such requirement; to remove a specific limitation on the eligibility of certain school employees for sabbatical leave; to provide an effective date;"

AMENDMENT NO. 3

On page 2, after line 4, insert the following: "Section 2. R.S. 17:500.2(A)(1), (C)(2), and (E)(1), 1202(A)(1), (C)(2), and (E)(1), and 1206.2(A)(1), (C)(2), and (E)(1) are hereby amended and reenacted to read as follows:

§500.2. School bus operators; extended sick leave A.(1)(a) Except as provided in Subparagraph (b) of this Paragraph, every Every city, parish, and other local public school board shall may permit each school bus operator to take up to ninety forty-five days of extended sick leave in each six-year period of employment, which may be used for personal illness or illness of an immediate family member a medical necessity in the manner provided in this Subsection Section, at any time that the school bus operator has no remaining regular sick leave balance.

(b) For Fiscal Year 2011-2012 and Fiscal Year 2012-2013, a city, parish, or other local public school board may but shall not be required to comply with the provisions of Subparagraph (a) of this Paragraph during a fiscal year for which the amount of the state and local base per pupil cost determination, as established in the minimum foundation program formula most recently approved by the legislature, is not an increase of at least two and seventy-five hundredths percent over the amount established for the previous fiscal year, and at the beginning of such fiscal year the school board has a fund balance deficit that exceeds five percent and an unrestricted fund balance of less than seven and one-half percent. However, the school board shall honor any approved leave that it approved prior to the date the minimum foundation program formula is approved by the legislature.

(c)(i) Notwithstanding the provisions of Subparagraph (b) of this Paragraph, in the case of a catastrophic illness or injury, a school board shall comply with the provisions of Subparagraph (a) of this Paragraph.

(ii) For the purposes of this Subparagraph, "catastrophic illness or injury" means a life-threatening, chronic, or incapacitating condition affecting an employee or a member of an employee's immediate family, as verified by a licensed physician.

C.

(2) Any school bus operator on extended sick leave shall be paid sixty-five fifty percent of the salary paid to him at the time the extended sick leave begins.

E.(1)(a) On every occasion when that a school bus operator uses extended sick leave, a statement from a licensed physician certifying that the leave it is medically necessary a medical necessity for the school bus operator or that the immediate family member's illness is serious and requires the presence of the school bus operator to be absent for at least ten consecutive work days shall be presented prior to the extension of such leave.

(b) For the purposes of this Paragraph, a "medical necessity" is the result of a catastrophic illness or injury, which means a life-threatening, chronic, or incapacitating condition of the school bus operator or a member of his immediate family.

§1202. Teachers; extended sick leave

A.(1)(a) Except as provided in Subparagraph (b) of this Paragraph, every Every city, parish, and other local public school



board shall may permit each teacher to take up to ninety forty-five days of extended sick leave in each six-year period of employment, which may be used for personal illness or illness of an immediate family member a medical necessity in the manner provided in this Subsection Section at any time that the teacher has no remaining regular sick leave balance.

(b) For Fiscal Year 2011-2012 and Fiscal Year 2012-2013, a city, parish, or other local public school board may but shall not be required to comply with the provisions of Subparagraph (a) of this Paragraph during a fiscal year for which the amount of the state and local base per pupil cost determination, as established in the minimum foundation program formula most recently approved by the legislature, is not an increase of at least two and seventy-five hundredths percent over the amount established for the previous fiscal year, and at the beginning of such fiscal year the school board has a fund balance deficit that exceeds five percent and an unrestricted fund balance of less than seven and one-half percent. However, the school board shall honor any approved leave that it approved prior to the date the minimum foundation program formula is approved by the legislature.

(c)(i) Notwithstanding the provisions of Subparagraph (b) of this Paragraph, in the case of a catastrophic illness or injury, a school board shall comply with the provisions of Subparagraph (a) of this Paragraph.

(ii) For the purposes of this Subparagraph, "catastrophic illness or injury" means a life-threatening, chronic, or incapacitating condition affecting an employee or a member of an employee's immediate family, as verified by a licensed physician.

C.

(2) Any teacher on extended sick leave shall be paid sixty-five fifty percent of the salary paid to him at the time the extended sick leave begins.

E.(1)(a) On every occasion ~~when~~ that a teacher uses extended sick leave, a statement from a licensed physician certifying that ~~the leave it is medically necessary a medical necessity~~ for the teacher ~~or that the immediate family member's illness is serious and requires the presence of the teacher to be absent for ten consecutive work days~~ shall be presented prior to the extension of such leave.

(b) For the purposes of this Paragraph, a "medical necessity" is the result of a catastrophic illness or injury, which means a life-threatening, chronic, or incapacitating condition of the teacher or a member of his immediate family.

(c) The physician statement required by this Paragraph may be presented and the extended sick leave may be requested subsequent to the teacher's return to service. In such a case, the extended leave shall be granted for all days for which such leave is requested and the required documentation is presented provided the leave is requested and the required documentation is presented within three days after the teacher returns to service.

§1206.2. Employees; extended sick leave

A.(1)(a) ~~Except as provided in Subparagraph (b) of this Paragraph, every Every~~ city, parish, and other local public school board shall may permit each employee, as defined in R.S. 17:1205, to take up to ninety forty-five days of extended sick leave in each six-year period of employment which may be used for personal illness or illness of an immediate family member a medical necessity in the manner provided in this Subsection Section at any time that the employee has no remaining regular sick leave balance.

(b) For Fiscal Year 2011-2012 and Fiscal Year 2012-2013, a city, parish, or other local public school board may but shall not be required to comply with the provisions of Subparagraph (a) of this Paragraph during a fiscal year for which the amount of the state and local base per pupil cost determination, as established in the minimum foundation program formula most recently approved by the legislature, is not an increase of at least two and seventy-five hundredths percent over the amount established for the previous fiscal year, and at the beginning of such fiscal year the school board has a fund balance deficit that exceeds five percent and an unrestricted fund balance of less than seven and one-half percent. However, the school board shall honor any approved leave that it

approved prior to the date the minimum foundation program formula is approved by the legislature.

(c)(i) Notwithstanding the provisions of Subparagraph (b) of this Paragraph, in the case of a catastrophic illness or injury, a school board shall comply with the provisions of Subparagraph (a) of this Paragraph.

(ii) For the purposes of this Subparagraph, "catastrophic illness or injury" means a life-threatening, chronic, or incapacitating condition affecting an employee or a member of an employee's immediate family, as verified by a licensed physician.

C.

(2) Any employee on extended sick leave shall be paid sixty-five fifty percent of the salary paid to him at the time the extended sick leave begins.

E.(1)(a) On every occasion when an employee uses extended sick leave, a statement from a licensed physician certifying that ~~the leave it is medically necessary a medical necessity~~ for the employee ~~or that the immediate family member's illness is serious and requires the presence of the employee to be absent for at least ten consecutive work days~~ shall be presented prior to the extension of such leave.

(b) For the purposes of this Paragraph, a "medical necessity" is the result of a catastrophic illness or injury, which means a life-threatening, chronic, or incapacitating condition of the employee or a member of his immediate family.

(c) The physician statement required by this Paragraph may be presented and the extended sick leave may be requested subsequent to the employee's return to service. In such a case, the extended leave shall be granted for all days for which such leave is requested and the required documentation is presented provided the leave is requested and the required documentation is presented within three days after the employee returns to service.

Section 3. R.S. 17:46(F) and 1176(B) are hereby amended and reenacted to read as follows:  
§46. Sabbatical leave program

F.(1) Any applicant who, at the expiration of the semester in which he applies, is ineligible for the sabbatical leave requested or who has not complied with the provisions of Subsections A through D of this Section, shall have his application rejected, but all other applicants shall have their applications granted, except as provided in Paragraphs (2) and (3) of this Subsection, provided that all leaves requested in such applications could be taken without violating the following provision: At no time during the school year shall the number of persons on sabbatical leave exceed ten percent of the total number of teachers employed in the special school.

(2) The governing authority of a special school may but shall not be required to comply with the provisions of Paragraph (1) of this Subsection that mandate the granting of certain leave applications during a fiscal year for which the amount of the state and local base per pupil cost determination for such fiscal year, as established in the minimum foundation program formula most recently approved by the legislature, is not an increase of at least two and seventy-five hundredths percent over the amount established for the previous fiscal year; however, the governing authority shall honor any approved leave that it approved prior to the date the minimum foundation program formula is approved by the legislature.

(3) Notwithstanding the provisions of Paragraph (2) of this Subsection, in the case of a catastrophic illness or injury, the board shall comply with the provisions of Paragraph (1) of this Subsection. For the purposes of this Paragraph, "catastrophic illness or injury" means a life-threatening, chronic, or incapacitating condition affecting an employee or a member of an employee's immediate family, as verified by a licensed physician.

§1176. Grounds for rejection of application

B. For Fiscal Year 2011-2012 and Fiscal Year 2012-2013, a A city, parish, or other local public school board may but shall not be required to grant leave applications pursuant to Subsection A of this Section during a fiscal year for which the amount of the state and

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local base per pupil cost determination, as established in the minimum foundation program formula most recently approved by the legislature, is not an increase of at least two and seventy-five hundredths percent over the amount established for the previous fiscal year, and at the beginning of such fiscal year the school board has a fund balance deficit that exceeds five percent and an unrestricted fund balance of less than seven and one-half percent. However, the school board shall honor any approved leave that it approved prior to the date the minimum foundation program formula is approved by the legislature.

\* \* \*

Section 4. Section 2 of Act No. 470 of the 2010 Regular Session of the Legislature is hereby repealed in its entirety.

Section 5. This Act shall become effective upon signature by the governor or, if not signed by the governor, upon expiration of the time for bills to become law without signature by the governor, as provided by Article III, Section 18 of the Constitution of Louisiana. If vetoed by the governor and subsequently approved by the legislature, this Act shall become effective on the day following such approval."

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

**SENATE BILL NO. 726—**  
BY SENATOR CLAITOR

AN ACT

To enact Subpart A-1 of Chapter 1 of Title 17 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 17:19, relative to the minimum foundation program and formula; to provide relative to legislative approval of the formula; to provide relative to the format and content of the legislative instrument utilized for legislative approval of the formula; and to provide for related matters.

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

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

Senator Appel asked for and obtained a suspension of the rules to take up Senate Concurrent Resolutions just reported by Committees.

**SENATE CONCURRENT RESOLUTION NO. 99—**  
BY SENATOR APPEL

A CONCURRENT RESOLUTION

To provide for legislative approval of the formula to determine the cost of a minimum foundation program of education in all public elementary and secondary schools as well as to equitably allocate the funds to city, parish, and other local public school systems as developed by the State Board of Elementary and Secondary Education and adopted by the board on February 27, 2012.

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

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

Senator Dorsey-Colomb asked for and obtained a suspension of the rules to take up House Bills and Joint Resolutions just reported by Committees.

**HOUSE BILL NO. 106—**  
BY REPRESENTATIVE DOVE

AN ACT

To repeal R.S. 33:2481.3(C), relative to the city of Houma; to provide relative to the position of police chief in the city; to provide relative to provisions that place the position in the unclassified service; to provide relative to the date on which such provisions shall terminate; to repeal the termination date; and to provide for related matters.

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

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Local and Municipal Affairs to Engrossed House Bill No. 106 by Representative Dove

**AMENDMENT NO. 1**

On page 1, line 2, after "To" change "repeal" to "amend and reenact"

**AMENDMENT NO. 2**

On page 1, line 5, after "terminate;" delete "to repeal the termination date;"

**AMENDMENT NO. 3**

On page 1, line 11, after "hereby" delete the remainder of the line and insert: "amended and reenacted to read as follows:"

**AMENDMENT NO. 4**

On page 1, between lines 11 and 12, insert the following:  
"\$2481.3. Police chief; city of Houma; unclassified service

\* \* \*

C. The provisions of this Section shall be null and void on July 1, 2012 ~~2016~~."

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

**HOUSE BILL NO. 117—**  
BY REPRESENTATIVE HENRY BURNS

AN ACT

To amend and reenact R.S. 32:408(B)(7)(e), relative to commercial motor vehicle driver waivers; to prohibit certain commercial motor vehicle drivers from driving commercial motor vehicles for public utilities; and to provide for related matters.

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

**HOUSE BILL NO. 124—**

BY REPRESENTATIVES EDWARDS, GISCLAIR, HILL, HODGES, HONORE, HOWARD, LEOPOLD, MACK, RICHARDSON, AND ST. GERMAIN

AN ACT

To enact R.S. 47:490.25, relative to military honor license plates; to provide for the Korean Defense Service license plate; to provide for qualified applicants; to provide for rules and regulations; and to provide for related matters.

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

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Transportation, Highways and Public Works to Engrossed House Bill No. 124 by Representative Edwards

**AMENDMENT NO. 1**

On page 1, line 20, change "fee" to "tax"

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

**HOUSE BILL NO. 133—**

BY REPRESENTATIVES ARMES, ADAMS, ANDERS, ARNOLD, BILLIOT, STUART BISHOP, WESLEY BISHOP, BROADWATER, BROWN, BURFORD, HENRY BURNS, BURRELL, CHAMPAGNE, CHANEY, COX, CROMER, EDWARDS, GAINES, GAROFALO, GISCLAIR, HARRIS, HAVARD, HAZEL, HENRY, HENSGENS, HILL, HODGES, HOLLIS, HONORE, HOWARD, HUNTER, KATRINA JACKSON, JAMES, JEFFERSON, JONES, LAMBERT, NANCY LANDRY, TERRY LANDRY, LEBAS, LEOPOLD, LIGI, LORUSSO, MACK, MILLER, MONTOUCE, JAY MORRIS, NORTON, ORTEGO, PEARSON, PIERRE, POPE, PRICE, PUGH, PYLANT, REYNOLDS, RICHARD, RICHARDSON, RITCHIE, SCHRODER, SEABAUGH, SIMON, SMITH, ST. GERMAIN, THIERRY, THOMPSON, PATRICK WILLIAMS, AND WILLMOTT

AN ACT

To enact R.S. 32:412(K) and R.S. 40:1321(K), relative to driver's licenses and special identification cards; to authorize the designation of "VETERAN" on drivers' licenses and special identification cards; to provide for rules; and to provide for related matters.

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

**HOUSE BILL NO. 162—**

BY REPRESENTATIVE GISCLAIR  
AN ACT

To amend and reenact R.S. 32:301, relative to motor vehicles; to provide that lighted lamps are required to be used while driving through a tunnel; and to provide for related matters.

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

**HOUSE BILL NO. 179—**

BY REPRESENTATIVE LEGER  
AN ACT

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

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

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Local and Municipal Affairs to Reengrossed House Bill No. 179 by Representative Leger

**AMENDMENT NO. 1**

On page 1, at the beginning of line 3, change "25:1238.5(B)(1)(f) and (g)," to "25:1238.5(B)(1)(f), (g), and (h),"

**AMENDMENT NO. 2**

On page 1, at the beginning of line 15, change "25:1238.5(B)(1)(f) and (g)," to "25:1238.5(B)(1)(f), (g), and (h),"

**AMENDMENT NO. 3**

On page 2, between lines 20 and 21, insert the following:  
"(h) One member appointed by the New Orleans Multicultural Tourism Network."

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

**HOUSE BILL NO. 188—**

BY REPRESENTATIVE BROADWATER  
AN ACT

To enact R.S. 23:1601(1)(b), relative to disqualification for unemployment compensation benefits; to provide with respect to temporary employees employed by a staffing firm; to provide definitions; and to provide for related matters.

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

**HOUSE BILL NO. 197—**

BY REPRESENTATIVES HENRY BURNS AND WILLMOTT  
AN ACT

To amend and reenact R.S. 32:295.1(A) and (B), relative to seat belts; to require all passengers in motor vehicles to wear a seat belt; to prohibit a driver from transporting more passengers than a motor vehicle has seat belts; and to provide for related matters.

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

**HOUSE BILL NO. 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.

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

**HOUSE BILL NO. 269—**

BY REPRESENTATIVE BARROW  
AN ACT

To amend and reenact R.S. 17:238(C), relative to the education of children in foster care; to provide relative to school placement of children in foster care; and to provide for related matters.

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

**HOUSE BILL NO. 295—**

BY REPRESENTATIVES WESLEY BISHOP AND SMITH  
AN ACT

To amend and reenact R.S. 37:2950(A) and to enact R.S. 37:2950(D)(1)(a)(xv), relative to employment restrictions; to provide relative to criminal record; to provide for exceptions; and to provide for related matters.

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

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Labor and Industrial Relations to Engrossed House Bill No. 295 by Representative Wesley Bishop

**AMENDMENT NO. 1**

On page 1, line 2, after "(a)(xv)" insert ", (xvi) and (xvii)"

**AMENDMENT NO. 2**

On page 1, line 7, delete "is" and insert ", (xvi), and (xvii) are"

**AMENDMENT NO. 3**

On page 2, between lines 3 and 4, insert the following:  
"**(xvi) The Louisiana State Board of Physical Therapy Examiners.**  
**(xvii) The Louisiana Board of Massage Therapy.**"

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

**HOUSE BILL NO. 310—**  
BY REPRESENTATIVES PONTI AND REYNOLDS  
AN ACT

To amend and reenact R.S. 32:717(B), relative to scrap motor vehicles; to provide for permits to dismantle vehicles over a certain number of years old; and to provide for related matters.

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

**HOUSE BILL NO. 317—**  
BY REPRESENTATIVE GISCLAIR  
AN ACT

To amend and reenact R.S. 48:264.1, relative to salvaged material; to authorize the use of salvage material in coastal protection and restoration projects; to provide for the powers and duties of the secretary of the Department of Transportation and Development and the Office of Coastal Protection and Restoration; and to provide for related matters.

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

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Transportation, Highways and Public Works to Engrossed House Bill No. 317 by Representative Gisclair

AMENDMENT NO. 1

On page 1, delete lines 17 through 20 and insert:

"B. When, in the opinion of the secretary of the department or his designee, it is in the best interest of the state, he may order any materials deemed of no salvage value recovered from the reconstruction or repair of any state road or bridge, or from any other work performed by the department to be disposed of by transfer to the office of coastal protection and restoration to be utilized for coastal protection and restoration projects, such transfer to be made in accordance with procedures established by the secretary or his designee in coordination with the office of coastal protection and restoration."

AMENDMENT NO. 2

On page 2, delete lines 1 and 2

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

**HOUSE BILL NO. 367—**  
BY REPRESENTATIVE LEGER  
AN ACT

To amend and reenact R.S. 38:2212(A)(3)(g), relative to construction managers; to remove certain restrictions on the use of construction managers or third-party consultants in Orleans Parish; and to provide for related matters.

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

**HOUSE BILL NO. 374—**  
BY REPRESENTATIVE ARMES  
AN ACT

To amend and reenact R.S. 32:1305(B), relative to motor vehicle inspections; to delete certain provisions of motor vehicle inspection law relative to issuance of permits to inspection stations; and to provide for related matters.

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

**HOUSE BILL NO. 384—**  
BY REPRESENTATIVE DANAHAY  
AN ACT

To amend and reenact R.S. 9:1102.2(A)(1)(a) and (2)(a), relative to port commissions; authorizes shallow-draft port commissions to lease or sublease property without the necessity of public bid; and to provide for related matters.

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

**HOUSE BILL NO. 413—**  
BY REPRESENTATIVE HARRISON  
AN ACT

To amend and reenact R.S. 38:3086.24(H)(1) and 3086.26 and to enact R.S. 38:3086.24(L), relative to the Bayou Lafourche Fresh Water District; to authorize the board of such district to control and regulate the activities on the banks of Bayou Lafourche; to authorize the Coastal Protection and Restoration Authority to assist the district; to authorize the board to contract for services related to integrated coastal protection; and to provide for related matters.

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

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Transportation, Highways and Public Works to Reengrossed House Bill No. 413 by Representative Harrison

AMENDMENT NO. 1

On page 2, line 5, change "public works" to "engineering"

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

**HOUSE BILL NO. 425—**  
BY REPRESENTATIVE BROSSETT  
AN ACT

To enact R.S. 47:469.1, relative to special license plates; to create a special "For Hire" plate for use in the city of New Orleans; to provide for the design and cost; to provide for rules and regulations; and to provide for related matters.

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

**HOUSE BILL NO. 435—**  
BY REPRESENTATIVES LORUSSO, BROADWATER, BROWN, ABRAMSON, ADAMS, ANDERS, ARMES, ARNOLD, BADON, BARRAS, BARROW, BERTHELOT, BILLIOT, STUART BISHOP, WESLEY BISHOP, BROSSETT, BURFORD, HENRY BURNS, TIM BURNS, BURRELL, CARMODY, CARTER, CHAMPAGNE, CHANEY, CONNICK, COX, CROMER, DANAHAY, DIXON, DOVE, EDWARDS, FANNIN, FOIL, FRANKLIN, GAINES, GAROFALO, GEYMANN, GISCLAIR, GREENE, GUILLORY, GUINN, HARRIS, HARRISON, HAVARD, HAZEL, HENRY, HENSGENS, HILL, HODGES, HOFFMANN, HOLLIS, HONORE, HOWARD, HUNTER, HUVAL, GIROD JACKSON, KATRINA JACKSON, JAMES, JEFFERSON, JOHNSON, JONES, KLECKLEY, LAMBERT, NANCY LANDRY, TERRY LANDRY, LEBAS, LEGER, LEOPOLD, LIGI, LOPINTO, MACK, MILLER, MONTOU CET, MORENO, JAY MORRIS, JIM MORRIS, NORTON, ORTEGO, PEARSON, PIERRE, PONTI, POPE, PRICE, PUGH, PYLANT, REYNOLDS, RICHARD, RICHARDSON, RITCHIE, SCHEYNAYDER, SCHRODER, SEABAUGH, SHADOIN, SIMON, SMITH, ST. GERMAIN, TALBOT, THIBAUT, THIERRY, THOMPSON, WHITNEY, ALFRED WILLIAMS, PATRICK WILLIAMS, AND WILLMOTT  
AN ACT

To enact R.S. 17:2137(E), relative to resident classification for tuition purposes at public colleges and universities; to provide that certain veterans shall be entitled to resident classification for such purposes without regard to length of time of residency

in the state; to provide conditions and limitations; to provide relative to implementation; to provide an effective date; and to provide for related matters.

Reported with amendments by the Committee on Education.

#### SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Education to Reengrossed House Bill No. 435 by Representative Lorusso

##### AMENDMENT NO. 1

On page 2, line 5, between "who" and "is enrolled" delete "is a resident of Louisiana and"

##### AMENDMENT NO. 2

On page 2, line 6, between "university" and the comma "," insert "and who physically resides in Louisiana for the duration of his enrollment in a state public institution of postsecondary education"

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

##### HOUSE BILL NO. 478—

BY REPRESENTATIVE GISCLAIR  
AN ACT

To amend and reenact Section 1(A) of Act No. 57 of the 2005 Regular Session of the Legislature, as amended by Act No. 79 of the 2007 Regular Session of the Legislature, relative to the Grand Isle Port Commission; to provide relative to the use of certain waters for seafood production research; to provide relative to the specification of the boundaries and size of the area in which the research will be done; and to provide for related matters.

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

#### SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Transportation, Highways and Public Works to Engrossed House Bill No. 478 by Representative Gisclair

##### AMENDMENT NO. 1

On page 1, line 18, change "twenty-five and one half" to "five twenty-five and one half"

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

##### HOUSE BILL NO. 485—

BY REPRESENTATIVES THIERRY, BROWN, FRANKLIN, GISCLAIR, GUINN, HILL, HODGES, HONORE, HOWARD, LEBAS, LEOPOLD, NORTON, RICHARD, AND ST. GERMAIN  
AN ACT

To amend and reenact R.S. 32:80(A)(4), relative to traffic violations; to provide for enhanced penalties for overtaking or passing a school bus when injury or death occurs as a result; and to provide for related matters.

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

##### HOUSE BILL NO. 499—

BY REPRESENTATIVES HENRY BURNS, BROWN, FRANKLIN, GISCLAIR, GUINN, HILL, HODGES, HONORE, HOWARD, JONES, TERRY LANDRY, LEBAS, LEOPOLD, MACK, NORTON, PYLANT, AND RICHARDSON  
AN ACT

To enact R.S. 32:412(K) and R.S. 40:1321(K), relative to drivers' licenses and special identification cards; to authorize the designation of "Veteran" on drivers' licenses and special

identification cards; to provide for rules; and to provide for related matters.

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

##### HOUSE BILL NO. 504—

BY REPRESENTATIVE DOVE  
AN ACT

To amend and reenact R.S. 30:5.1, relative to pooling of oil and gas wells; to provide for authority of the commissioner of conservation to create such pools; to provide for applications, allocation of costs, and rules and regulations; and to provide for related matters.

Reported with amendments by the Committee on Natural Resources.

#### SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Natural Resources to Engrossed House Bill No. 504 by Representative Dove

##### AMENDMENT NO. 1

On page 1, line 2, after "R.S. 30:5.1," insert "10(A)(introductory paragraph), and (A)(1) and (2),"

##### AMENDMENT NO. 2

On page 1, line 4, after "regulations;" insert "to provide for the agreements for drilling units; to provide for pooling interests; to provide for the election not to participate in a unit well; to provide for payment to certain royalty owners; to provide terms and conditions;"

##### AMENDMENT NO. 3

On page 1, line 7, delete "is" and insert ", 10(A)(introductory paragraph), and (A)(1) and (2) are"

##### AMENDMENT NO. 4

On page 2, line 12, delete "but less" and insert a period and delete line 13

##### AMENDMENT NO. 5

On page 3, line 10, delete "new"

##### AMENDMENT NO. 6

On page 3, line 27, delete "development plan" and insert "plan of development"

##### AMENDMENT NO. 7

On page 4, delete lines 21 through 23 and insert:

"(e) The applicant has submitted a plan of development for the unit that is reasonable and contains the information listed under Paragraph (B)(4) of this Section. It is presumed that a reasonable plan of development will include at least one well for each three thousand acres contained in the unit.

(4) The plan of development shall include, at a minimum, the following:

(a) The applicant's estimate of the number of wells it intends to drill in"

##### AMENDMENT NO. 8

On page 4, delete line 25, and insert

"(b) The applicant's estimated time table for drilling and completing each unit well."

##### AMENDMENT NO. 9

On page 4, line 26, change "(cc)" to "(c)" and after "applicant's" insert "anticipated"

##### AMENDMENT NO. 10

On page 4, delete lines 27 and 28

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AMENDMENT NO. 11

On page 5, delete line 1, and insert "(5) Upon application of any landowner or other interested party, or at the commissioner's discretion, the plan of development may be revised by the"

AMENDMENT NO. 12

On page 5, line 2, after "hearing" insert "for good cause"

AMENDMENT NO. 13

On page 5, line 3, delete "(5) The order" and insert "(6) The order creating a unit for an ultra deep structure"

AMENDMENT NO. 14

On page 5, line 4, delete "unit. The order" and insert "unit and"

AMENDMENT NO. 15

On page 5, line 6, delete "(6) No order" and insert "(7) No order creating a unit for an ultra deep structure"

AMENDMENT NO. 16

On page 5, delete lines 10 through 15, and insert "(8) An order creating the unit for an ultra deep structure shall designate a unit operator."

AMENDMENT NO. 17

On page 5, line 16, delete "proportion." and insert "(9)"

AMENDMENT NO. 18

On page 5, line 22, delete "(8) Upon application" and insert "(10) Upon application by any landowner or other interested party"

AMENDMENT NO. 19

On page 5, line 24, delete "including new evidence."

AMENDMENT NO. 20

On page 5, line 25, after "may" insert "by order"

AMENDMENT NO. 21

On page 5, at the end of line 28, insert "The applicant shall, in all cases, have the burden of proof that the existing unit or order should be revised, confirmed, dissolved or amended in the manner proposed in the application. If the commissioner determines that the unit operator has not substantially complied with the plan of development, the unit operator shall be required to show cause why the unit should not be reduced in size."

AMENDMENT NO. 22

On page 6, line 1, delete "(9)" and insert "(11)"

AMENDMENT NO. 23

On page 6, line 3, delete "(10)" and insert "(12)"

AMENDMENT NO. 24

On page 6, line 6, delete "(11)" and insert "(13)"

AMENDMENT NO. 25

On page 6, after line 9, insert the following:

"\* \* \*

§10. Agreements for drilling units; pooling interests; terms and conditions; expenses

A. When two or more separately owned tracts of land are embraced within a drilling unit which has been established by the commissioner as provided in R.S. 30:9(B), the owners may validly agree by separate contract to pool, drill, and produce their interests and to develop their lands as a drilling unit.

(1) Where the owners have not agreed by separate contract to pool, drill, and produce their interests, the commissioner shall require them to do so and to develop their lands as a drilling unit, if he finds it to be necessary to prevent waste or to avoid drilling unnecessary wells.

(2) In the event pooling is required, a drilling unit is formed by a pooling order by the commissioner and absent any agreement or contract between owners as provided in this Section, then the cost of development and operation of the pooled unit chargeable to the owners therein shall be determined and recovered as provided herein.

(a)(i) Any owner drilling or intending to drill a unit well, including a substitute unit well, an alternate unit well, or a cross-unit well on any drilling unit heretofore or hereafter created by the commissioner, may, by certified registered mail, return receipt requested, or other form of guaranteed delivery and notification method, not including electronic communication or mail, notify all other owners in the unit prior to the actual spudding of any such well of the drilling or the intent to drill and give each owner an opportunity to elect to participate in the risk and expense of such well. Such notice shall contain:

(aa) An authorization for expenditure form ("AFE"), which shall include a detailed estimate of the cost of drilling, testing, completing, and equipping the unit such proposed well. The AFE shall be dated within one hundred twenty days of the date of the mailing of the notice;

(bb) The proposed location of the unit well;

(cc) The proposed objective depth of the unit well; and

(dd) An estimate of ownership as a percentage of expected unit size or approximate percentage of well participation;

(ee) In the event that the proposed well is being drilled or drilled at the time of the notice, then a copy of all available AFE logs, core analysis, production data, and well test data from the unit well which has not been made public.

(ii) Such An election to participate must be exercised by mailing written notice thereof by certified registered mail, return receipt requested, or other form of guaranteed delivery and notification method, not including electronic communication or mail, to the owner drilling or intending to drill the unit proposed well within thirty days after receipt of the initial notice. Failure to give timely written notice of the election to participate shall be deemed to be an election not to participate and the owner shall be deemed a nonparticipating owner.

(iii) Another initial notice must be sent in order for the provisions of this Subsection to apply if If the drilling of the proposed unit well is not commenced in accordance with the initial notice within ninety days after receipt of the initial notice, then the drilling owner shall send a supplemental notice in order for the provisions of this Subsection to apply.

(b)(i) Should a notified owner elect not to participate in the risk and expense of the unit well, substitute unit well, alternate unit well, or cross-unit well or should such owner elect to participate in the risk and expense of the unit proposed well and but then fail to pay his share of such expenses the drilling costs determined by the AFE within sixty days of the spudding of the well or fail to pay his share of subsequent drilling, completion, and operating expenses within sixty days of receipt of subsequent detailed invoices, then such owner shall be deemed a nonparticipating owner, and the drilling owner drilling same shall, in addition to any other available legal remedies to enforce collection of such expenses, be entitled to own and recover out of production from such unit well allocable to the tract belonging under lease to the nonparticipating owner such tract's allocated share of the actual reasonable expenditures incurred in drilling, testing, completing, equipping, and operating the unit well, including a charge for supervision, together with a risk charge, which The risk charge for a unit well, substitute unit well, or cross-unit well that will serve as the unit well or substitute well for the unit shall be two hundred percent of such tract's allocated share of the cost of drilling, testing, and completing the unit well, exclusive of amounts the drilling owner remits to the nonparticipating owner for the benefit of the nonparticipating owner's royalty and overriding royalty owner. The risk charge for an alternate unit well or cross-unit well that will serve as an alternate unit well for the unit shall be one hundred percent of such tract's allocated share of the cost of drilling, testing, and completing such well, exclusive of amounts the drilling owner remits to the nonparticipating owner for the benefit of the nonparticipating owner's royalty and overriding royalty owner.

(ii)(aa) During the recovery of the actual reasonable expenditures incurred in drilling, testing, completing, equipping, and operating the well, the charge for supervision, and the risk charge, the

nonparticipating owner shall be entitled to receive from the drilling owner for the benefit of his lessor royalty owner that portion of production due to the lessor royalty owner under the terms of the contract or agreement creating the royalty between the royalty owner and the nonparticipating owner reflected of record at the time of the well proposal.

(bb) In addition, during the recovery set forth in Subsection (ii)(aa) of this Subparagraph, the nonparticipating owner shall receive from the drilling owner for the benefit of the overriding royalty owner the lesser of: (i) the nonparticipating owner's total percentage of actual overriding royalty burdens associated with the existing lease or leases which cover each tract attributed to the nonparticipating owner reflected of record at the time of the well proposal; or (ii) the difference between the weighted average percentage of the total actual royalty and overriding royalty burdens of the drilling owner's leasehold within the unit and the nonparticipating owner's actual leasehold royalty burdens reflected of record at the time of the well proposal.

(cc) The share that is to be received by the nonparticipating owner on behalf of its lessor royalty owner and overriding royalty owner shall be reported by the drilling owner in accordance with Part 2-B of Chapter 13 of Title 31 of the Louisiana Revised Statutes of 1950.

(dd) Nothing in this Section shall relieve any lessee of its obligations to pay, from the commencement of production, any lessor royalty and overriding royalty due under the terms of his lease, and other agreements during the recovery of actual well costs and the risk charge, or shall relieve any lessee of his obligation to pay all royalty and overriding royalty due under the terms of his lease and other agreements after the recovery of the actual well costs and the risk charge. Except as provided in this Paragraph, the drilling owner's obligation to pay the royalty and the overriding royalty to the nonparticipating owner in no way creates an obligation, duty, or relationship between the drilling owner and any person to whom the nonparticipating owner is liable to, contractually or otherwise.

(ee) In the event of nonpayment by the nonparticipating owner of the royalty and overriding royalty due, the lessor royalty owner and overriding royalty owner shall provide written notice of such failure to the nonparticipating owner and drilling owner as a prerequisite to a judicial demand for damages. The lessor royalty owner and overriding royalty owner shall follow the same procedure and have the same remedies provided in Part 6 of Chapter 7 of Title 31 of the Louisiana Revised Statutes of 1950 or Part 2-A of Chapter 13 of Title 31 of the Louisiana Revised Statutes of 1950, respectively, against the nonparticipating owner and the drilling owner. If the drilling owner provides sufficient proof of payment of the royalties to the nonparticipating owner, then the lessor royalty owner and overriding royalty owner shall have no cause of action against the drilling owner for nonpayment.

(ff) In the event of nonpayment by the drilling owner of the royalty and overriding royalty due to the nonparticipating owner for the benefit of the lessor royalty owner and overriding royalty owner, and payment by the nonparticipating owner of the royalty and overriding royalty due, the nonparticipating owner shall provide written notice of such failure to pay to the drilling owner as a prerequisite to a judicial demand for damages. The drilling owner shall have thirty days after receipt of the required notice within which to pay the royalties due or to respond in writing by stating a reasonable cause for nonpayment. If the drilling owner fails to make payment of the royalties or fails to state a reasonable cause for nonpayment within this period, the court may award to the nonparticipating owner as damages double the amount of royalties due, interest on that sum from the date due, and a reasonable attorney's fee regardless of the cause for the original failure to pay royalties. If the drilling owner provides sufficient proof of payment of the royalties to the nonparticipating owner, then the nonparticipating owner shall have no cause of action against the drilling owner for nonpayment.

(iii) Any owner not notified shall bear only his tract's allocated share of the actual reasonable expenditures incurred in drilling, testing, completing, equipping, and operating the unit well, including a charge for supervision, which share shall be subject to the same obligation and remedies and rights to own and recover out of production in favor of the drilling party or parties as hereinabove

provided in this Subsection. A participating owner shall deliver to the owner whom has not been notified the proceeds attributable to his royalty and overriding royalty burdens as described in this Section.

(c) Should a drilling unit be created by order of the commissioner around a well already drilled or drilling and including one or more tracts as to which the owner or owners thereof had not participated in the risk and expense of drilling such well, then within sixty days of the date of the order creating such unit the provisions hereinabove of this Subsection for notice, election, and participation shall be applicable as if a unit well were being proposed by the owner who drilled or was drilling such well; however, the cost of drilling, testing, completing, equipping, and operating the well allocable to each tract included in the unit shall be reduced in the same proportion as the recoverable reserves in the unitized pool have been recovered by prior production, if any, in which said tract or tracts did not participate prior to determining the share of cost allocable to such tract or tracts.

(d)(i) Should a drilling unit be revised by order of the commissioner so as to include an additional tract or tracts, then within sixty days of the date of the order revising such unit the provisions hereinabove of this Subsection for notice, election, and participation shall be applicable to such added tract or tracts and the owner thereof as if a unit well were being proposed by the owner who had drilled the unit well; however, the cost of drilling, testing, completing, equipping, and operating the unit well shall be reduced in the same proportion as the recoverable reserves in the unitized pool have been recovered by prior production, if any, in which said tract or tracts did not participate prior to determining the share of cost allocable to the subsequently included tract or tracts.

(ii) Should a drilling unit be revised by order of the commissioner as to exclude a tract or tracts, the cost of drilling, testing, completing, equipping, and operating the unit well shall be reduced in the same proportion as the recoverable reserves in the unitized pool have been recovered by prior production to determine the share of cost allocable to the subsequently excluded tract or tracts.

(e)(i) The provisions of Paragraph 2(b) above Subparagraph (b) of this Paragraph with respect to the risk charge shall not apply to any unleased interest not subject to an oil, gas, and mineral lease.

(ii) Notwithstanding the provisions of Paragraph 2(b) above Subparagraph (b) of this Paragraph, the royalty owner and overriding royalty owner shall receive that portion of production due to them under the terms of the contract creating the royalty.

(f) In the event of a dispute relative to the calculation of unit well costs or depreciated unit well costs, the commissioner shall determine the proper costs after notice to all interested owners and a public hearing thereon.

(g) Nothing contained herein shall have the effect of enlarging, displacing, varying, altering, or in any way whatsoever modifying or changing the rights and obligations of the parties thereto under any contract between or among owners having a tract or tracts in the unit.

(h) The owners in the unit to whom the notice provided for hereinabove may be sent, are the owners of record as of the date on which the notice is sent.

\* \* \*

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

#### HOUSE BILL NO. 532—

BY REPRESENTATIVE JIM MORRIS

AN ACT

To amend and reenact R.S. 30:961(E) and to enact R.S. 30:961(I), relative to withdrawal of surface water; to extend the time frame within which opportunities for cooperative agreements for such withdrawal may be entered into; to provide for approval by legislative committees of certain cooperative endeavor agreements; and to provide for related matters.

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

May 14, 2012

**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.

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

**HOUSE BILL NO. 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.

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

**HOUSE BILL NO. 544—**  
BY REPRESENTATIVE MONTOUCE  
AN ACT

To amend and reenact R.S. 32:424(A), relative to driver's licenses; to require a suspected unqualified licensee to retake the skills and knowledge test; and to provide for related matters.

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

**HOUSE BILL NO. 545—**  
BY REPRESENTATIVE PEARSON  
AN ACT

To enact R.S. 33:2957 and R.S. 46:1073.1, relative to hospital service districts and certain hospitals; to authorize and provide relative to investments of hospital service districts, including certain hospitals; to provide for limitations and procedures; and to provide for related matters.

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

**HOUSE BILL NO. 565—**  
BY REPRESENTATIVE DOVE AND SENATOR LONG  
AN ACT

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

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

**HOUSE BILL NO. 570—**  
BY REPRESENTATIVE MONTOUCE  
AN ACT

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

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

**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.

Reported with amendments by the Committee on Education.

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Education to Reengrossed House Bill No. 631 by Representative Lorusso

AMENDMENT NO. 1

On page 1, line 2, after "R.S. 17:176(H)" and before ", relative to" insert "and (I)"

AMENDMENT NO. 2

On page 1, line 4, after "certain students" delete the remainder of the line, and insert "to provide"

AMENDMENT NO. 3

On page 1, line 7, after "R.S. 17:176(H)" and before "hereby enacted" change "is" to "and (I) are"

AMENDMENT NO. 4

On page 2, between lines 4 and 5, insert the following:

"(1) Notwithstanding Subsection F of this Section or any policy, guideline, rule, or regulation to the contrary adopted by any legal entity that administers or regulates high school extracurricular interscholastic athletic activities in this state, if a student transfers from a nonpublic school to another nonpublic school, the student shall be deemed eligible to participate in extracurricular interscholastic athletic activities immediately upon transfer, provided that the principal of the student's former school does not make an objection in writing to the legal entity that administers or regulates high school extracurricular interscholastic athletic activities in this state regarding the student's participation at the nonpublic school to which the student transferred within seven days after the student's transfer or August 1, 2012, whichever is later.

(2) If the principal of the student's former school makes a timely objection as set forth in Paragraph (1) of this Subsection, the legal entity that administers or regulates high school extracurricular interscholastic athletic activities in this state shall provide for a policy, guideline, rule, or regulation governing resolution of the student's eligibility.

(3) This Section shall apply to all students that transferred from a nonpublic school to another nonpublic school on or after September 1, 2011."

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

**HOUSE BILL NO. 652—**  
BY REPRESENTATIVE LEGER  
AN ACT

To amend and reenact R.S. 34:3460 and R.S. 38:2318.1(B) and to enact R.S. 34:3523, relative to contracts let by ports pursuant to a pilot program; to authorize ports to use the design-build method as a pilot program on a limited number of construction projects; to provide for a selection process for the design-builder; to provide for requirements, rights, and powers for the design-builder; to provide for notice and advertisement procedures; to authorize a private design professional to develop project descriptions; to establish an evaluation committee and its responsibilities; to establish a technical review committee and its responsibilities; to provide procedures for selection of the successful proposal; to provide a review process; to provide guidelines relative to legal action; and to provide for related matters.



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

### SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Transportation, Highways and Public Works to Reengrossed House Bill No. 652 by Representative Leger

#### AMENDMENT NO. 1

On page 9, line 7, change "2017" to "2015"

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

#### HOUSE BILL NO. 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.

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

#### HOUSE BILL NO. 684—

BY REPRESENTATIVE PYLANT

AN ACT

To amend and reenact R.S. 40:1502.4(A) and (C)(2)(c), relative to Crowville Fire District #1; to provide relative to a service charge on structures imposed by the district; and to provide for related matters.

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

#### HOUSE BILL NO. 706—

BY REPRESENTATIVE BERTHELOT

AN ACT

To amend and reenact R.S. 33:405(A)(3) and (4), relative to the Lawrason Act; to provide relative to the board of aldermen of municipalities governed by the Lawrason Act; to provide relative to meetings of any such board; to provide relative to the authority granted to the mayor pro tempore and other board members to preside at any such meeting in the absence of the mayor; to provide relative to the physical or mental disability of the mayor; to authorize the mayor pro tempore to perform the duties of the mayor during any such disability; to provide limitations on the authority of the mayor pro tempore; and to provide for related matters.

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

#### HOUSE BILL NO. 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.

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

#### HOUSE BILL NO. 720—

BY REPRESENTATIVES LEGER AND GAROFALO

AN ACT

To enact Chapter 26 of Subtitle III of Title 39 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 39:2201 through 2204, relative to certain contracts for public works by the Office of Coastal Protection and Restoration and political subdivisions; to provide definitions; to provide for requirements for bidding and proposals; to provide for duties of the Louisiana Workforce Commission; to provide for agreements; to require reporting; and to provide for related matters.

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

#### HOUSE BILL NO. 805—

BY REPRESENTATIVE PONTI

AN ACT

To amend and reenact R.S. 45:162(2), (12), (13), and (20)(b), 163(D)(1)(b), 164(C), (D), (E)(1) and (2)(a) and (b), 165, 169, 172(A)(3), and 179 and to repeal R.S. 45:163(E) and 172(A)(4)(c), relative to the Louisiana Public Service Commission; to define "certificate"; to define "passenger carrying vehicle"; to correct a reference to Solid Waste Regulations; to require passenger carrying vehicles to have public liability and property damage insurance; to exclude passenger carrying vehicles from the requirement to prove public convenience and necessity; to change references to registration permit to common carrier certificate; to require a permanent establishment; to require registration of the permanent establishment; to authorize common carriers or waste carriers to also hold a certificate for the transportation of salt water; to correct references to certificate of convenience and necessity to common carrier certificate or contract carrier permit; to exempt from registration vehicles operated by Medicare and Medicaid providers; to provide for registration exemptions for certain motor vehicles; to repeal the duties of the Louisiana Public Service Commission with respect to the Louisiana Truck Center; to repeal a registration exemption for trucks or property carrying vehicles mainly located, operated, and employed within the corporate limits of one incorporated municipality; and to provide for related matters.

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

### SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Transportation, Highways and Public Works to Reengrossed House Bill No. 805 by Representative Ponti

#### AMENDMENT NO. 1

On page 1, line 2, after "(13)," insert "(14),"

#### AMENDMENT NO. 2

On page 2, line 2, after "(13)," insert "(14),"

#### AMENDMENT NO. 3

On page 2, delete lines 15 and 16 and insert "45:161 through 172 and 180.1, to common carriers by motor vehicles."

#### AMENDMENT NO. 4

On page 3, between lines 3 and 4 insert the following:

"(14) "Permit" means the permission issued under the terms of R.S. 45:161 through 45:172 and 180.1, to contract carriers by motor vehicle."

#### AMENDMENT NO. 5

On page 3, delete line 10 and insert the following:

"(Environmental Regulator Louisiana Administrative Code 33:VIII.101 33.VII.101 et seq.),"

AMENDMENT NO. 6

On page 5, line 20, change "R.S. 45:162(12)" to "R.S. 45:162"

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

**HOUSE BILL NO. 818—**

BY REPRESENTATIVE ST. GERMAIN  
AN ACT

To amend and reenact the heading of Part II-A of Chapter 7 of Title 40 of the Louisiana Revised Statutes of 1950 and R.S. 40:1541 and to enact R.S. 36:651(S) and R.S. 40:1541.1 through 1541.3, relative to firemen training and certification; to create the Louisiana Fire and Emergency Training Commission within Louisiana State University and provide for its membership, powers, and duties; to provide for an effective date; and to provide for related matters.

Reported with amendments by the Committee on Education.

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Education to Engrossed House Bill No. 818 by Representative St. Germain

AMENDMENT NO. 1

On page 1, line 3, after "R.S. 36:651(S)" insert a comma "," and delete the remainder of the line and on line 4, delete "40:1541.1 through 1541.3,"

AMENDMENT NO. 2

On page 1, at the end of line 5, delete "within Louisiana State" and at the beginning of line 6, delete "University"

AMENDMENT NO. 3

On page 1, at the end of line 14, after "R.S. 40:1541" insert ")"

AMENDMENT NO. 4

On page 1, line 15, delete "et seq." is placed within Louisiana State University and"

AMENDMENT NO. 5

On page 1, at the end of line 16, delete "et seq." and insert a period "."

AMENDMENT NO. 6

On page 1, line 18, after "reenacted" delete the remainder of the line and on line 19, delete "through 1541.3 are hereby enacted"

AMENDMENT NO. 7

On page 2, line 2 insert:  
"LOUISIANA STATE UNIVERSITY;"

AMENDMENT NO. 8

On page 2, line 4, after "training" delete the remainder of the line and delete line 5

AMENDMENT NO. 9

On page 2, line 9, after "to coordinate" and before "other" insert "and conduct"

AMENDMENT NO. 10

On page 2, line 9, between "programs" and "as" insert "at other training locations"

AMENDMENT NO. 11

On page 2, line 13, after "University shall" delete the remainder of the line and on line 14, delete "through" and insert in lieu thereof "conduct training programs and perform its functions as provided in this Part with the advice and guidance of"

AMENDMENT NO. 12

On page 2, at the end of line 14, delete "R.S." and delete line 15 and insert in lieu thereof "this Section."

AMENDMENT NO. 13

On page 2, delete lines 16 through 29, delete pages 3 and 4, and on page 5, delete lines 1 and 2 and insert in lieu thereof:

"C.(1) The Louisiana Fire and Emergency Training Commission, referred to in this Part as the "commission", is hereby created.

(2) The commission shall be composed of nine members as follows:

(a) One member shall be the state fire marshal or his designee.

(b) One member shall be the Louisiana State University-Baton Rouge chancellor or his designee.

(c) Two members shall be selected by the Louisiana State Firemen's Association.

(d) Two members shall be selected by the Louisiana State Fire Chief's Association.

(e) Two members shall be selected by the Professional Firefighters' Association of Louisiana.

(f) One member shall be a Louisiana citizen with knowledge and experience in the field of fire and emergency services appointed by the governor.

(3) Members shall serve at the pleasure of the appointing authority. A vacancy shall be filled in the manner of the original appointment.

(4) Members shall serve without compensation or reimbursement for expenses.

(5) The commission annually, at the first meeting of the calendar year, shall elect from its members a chairman and vice chairman. The chairman and vice chairman shall serve as such for a period of one year from the date of election.

(6) Commission members shall be considered state officers for purposes of R.S. 9:2798.1 and Chapter 16-A of Subtitle III of Title 39 of the Louisiana Revised Statutes of 1950.

(7) The commission shall meet at least once each month. Other meetings may be called by the chairman on his own initiative and shall be called by him at the request of three or more members of the commission within fourteen days of such request. Each member shall be notified by the chairman in writing of the time and place of a meeting at least seven days before the meeting.

(8) The commission shall adopt rules for the conduct of commission functions. Any decision of the commission may be made only by the favorable vote of at least two-thirds of those members in attendance at the meeting provided that a quorum is established prior to the vote. A majority of members of the commission shall constitute a quorum.

D.(1) The Louisiana Fire and Emergency Training Commission shall advise and provide guidance to Louisiana State University relative to the conduct of training programs and performance of the university's functions pursuant to this Part.

(2) The commission shall provide advice and guidance to the university relative to but not limited to the following:

(a) Hiring a qualified person to serve as executive director, including review of candidates for the position, and fixing the salary of and defining the duties of the executive director.

(b) Employment of clerical, technical, legal, and other assistance for the conduct of the university's functions pursuant to this Part.

(c) All aspects of the conduct fire and emergency training, including curricula.

(d) Prioritization of training throughout the state.

(e) The annual budget for the conduct of the university's functions pursuant to this Part, including management of funds and recovery of the cost of classes.

(f) Recommendations to be made by the university to the legislature relative to the university's functions pursuant to this Part."

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

**HOUSE BILL NO. 839—**

BY REPRESENTATIVE HENRY

## AN ACT

To amend and reenact R.S. 32:1713(3) and (5), 1717(A)(1), 1717.1(A), 1718(A)(introductory paragraph), (1), (2), and (3), 1719(A), 1720(A), 1728(A) and (D)(4), 1728.2(D)(4) and (G)(2), and 1736(A)(2), (C), and (D), to enact R.S. 32:1713(7) and (8), 1717(A)(4), and 1735(D), and to repeal R.S. 32:1714(6), relative to the Louisiana Towing and Storage Act; to provide for certain qualifications; to provide for the licensing of towing and storage facilities; to provide for notification of a towed vehicle to law enforcement; to provide for notification of a towed or stored vehicle to the Department of Transportation and Development; to provide for notification of a towed or stored vehicle to the vehicle owner and lienholder; to provide for the disposal of a stored vehicle; to provide for the waiver of fees when disposing a vehicle; to provide for gate fees; to provide for the towing of vehicles from private property; and to provide for related matters.

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

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Transportation, Highways and Public Works to Reengrossed House Bill No. 839 by Representative Henry

**AMENDMENT NO. 1**

On page 2, delete lines 20 through 24 and insert the following: "agencies. Whenever an owner or operator of a vehicle requests a law enforcement officer or other public agency to initiate a tow, such tow shall be considered non-consensual and subject to Louisiana Public Service Commission tow rates."

**AMENDMENT NO. 2**

On page 7, line 4, delete "initiate or" and after "vehicle" insert "owner or"

**AMENDMENT NO. 3**

On page 7, line 7, after "owner" insert "or operator" and after "their" change "right" to "option"

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

**HOUSE BILL NO. 857—**

BY REPRESENTATIVE JOHNSON

## AN ACT

To enact R.S. 32:900.1, relative to for-hire motor vehicles used to transport railroad workers; to provide for minimum liability coverage for passengers; and to provide for related matters.

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

On motion of Senator Adley the bill was read by title and recommitted to the Committee on Transportation, Highways and Public Works.

**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.

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

**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.

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

**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 214.6.1(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.

Reported with amendments by the Committee on Natural Resources.

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Natural Resources to Reengrossed House Bill No. 916 by Representative St. Germain

**AMENDMENT NO. 1**

On page 19, delete lines 5 through 16

**AMENDMENT NO. 2**

On page 27, line 12, after "banking", insert: "property where at least seventy-five percent of the owners have voluntarily offered the property, or property where the record or apparent owner has voluntarily offered the property but does not have clear title. Subject to any contrary law or terms, conditions, or stipulations in the act of sale, donation, contract or other agreement by which the property was acquired, current property interests or future property interests acquired for the Comite River Diversion Canal Project or associated acquisitions may only be leased in accordance with the provisions of Chapter 10 of Title 41 of the Louisiana Revised Statutes of 1950 and additionally, such opportunity to lease shall first be offered to the original grantor, donor, vendor, or his successors in title for the same terms, conditions, and price as the highest successful bidder"

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

**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

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water control structure; to provide for penalties; to provide for revocation of licenses and permits; and to provide for related matters.

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

**HOUSE BILL NO. 957—**  
BY REPRESENTATIVE EDWARDS  
AN ACT

To enact R.S. 30:4(L), relative to hydraulic fracturing; to provide for the authority of the commissioner of conservation to promulgate rules, regulations, and orders; to provide for the reporting of additives and ingredients of hydraulic fracturing fluid; to provide for reporting of certain ingredients with trade secret protection; and to provide for related matters.

Reported with amendments by the Committee on Natural Resources.

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Natural Resources to Reengrossed House Bill No. 957 by Representative Edwards

AMENDMENT NO. 1

On page 2, delete lines 16 and 17 and insert:

"(4) The provisions of this Subsection shall not apply to operations conducted solely for the purposes of sand control or reduction of near wellbore damage."

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

**HOUSE BILL NO. 1041—**  
BY REPRESENTATIVE DOVE  
AN ACT

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

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

**HOUSE BILL NO. 1061—**  
BY REPRESENTATIVE ORTEGO  
AN ACT

To enact R.S. 40:1853.1 and to repeal R.S. 40:1853, relative to dispensing of fuels; to authorize the public use of automatic liquefied petroleum gas dispensing devices; to provide for rules and regulations; and to provide for related matters.

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

**HOUSE BILL NO. 1088—**  
BY REPRESENTATIVE HENRY  
AN ACT

To enact R.S. 17:17.6, relative to student health; to provide relative to the establishment and administration of a targeted coordinated school health program and a related grant program; to provide relative to the purpose and implementation of the program; to provide for rules and regulations; to provide relative to funding; and to provide for related matters.

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

**HOUSE BILL NO. 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.

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

**HOUSE BILL NO. 1130—**  
BY REPRESENTATIVES CROMER AND JAMES  
AN ACT

To amend and reenact R.S. 32:851, 862(B)(1), (G)(1) and (3), and (H), 863(B)(1), 863.1(A)(1)(a)(introductory paragraph) and (G)(1), and 874(B)(2) and to enact R.S. 32:862(I) and (J) and 874(C), relative to proof of insurance; to allow for the usage of mobile electronic devices as a method of providing proof of insurance; to authorize the commissioner of the Department of Public Safety and Corrections to compel a motor vehicle operator to provide a paper copy of proof insurance; to provide relative to a court's authority to compel a motor vehicle operator to provide a paper copy of proof of insurance; and to provide for related matters.

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

**HOUSE BILL NO. 1154—**  
BY REPRESENTATIVES THOMPSON, ANDERS, BARRAS, BERTHELOT, WESLEY BISHOP, BURFORD, HENRY BURNS, BURRELL, CARMODY, CHANEY, COX, DIXON, EDWARDS, FANNIN, GAINES, GAROFALO, HARRIS, HODGES, HOFFMANN, HOWARD, HUVAL, JEFFERSON, JONES, NANCY LANDRY, LORUSSO, MACK, JAY MORRIS, POPE, PRICE, REYNOLDS, RICHARDSON, RITCHIE, SCHEXNAYDER, SEABAUGH, SHADOIN, ST. GERMAIN, WHITNEY, AND PATRICK WILLIAMS  
AN ACT

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

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

**HOUSE BILL NO. 1194— (Substitute for House Bill No. 525 by Representative Barrow)**  
BY REPRESENTATIVE BARRÖW  
AN ACT

To enact R.S. 17:264, relative to public high school graduation; to authorize the State Board of Elementary and Secondary Education to develop a diploma endorsement program for the performance of community service by high school students; to provide relative to rules, guidelines, and implementation; to provide for a report; and to provide for related matters.

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

**HOUSE BILL NO. 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.

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

### Reports of Committees, Resumed

The following reports of committees were received and read:

#### REPORT OF COMMITTEE ON

#### RETIREMENT

Senator Elbert L. Guillory, Chairman on behalf of the Committee on Retirement, submitted the following report:

May 14, 2012

To the President and Members of the Senate:

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

**HOUSE BILL NO. 39—**  
BY REPRESENTATIVE MONTUCET  
AN ACT

To enact R.S. 11:2254(E), 2256(B)(5), and 2271(7), relative to the Firefighters' Retirement System; to provide for compliance with federal tax qualification requirements; to provide relative to benefits accrued during military service; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 41—**  
BY REPRESENTATIVE PEARSON  
AN ACT

To amend and reenact R.S. 11:1532 and to enact R.S. 11:1518, 1521.2, 1524(C), and 1533(F), relative to the Clerks' of Court Retirement and Relief Fund; to provide relative to federal tax qualification status; to authorize changes to be made using the Administrative Procedure Act; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 50—**  
BY REPRESENTATIVE PEARSON  
AN ACT

To enact R.S. 11:1404(F), 1411(E), and 1446, relative to the Assessors' Retirement Fund; to provide for compliance with federal tax qualification requirements; to provide relative to benefits accrued during military service; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 61—**  
BY REPRESENTATIVE PEARSON  
AN ACT

To amend and reenact R.S. 11:62(4)(introductory paragraph), (5)(introductory paragraph), and (11)(introductory paragraph), 102(B)(1) and (3)(a) and (d)(v), (vi), and (vii), 542(A)(2)(a), 883.1(A)(2)(a), and 1145.1(A)(1)(introductory paragraph) and (a), (C)(4)(a)(introductory paragraph), and (E), and to enact R.S. 11:62(4.1), (5.1), and (11.1), 102(C)(1)(m), 542(C)(4)(d)(iii) and (e)(iii), 883.1(C)(4)(d)(iii) and (e)(iii), 1145.1(C)(4)(a)(iii) and (b)(iii), and Chapter 7 of Subtitle II of Title 11 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 11:1399.1 through 1399.7, relative to state retirement systems; to create a cash balance plan in certain state systems; to provide for contributions, credits, eligibility, and benefits; to provide for an effective date; and to provide for related matters.

Reported with amendments.

**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.

Reported favorably.

**HOUSE BILL NO. 1048—**  
BY REPRESENTATIVE POPE  
AN ACT

To amend and reenact R.S. 11:701(10), 761(A)(3)(b), 768(A)(2) and (B)(2)(introductory paragraph), and 786(A)(1) and to enact R.S. 11:785 and 927(E), relative to the Teachers' Retirement System of Louisiana; to provide with respect to tax-qualification of such system; to make certain changes to such system's provisions in conformity with federal tax-qualification provisions; to provide effective dates; and to provide for related matters.

Reported favorably.

**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.

Reported favorably.

Respectfully submitted,  
ELBERT L. GUILLORY  
Chairman

### House Bills and Joint Resolutions on Second Reading Just Reported by Committee

Senator Guillory asked for and obtained a suspension of the rules to take up House Bill No. 61 just reported by Committee.

**HOUSE BILL NO. 61—**  
BY REPRESENTATIVE PEARSON  
AN ACT

To amend and reenact R.S. 11:62(4)(introductory paragraph), (5)(introductory paragraph), and (11)(introductory paragraph), 102(B)(1) and (3)(a) and (d)(v), (vi), and (vii), 542(A)(2)(a), 883.1(A)(2)(a), and 1145.1(A)(1)(introductory paragraph) and (a), (C)(4)(a)(introductory paragraph), and (E), and to enact R.S. 11:62(4.1), (5.1), and (11.1), 102(C)(1)(m), 542(C)(4)(d)(iii) and (e)(iii), 883.1(C)(4)(d)(iii) and (e)(iii), 1145.1(C)(4)(a)(iii) and (b)(iii), and Chapter 7 of Subtitle II of Title 11 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 11:1399.1 through 1399.7, relative to state retirement systems; to create a cash balance plan in certain state systems; to provide for contributions, credits, eligibility, and benefits; to provide for an effective date; and to provide for related matters.

Reported with amendments by the Committee on Retirement.

#### SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Retirement to Reengrossed House Bill No. 61 by Representative Pearson

AMENDMENT NO. 1

On page 8, line 16, delete "Mandatory membership."

AMENDMENT NO. 2

On page 8, delete lines 24 and 25 and insert in lieu thereof: "who are employed by institutions of postsecondary education or postsecondary education management boards, who do not become members of the optional retirement plan, and who are not employed for the sole purpose of providing instruction or administrative services at the primary or secondary level, including at any lab school and the Louisiana School for Math, Science, and the Arts"

AMENDMENT NO. 3

On page 8, line 26, after "B." delete the remainder of the line and delete lines 27 through 29 insert in lieu thereof:

"(1) Except as provided in Paragraph (2) of this Subsection, any employee whose first employment making him eligible for membership in one of the state systems listed in R.S. 11:1399.1(A) occurred on or after July 1, 2013, may at the time of hire make an irrevocable election to join the cash balance plan of the retirement system."

AMENDMENT NO. 4

On page 9, line 14 change "report" to "valuation"

AMENDMENT NO. 5

On page 9, line 15 change "approves" to "adopts" and after "system's" and before "actuarial" insert "valuation containing the"

AMENDMENT NO. 6

On page 10, delete lines 11 through 14

AMENDMENT NO. 7

On page 10, line 15 change "(c)" to "(b)"

AMENDMENT NO. 8

On page 10, at the beginning of line 22, before "1399.4" insert "11:"

AMENDMENT NO. 9

On page 10, line 23 change "tier one" to "Tier 1"

AMENDMENT NO. 10

On page 10, at the end of line 24, insert the following: "For purposes of this Paragraph, the member's service credit, accrual rate, eligibility, and benefit calculation shall be determined as if the member's cash balance service had been earned as a member of the applicable Tier 1 plan."

AMENDMENT NO. 11

On page 10, line 27 change "tier one" to "Tier 1"

AMENDMENT NO. 12

On page 11, line 2, after "payment" change the comma "," to a semicolon ";" and after "plans" change the comma "," to a semicolon ";" and insert "or"

AMENDMENT NO. 13

On page 11, line 3, after "account" delete the remainder of the line and insert a period "."

AMENDMENT NO. 14

On page 11, line 4 change "tier one" to "Tier 1"

AMENDMENT NO. 15

On page 11, line 5, after "or" insert "by"

AMENDMENT NO. 16

On page 11, line 7 change "tier one" to "Tier 1"

AMENDMENT NO. 17

On page 11, line 8 after "under the" and before "plan" change "tier one" to "Tier 1"

AMENDMENT NO. 18

On page 11, at the end of line 8 change "tier one" to "Tier 1"

AMENDMENT NO. 19

On page 11, line 11 change "tier one" to "Tier 1"

AMENDMENT NO. 20

On page 11, line 13, after "payment" change the comma "," to a semicolon ";" and after "plans" change the comma "," to a semicolon ";" and insert "or"

AMENDMENT NO. 21

On page 11, line 14, after "account" delete the remainder of the line and insert a period "."

AMENDMENT NO. 22

On page 11, between lines 14 and 15, insert the following:

"(e) Subject to the provisions of R.S. 11:1399.7, if a survivor is eligible to and elects to receive a Tier 1 survivors' benefit, the account balance in the cash balance plan shall be retained by the retirement system."

AMENDMENT NO. 23

On page 11, line 18 change "tier one" to "Tier 1"

AMENDMENT NO. 24

On page 11, at the end of line 19, insert the following: "For purposes of this Paragraph, the member's service credit, accrual rate, eligibility, and benefit calculation shall be determined as if the member's cash balance service had been earned as a member of the applicable Tier 1 plan."

AMENDMENT NO. 25

On page 11, line 21, after "payment" change the comma "," to a semicolon ";"

AMENDMENT NO. 26

On page 11, line 22 after "plans" change the comma "," to a semicolon ";" and insert "or"

AMENDMENT NO. 27

On page 11, line 23, after "account" delete the remainder of the line and insert a period "."

AMENDMENT NO. 28

On page 11, line 24 change "tier one" to "Tier 1"

AMENDMENT NO. 29

On page 11, line 25 change "tier one" to "Tier 1"

AMENDMENT NO. 30

On page 11, between lines 25 and 26, insert the following:

"(c) Subject to the provisions of R.S. 11:1399.7, if a cash balance plan member is eligible to and elects to receive a Tier 1 disability benefit, the account balance in the cash balance plan shall be retained by the retirement system."

AMENDMENT NO. 31

On page 12, at the end of line 9, insert the following: "The system shall annuitize the retirement benefit using an annuity rate based upon the actuarial assumptions in use by the system as of the date of retirement. The system actuary may modify the assumptions utilized to reflect the effects of anti-selection, as quantified on the basis of an experience study that demonstrates a statistically significant difference between the mortality experience of cash balance participants in the system electing to receive benefits in an annuity form and that of system annuitants generally."

AMENDMENT NO. 32

Delete pages 13 and 14 in their entirety and insert the following:

"§ 1399.7. Guaranteed return of employee contributions

In no case shall a retirement system pay total benefits of an amount less than the total of the employee's accumulated contributions. Where the total benefits received prior to an

employee's death is less than the employee's total contributions, the difference shall be paid to the estate of the decedent."

AMENDMENT NO. 33

On page 15, delete lines 1 through 12, and insert the following: "Section 2. The Public Retirement Systems' Actuarial Committee may adopt an actuarial valuation after implementation of the Act originating as House Bill No. 61 of the 2012 Regular Legislative Session, to be utilized in the fiscal year which begins July 1, 2013, calculated in accordance with R.S. 11:102, which has been prepared on behalf of the division of administration by a member of the American Academy of Actuaries who meets the qualification requirements of the academy to issue a particular statement of actuarial opinion."

AMENDMENT NO. 34

On page 15, line 19 after "District" and before the period "." insert "Court for the Parish of East Baton Rouge"

AMENDMENT NO. 35

On page 15, delete lines 24 through 29 and on page 16, delete lines 1 through 5

AMENDMENT NO. 36

On page 16, line 6, change "Section 5." to "Section 4."

AMENDMENT NO. 37

On page 16, line 9, change "Section 6." to "Section 5."

AMENDMENT NO. 38

On page 16, line 12, change "Section 7." to "Section 6."

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

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

SENATE BILL NO. 60— BY SENATOR RISER

AN ACT

To amend and reenact R.S. 47:1923(D)(1), relative to tax assessors; to provide relative to the payment of certain insurance premiums for certain retired assessors and assessors' employees in the parishes of Caldwell and Lincoln; and to provide for related matters.

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

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Engrossed Senate Bill No. 60 by Senator Riser

AMENDMENT NO. 1

On page 1, line 2, following "reenact" and before "47:1923(D)(1)" insert "R.S."

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Gallot Nevers
Adley Guillory Peacock
Allain Heitmeier Perry
Amedee Johns Riser

Appel Kostelka Smith, G.
Broome LaFleur Smith, J.
Brown Long Tarver
Buffington Martiny Thompson
Claitor Mills Walsworth
Cortez Morrell Ward
Dorsey-Colomb Morrish White
Erdey Murray

Total - 35

NAYS

Peterson
Total - 1

ABSENT

Chabert Crowe Donahue
Total - 3

The Chair declared the Senate concurred in the amendments proposed by the House.

Senator Broome in the Chair

SENATE BILL NO. 150—

BY SENATORS THOMPSON, ALLAIN, GALLOT, LONG AND WALSWORTH

AN ACT

To amend and reenact R.S. 3:1604(A)(5), 1743(A) and (C), and 3801(C)(3) and (G), relative to changes in the membership of certain commissions within the Department of Agriculture and Forestry; to provide for the membership of the Boll Weevil Eradication Commission; to provide for the membership of the Louisiana Sweet Potato Advertising and Development Commission; to provide for the membership of the Horticulture Commission; and to provide for related matters.

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

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Agriculture, Forestry, Aquaculture, and Rural Development to Engrossed Senate Bill No. 150 by Senator Thompson

AMENDMENT NO. 1

On page 1, line 2, after "R.S. 3:1604" change "(A)(5)" to "(A)(3) and (5)"

AMENDMENT NO. 2

On page 1, line 9, after "R.S. 3:1604" change "(A)(5)" to "(A)(3) and (5)"

AMENDMENT NO. 3

On page 1, between lines 15 and 16, insert the following: "(3) One cotton producer who does not hold membership in the Louisiana Cotton and Grain Association or the Louisiana Farm Bureau Federation to be appointed by the commissioner from a list of nominees submitted by the chairman of the House Committee on Agriculture, Forestry, Aquaculture and Rural Development and a list of nominees submitted by the chairman of the Senate Committee on Agriculture, Forestry, Aquaculture and Rural Development. \* \* \*

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

ROLL CALL

The roll was called with the following result:

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YEAS

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

NAYS

Total - 0

ABSENT

Chabert	Nevers	Perry
Total - 3		

The Chair declared the Senate concurred in the amendments proposed by the House.

**SENATE BILL NO. 313—**  
BY SENATOR DONAHUE

AN ACT

To amend and reenact R.S. 47:302.26, relative to the disposition of certain state sales tax collections in St. Tammany Parish; to provide for annual appropriations to the St. Tammany Parish Fund and for the disposition and use of the money in such fund; and to provide for related matters.

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

**LEGISLATIVE BUREAU AMENDMENTS**

Amendments proposed by Legislative Bureau to Reengrossed Senate Bill No. 313 by Senator Donahue

AMENDMENT NO. 1

On page 2, line 23, following "**Camp Salmen**" and before "**, the**" change "**Recreation Area**" to "**Nature Park**"

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

**ROLL CALL**

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Mr. President	Chabert	Nevers
Total - 3		

The Chair declared the Senate rejected the amendments proposed by the House.

**SENATE BILL NO. 367—**  
BY SENATOR RISER

AN ACT

To amend and reenact R.S. 23:1123, 1142(A) and (B)(1), 1203(E), 1307, and 1317.1(A), relative to workers' compensation; to provide relative to independent medical examinations; to provide that certain information be given to certain injured workers; to provide relative to utilization review companies; and to provide for related matters.

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

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Labor and Industrial Relations to Reengrossed Senate Bill No. 367 by Senator Riser

AMENDMENT NO. 1

On page 3, line 7, delete "payment" and insert "**request for authorization pursuant to R.S. 23:1142(B)(1).**"

AMENDMENT NO. 2

On page 4, line 1, after "**work**" and before the period "," insert "**and the procedure for appealing the denial of medical treatment to the medical director as provided in R.S. 23:1203.1**"

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

**ROLL CALL**

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Mr. President	Guillory
Chabert	LaFleur
Total - 4	

The Chair declared the Senate concurred in the amendments proposed by the House.

**SENATE BILL NO. 520—**  
BY SENATOR BROOME

AN ACT

To amend and reenact R.S. 23:1231(B)(2) and 1253 and to enact R.S. 23:1251(3), relative to workers' compensation benefits; to provide for death benefit awards to dependent children; to



provide for payment to adopted or natural children of deceased employee; to restrict payments to certain persons; and to provide for related matters.

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

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Labor and Industrial Relations to Reengrossed Senate Bill No. 520 by Senator Broome

AMENDMENT NO. 1

On page 1, line 5, after "employee;" and before "and" delete "to restrict payments to certain persons;"

AMENDMENT NO. 2

On page 2, delete lines 16 through 25 in their entirety

**LEGISLATIVE BUREAU AMENDMENTS**

Amendments proposed by Legislative Bureau to Reengrossed Senate Bill No. 520 by Senator Broome

AMENDMENT NO. 1

On page 1, line 2, following "R.S. 23:1231(B)(2)" delete "and 1253"

AMENDMENT NO. 2

On page 1, line 7, before "hereby" change "and 1253 are" to "is"

AMENDMENT NO. 3

On page 2, line 9, following "years" and before "or" change "( to ";

AMENDMENT NO. 4

On page 2, line 10, following "earning" and before "with" change " to ";

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

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

**NAYS**

Total - 0

**ABSENT**

Mr. President	LaFleur
Appel	Morrell
Total - 4	

The Chair declared the Senate rejected the amendments proposed by the House.

**Senate Bills and Joint Resolutions on Third Reading and Final Passage**

**SENATE BILL NO. 50—**  
BY SENATOR GUILLORY

AN ACT

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

**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. 50 by Senator Guillory

AMENDMENT NO. 1

On page 1, lines 2 and 8, following "(E)" and before "and" insert "(introductory paragraph)"

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**

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

**NAYS**

Total - 0

**ABSENT**

Mr. President	LaFleur	Morrell
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. 204—**  
BY SENATOR MORRISH

AN ACT

To amend and reenact R.S. 13:4581, relative to bonds; to provide an exemption for Louisiana Citizens Property Insurance Corporation from posting bond; 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

Adley	Dorsey-Colomb	Nevers
Allain	Erdey	Perry
Amedee	Gallot	Peterson
Appel	Heitmeier	Riser
Broome	Johns	Smith, G.
Brown	Kostelka	Smith, J.
Buffington	LaFleur	Tarver
Claitor	Long	Thompson
Cortez	Martiny	Walsworth
Crowe	Mills	Ward
Donahue	Murray	White
Total - 33		

NAYS

Total - 0

ABSENT

Mr. President	Guillory	Morrish
Chabert	Morrell	Peacock
Total - 6		

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. 265— BY SENATOR MORRELL

AN ACT

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 and 1652, relative to condemnation of buildings and structures; to authorize the state fire marshal to condemn certain buildings and structures in parishes and municipalities; to provide for service of notice; to provide for costs and fees attributed to such notice; and to provide for related matters.

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

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

Called from the Calendar

Senator Guillory asked that Senate Bill No. 52 be called from the Calendar.

SENATE BILL NO. 52— BY SENATOR GUILLORY

AN ACT

To amend and reenact R.S. 11:62(5)(a), (c), and (e) and (11)(c) and to enact R.S. 11:62(11)(d) and 102(D), relative to certain members of the Louisiana State Employees' Retirement System and certain postsecondary education members of the Teachers' Retirement System of Louisiana; to increase employee contribution rates; and to provide for related matters.

Floor Amendments

Senator Martiny sent up floor amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Martiny on behalf of the Legislative Bureau to Reengrossed Senate Bill No. 52 by Senator Guillory

AMENDMENT NO. 1

On page 4, line 22, following "52" and before "," insert "of the 2012 Regular Session"

AMENDMENT NO. 2

On page 5, line 4, change "Section 3" to "Section 2"

AMENDMENT NO. 3

On page 5, line 10, change "Section 4" to "Section 3"

AMENDMENT NO. 4

On page 5, line 24, change "Section 5" to "Section 4"

AMENDMENT NO. 5

On page 5, line 27, change "Section 6" to "Section 5"

AMENDMENT NO. 6

On page 6, line 2, change "Section 7" to "Section 6"

On motion of Senator Martiny, the amendments were adopted.

Mr. President in the Chair

Floor Amendments

Senator Guillory proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Guillory to Reengrossed Senate Bill No. 52 by Senator Guillory

AMENDMENT NO. 1

On page 5, line 3 between "outstanding" and "amortization" insert "positive"

On motion of Senator Guillory, the amendments were adopted.

Floor Amendments

Senator Nevers proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Nevers to Reengrossed Senate Bill No. 52 by Senator Guillory

AMENDMENT NO. 1

On page 5, line 10, after "Section 4." insert "(A)"

AMENDMENT NO. 2

On page 5, between lines 23 and 24, insert the following:

"(B) The retirement systems shall provide for the orderly and equitable implementation of the provisions of this Act. Such implementation shall be consistent with the duties required of the systems' fiduciaries. Notwithstanding any other provision of this Act or law to the contrary, and if required by the duties of the systems' fiduciaries, the implementation of this Act may be delayed until a final nonappealable judgment is rendered in any action instituted on or before June 30, 2013, challenging the constitutionality of the provisions of this Act."

On motion of Senator Nevers, the amendments were adopted.

Floor Amendments

Senator Heitmeier proposed the following amendments.

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Heitmeier to Reengrossed Senate Bill No. 52 by Senator Guillory

AMENDMENT NO. 1

On page 6, between lines 1 and 2, insert the following:  
 "Section 7. The provisions of this Act shall not be applied to any employee for any fiscal year in which the average of the actuarially required payments for the unfunded accrued liability for the previous four fiscal years is less than the average of the actuarially required payment for the four fiscal years that precede the current valuation year."

AMENDMENT NO. 2

On page 6, line 2, change "Section 7" to "Section 8"

On motion of Senator Heitmeier, the amendments were adopted.

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

**House Concurrent Resolutions  
 Reported by Committees to be Adopted,  
 Subject to Call**

**Called from the Calendar**

Senator Murray asked that House Concurrent Resolution No. 50 be called from the Calendar.

**HOUSE CONCURRENT RESOLUTION NO. 50—**  
 BY REPRESENTATIVE HENRY

**A CONCURRENT RESOLUTION**

To urge and request the National Football League to reconsider the penalties imposed upon the New Orleans Saints.

Reported favorably by the Committee on Senate and Governmental Affairs.

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. President	Heitmeier	Peacock
Adley	Johns	Perry
Allain	Kostelka	Riser
Amedee	Long	Smith, G.
Broome	Martiny	Tarver
Brown	Mills	Thompson
Chabert	Morrell	Walsworth
Crowe	Morrish	White
Dorsey-Colomb	Murray	
Erdey	Nevers	
Total - 28		

**NAYS**

Peterson  
 Total - 1

**ABSENT**

Appel	Donahue	Smith, J.
Buffington	Gallot	Ward
Claitor	Guillory	
Cortez	LaFleur	
Total - 10		

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

**Rules Suspended**

Senator Thompson asked for and obtained a suspension of the rules to take up at this time:

**Senate Resolutions on  
 Second Reading,  
 Subject to Call**

**Called from the Calendar**

Senator Thompson asked that Senate Resolution No. 70 be called from the Calendar.

**SENATE RESOLUTION NO. 70—**

BY SENATOR THOMPSON

**A RESOLUTION**

To designate May 9, 2012, as "FFA Day" at the legislature and to commend the state officers of FFA.

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

**Rules Suspended**

Senator Nevers asked for and obtained a suspension of the rules to recall House Concurrent Resolution No. 126 from the Committee on Judiciary A.

**HOUSE CONCURRENT RESOLUTION NO. 126—**

BY REPRESENTATIVE COX

**A CONCURRENT RESOLUTION**

To recognize the first of May through the fourteenth of June, 2012, as National Military Appreciation Month.

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

**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	Heitmeier	Peterson
Broome	Johns	Riser
Brown	Kostelka	Smith, G.
Buffington	LaFleur	Smith, J.
Chabert	Long	Tarver
Claitor	Martiny	Thompson
Cortez	Mills	Walsworth
Crowe	Morrell	Ward
Donahue	Morrish	White
Total - 39		

**NAYS**

Total - 0

**ABSENT**

Total - 0

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

May 14, 2012

House Bills and Joint Resolutions on Third Reading and Final Passage

HOUSE BILL NO. 98— BY REPRESENTATIVE THIBAUT AN ACT

To amend and reenact R.S. 17:85, relative to naming certain school athletic facilities; to authorize city, parish, and other local public school boards to name athletic facilities after living persons; and to provide for related matters.

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

HOUSE BILL NO. 107— BY REPRESENTATIVE RICHARDSON AN ACT

To enact R.S. 33:9097.13, relative to East Baton Rouge Parish; to create the Hampton Village Crime Prevention and Improvement District within the parish; to provide relative to the purpose, governance, and powers and duties of the district; to provide for the imposition of a parcel fee and for the use thereof; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Mr. President, Dorsey-Colomb, Nevers, Adley, Erdey, Peacock, Allain, Gallot, Perry, Amedee, Guillory, Riser, Appel, Heitmeier, Smith, G., Broome, Johns, Smith, J., Brown, Kostelka, Tarver, Buffington, LaFleur, Thompson, Chabert, Long, Walsworth, Cortez, Mills, Ward, Crowe, Morrish, White, Donahue, Murray.

NAYS

Total - 0

ABSENT

Table with 2 columns: Claitor, Morrell, Martiny, Peterson, Total - 4

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

HOUSE BILL NO. 149— BY REPRESENTATIVE HENRY BURNS AN ACT

To enact R.S. 17:236(C), (D), and (E); to define for purposes of general school law the terms "elementary school", "middle school", "junior high school", and "high school"; to specify that middle schools, junior high schools, and high schools shall be considered secondary schools; to provide 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 Reengrossed House Bill No. 149 by Representative Henry Burns

AMENDMENT NO. 1

On page 1, line 16, change "three" to "four"

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

NAYS

Total - 0

ABSENT

Table with 2 columns: LaFleur, Morrell, Martiny, White, Total - 4

The Chair declared the amended 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. 254— BY REPRESENTATIVE BROSSETT AN ACT

To enact R.S. 33:9091.19, relative to Orleans Parish; to create the Gentilly Terrace and Gardens Security District within the parish; to provide relative to the purpose, governance, and powers and duties of the district; to provide for the imposition of a parcel fee and for the use thereof; 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

Table with 3 columns: Mr. President, Erdey, Peacock, Adley, Gallot, Perry, Allain, Guillory, Peterson, Amedee, Heitmeier, Riser, Appel, Johns, Smith, G., Broome, Kostelka, Smith, J., Brown, Long, Tarver, Buffington, Mills, Thompson, Chabert, Morrell, Walsworth, Cortez, Morrish, Ward.

Donahue Murray White  
Dorsey-Colomb Nevers  
Total - 35

NAYS

Total - 0

ABSENT

Claitor LaFleur  
Crowe Martiny  
Total - 4

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

**HOUSE BILL NO. 273—**  
BY REPRESENTATIVE THOMPSON  
AN ACT

To amend and reenact R.S. 17:3951(B)(14), relative to the College and Career Readiness Commission; to provide relative to commission membership; 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	Perry
Adley	Erdey	Peterson
Allain	Gallot	Riser
Appel	Heitmeier	Smith, G.
Broome	Johns	Smith, J.
Brown	Kostelka	Tarver
Buffington	Long	Thompson
Chabert	Morrell	Walsworth
Claitor	Morrish	Ward
Cortez	Murray	White
Crowe	Nevers	
Donahue	Peacock	
Total - 34		

NAYS

Total - 0

ABSENT

Amedee LaFleur Mills  
Guillory Martiny  
Total - 5

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

**HOUSE BILL NO. 414—**  
BY REPRESENTATIVE BARROW  
AN ACT

To amend and reenact R.S. 33:4574(B)(6) and (F)(1)(a) and (b)(v), 4574.1.1(A)(6) and (L), and 4574.16(introductory paragraph) and to repeal R.S. 33:4574.1.1(H), relative to East Baton Rouge Parish; to provide relative to the Baton Rouge Area Convention and Visitors Bureau; to change the name of the bureau; to provide for legislative intent; to direct the Louisiana State Law Institute to change the name of the bureau in other provisions of law; and to provide for related matters.

**Floor Amendments**

Senator Dorsey-Colomb proposed the following amendments.

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Dorsey-Colomb to Engrossed House Bill No. 414 by Representative Barrow

**AMENDMENT NO. 1**

On page 2, line 24, after ""year." delete the remainder of the line and delete lines 25 through 27.

On motion of Senator Dorsey-Colomb, the amendments were adopted.

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

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. President	Dorsey-Colomb	Perry
Adley	Erdey	Peterson
Allain	Gallot	Riser
Amedee	Guillory	Smith, G.
Appel	Heitmeier	Smith, J.
Broome	Johns	Tarver
Brown	Kostelka	Thompson
Buffington	Long	Walsworth
Claitor	Mills	Ward
Cortez	Morrell	White
Crowe	Murray	
Donahue	Peacock	
Total - 34		

NAYS

Total - 0

ABSENT

Chabert Martiny Nevers  
LaFleur Morrish  
Total - 5

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

**HOUSE BILL NO. 422—**  
BY REPRESENTATIVE ST. GERMAIN  
AN ACT

To amend and reenact R.S. 48:252(C)(1), relative to the advertisement of public bids; to reduce the time period within which the Department of Transportation and Development can issue any addenda; 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	Erdey	Murray
Adley	Gallot	Nevers
Allain	Guillory	Peterson
Amedee	Heitmeier	Riser
Broome	Johns	Smith, G.
Brown	Kostelka	Smith, J.
Buffington	Long	Tarver
Chabert	Mills	Thompson

May 14, 2012

Crowe Morrell Walsworth
Dorsey-Colomb Morrish White
Total - 30

NAYS

Claitor Peacock
Cortez Perry
Total - 4

ABSENT

Appel LaFleur Ward
Donahue Martiny
Total - 5

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. 430—
BY REPRESENTATIVE BROSETT
AN ACT

To enact R.S. 33:4720.58.1, relative to Orleans Parish; to provide relative to the New Orleans Redevelopment Authority; to provide relative to the powers and duties of the authority; to authorize the authority to purchase adjudicated properties located within its territorial jurisdiction from political subdivisions of the state; to provide procedures for such purchases; to provide relative to the powers and duties of the state and its political subdivisions with regard to such purchases; to require the authority to submit reports regarding its purchases to certain legislative committees; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

LaFleur Martiny Ward
Total - 3

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

HOUSE BILL NO. 579—
BY REPRESENTATIVE ORTEGO
AN ACT

To amend and reenact R.S. 25:651(A) and to enact R.S. 25:651(D), relative to the Council for the Development of French in Louisiana; to provide for the official working language of the council and its employees; to authorize the council to use certain other designations or names; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

LaFleur Martiny Morrish
Total - 3

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. 584—
BY REPRESENTATIVE ST. GERMAIN
AN ACT

To amend and reenact R.S. 32:706.2, relative to peace officers; to clarify whom is qualified to perform inspections for vehicle identification number; to provide for rules and regulations; and to provide for related matters.

The bill was read by title. Senator Buffington 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 Heitmeier Riser
Broome Johns Smith, G.
Brown Kostelka 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

LaFleur
Total - 1

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

**HOUSE BILL NO. 586—**

BY REPRESENTATIVE ST. GERMAIN  
AN ACT

To amend and reenact R.S. 32:405.1, relative to age requirements of Class "E" driver's license; to increase the age of which a person must submit a signed statement attesting to supervised driving practice; 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	Erdey	Nevers
Adley	Gallot	Perry
Allain	Guillory	Peterson
Appel	Heitmeier	Riser
Broome	Johns	Smith, G.
Brown	Kostelka	Smith, J.
Buffington	Long	Tarver
Chabert	Martiny	Thompson
Cortez	Mills	Walsworth
Crowe	Morrell	Ward
Donahue	Morrish	White
Dorsey-Colomb	Murray	
Total - 35		

**NAYS**

Claitor	Peacock
Total - 2	

**ABSENT**

Amedee	LaFleur
Total - 2	

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.

**Rules Suspended**

Senator Guillory asked for and obtained a suspension of the rules to revert to:

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

**Called from the Calendar**

Senator Guillory asked that Senate Bill No. 52 be called from the Calendar.

**SENATE BILL NO. 52—**

BY SENATOR GUILLORY  
AN ACT

To amend and reenact R.S. 11:62(5)(a), (c), and (e) and (11)(c) and to enact R.S. 11:62(11)(d) and 102(D), relative to certain members of the Louisiana State Employees' Retirement System and certain postsecondary education members of the Teachers' Retirement System of Louisiana; to increase employee contribution rates; and to provide for related matters.

**Floor Amendments**

Senator Ward proposed the following amendments.

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senators Ward and Amedee to Reengrossed Senate Bill No. 52 by Senator Guillory

**AMENDMENT NO. 1**

On page 2, line 6 after "(aa)" delete the remainder of the line and delete lines 7 through 10 and insert "Until the later of June 30, 2014, or the date in (bb) - 11.5%.

(bb) Beginning the July first following the employee's first merit increase of a minimum of four percent awarded on or after July 2, 2013, the employee's contribution rate shall increase by 0.5% each fiscal year for four consecutive years."

**AMENDMENT NO. 2**

On page 2, line 14 after "(aa)" delete the remainder of the line and delete lines 15 through 18 in their entirety and insert: "Until the later of June 30, 2014, or the date in (bb) - 8%.

(bb) Beginning the July first following the employee's first merit increase of a minimum of four percent awarded on or after July 2, 2013, the employee's contribution rate shall increase by 0.5% each fiscal year for four consecutive years."

**AMENDMENT NO. 3**

On page 2, line 27 after "(aa)" delete the remainder of the line and delete lines 28 through 29 and on page 3 delete lines 1 and 2 in their entirety and insert: "Until the later of June 30, 2014, or the date in (bb) - 9.5%.

(bb) Beginning the July first following the employee's first merit increase of a minimum of four percent awarded on or after July 2, 2013, the employee's contribution rate shall increase by 0.5% each fiscal year for four consecutive years."

**AMENDMENT NO. 4**

On page 3, line 5 after "(aa)" delete the remainder of the line and delete lines 6 through 9 in their entirety and insert: "Until the later of June 30, 2014, or the date in (bb) - 8%.

(bb) Beginning the July first following the employee's first merit increase of a minimum of four percent awarded on or after July 2, 2013, the employee's contribution rate shall increase by 0.5% each fiscal year for four consecutive years."

**AMENDMENT NO. 5**

On page 3, line 15 after "(aa)" delete the remainder of the line and delete lines 16 through 19 in their entirety and insert: "Until the later of June 30, 2014, or the date in (bb) - 7.5%.

(bb) Beginning the July first following the employee's first merit increase of a minimum of four percent awarded on or after July 2, 2013, the employee's contribution rate shall increase by 0.5% each fiscal year for four consecutive years."

**AMENDMENT NO. 6**

On page 3, line 22 after "(aa)" delete the remainder of the line and delete lines 23 through 26 in their entirety and insert: "Until the later of June 30, 2014, or the date in (bb) - 8%.

(bb) Beginning the July first following the employee's first merit increase of a minimum of four percent awarded on or after July 2, 2013, the employee's contribution rate shall increase by 0.5% each fiscal year for four consecutive years."

**AMENDMENT NO. 7**

On page 4, line 5 after "(i)" delete the remainder of the line and delete lines 6 through 9 in their entirety and insert: "Until the later of June 30, 2014, or the date in (ii) - 8%.

(ii) Beginning the July first following the employee's first merit increase of a minimum of four percent awarded on or after July 2, 2013, the employee's contribution rate shall increase by 0.5% each fiscal year for four consecutive years."

On motion of Senator Ward, the amendments were adopted.

May 14, 2012

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 Morrish
Adley Erdey Nevers
Allain Guillory Peacock
Amedee Heitmeier Perry
Appel Johns Smith, J.
Broome Kostelka Walsworth
Brown Martiny Ward
Crowe Morrell White
Total - 24

NAYS

Buffington Gallot Riser
Claitor Mills Smith, G.
Cortez Murray Tarver
Dorsey-Colomb Peterson Thompson
Total - 12

ABSENT

Chabert LaFleur Long
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.

House Bills and Joint Resolutions on Third Reading and Final Passage, Resumed

HOUSE BILL NO. 587— BY REPRESENTATIVE ST. GERMAIN AN ACT

To amend and reenact R.S. 32:414.2(B)(2)(a) and to enact R.S. 32:414.2(A)(1)(d)(x), relative to commercial driver disqualification; to provide that texting while driving a commercial motor vehicle is a serious traffic violation for commercial motor vehicle drivers; to provide for increased disqualification periods for commercial motor vehicle drivers found to have violated out-of-service orders; and to provide for related matters.

The bill was read by title. Senator Adley 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 Perry
Allain Gallot Peterson
Amedee Guillory Riser
Appel Heitmeier Smith, G.
Broome Johns Tarver
Brown Kostelka Thompson
Buffington Martiny Walsworth
Claitor Mills Ward
Cortez Morrell White
Crowe Morrish
Donahue Murray
Total - 34

NAYS

Peacock Smith, J.
Total - 2 ABSENT

Chabert LaFleur Long
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. 589— BY REPRESENTATIVE ST. GERMAIN AN ACT

To amend and reenact R.S. 32:408.1(2)(introductory paragraph) and to repeal R.S. 32:408.1(2)(a) through (e), relative to requiring third-party testers to comply with certain federal regulations and to obtain a surety bond; repeals minimum qualifications for third-party contracts; 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 Erdey Peacock
Allain Gallot Perry
Amedee Heitmeier Peterson
Appel Johns Riser
Broome Kostelka Smith, G.
Brown Long Smith, J.
Buffington Martiny Tarver
Chabert Mills Thompson
Claitor Morrell Walsworth
Cortez Morrish Ward
Crowe Murray White
Dorsey-Colomb Nevers

NAYS

Total - 0

ABSENT

Adley Guillory
Donahue LaFleur
Total - 4

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. 615— BY REPRESENTATIVE ST. GERMAIN AN ACT

To amend and reenact R.S. 3:2571(A) and 2572, R.S. 30:2199(A), R.S. 33:7556, R.S. 36: 508(A), R.S. 38:17, 20, 23, 26(C), 31(2), 32(A) and (B)(introductory paragraph), 33, 34(A) and (B)(introductory paragraph), 84(B), 90.1(8), 90.4(A)(1)(introductory paragraph), (B)(1) and (2)(introductory paragraph), 90.7, 90.8, 90.12(B), 91, 226, 301(C)(2)(c), 306(C) and (D), 307(A)(1) and (2), 315, 319, 338(B), 402(A), 491, 492, 511, 2044(5), 3074(A)(4), (D)(4) and (9)(c), 3086.24(H)(1), and 3306(B), and R.S. 40:1236.2(C)(4)(a)(v), relative to the Department of Transportation and Development; to reassign duties of offices within the Department of Transportation and Development; to rename the office of public works, hurricane flood protection and intermodal transportation, within the Department of Transportation and Development; and to provide for related matters.



**Floor Amendments**

Senator Brown proposed the following amendments.

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Brown to Reengrossed House Bill No. 615 by Representative St. Germain

AMENDMENT NO. 1

On page 9, line 10, delete ", beginning in 1993,"

AMENDMENT NO. 2

On page 16, line 5, after the first "shall" delete the remainder of the line and on line 6, change "that date" to "December 1, 2011"

On motion of Senator Brown, 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	Nevers
Adley	Erdey	Peacock
Allain	Gallot	Perry
Amedee	Guillory	Peterson
Appel	Heitmeier	Riser
Broome	Johns	Smith, G.
Brown	Kostelka	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

LaFleur  
Total - 1

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. 623—**  
BY REPRESENTATIVE ST. GERMAIN  
AN ACT

To amend and reenact R.S. 48:390(B) and 390.1(A)(2) and to enact R.S. 48:390(I) and 390.1(D), relative to closure of railroad crossings; to require the Department of Transportation and Development to notify affected landowners prior to the closing of any railroad crossings; 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	Donahue	Nevers
Adley	Dorsey-Colomb	Peacock
Allain	Erdey	Perry

Amedee	Gallot	Peterson
Appel	Heitmeier	Riser
Broome	Johns	Smith, G.
Brown	Kostelka	Smith, J.
Buffington	Long	Tarver
Chabert	Martiny	Thompson
Claitor	Mills	Walsworth
Cortez	Morrish	Ward
Crowe	Murray	White

Total - 36

NAYS

Total - 0

ABSENT

Guillory	LaFleur	Morrell
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. 668—**  
BY REPRESENTATIVE ST. GERMAIN  
AN ACT

To amend and reenact R.S. 32:403.4(A), relative to commercial motor vehicle drivers; to require persons applying for commercial driver's licenses to make certain certifications; and to provide for related matters.

**Floor Amendments**

Senator Brown proposed the following amendments.

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Brown to Engrossed House Bill No. 668 by Representative St. Germain

AMENDMENT NO. 1

On page 2, delete lines 7 through 11 in their entirety and insert the following:

"(b) Excepted interstate. That he operates or expects to operate in interstate commerce, but engages exclusively in transportation or operations that are exempted from the qualification requirements of 49 CFR Part 391 pursuant to 49 CFR 390.3(f), 391.2, 391.68, or 398.3, and is therefore not required to obtain a medical examiner's certificate by 49 CFR 391.45."

On motion of Senator Brown, 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	Donahue	Perry
Adley	Dorsey-Colomb	Peterson
Allain	Erdey	Riser
Amedee	Gallot	Smith, G.
Appel	Heitmeier	Smith, J.
Broome	Johns	Tarver
Brown	Kostelka	Thompson
Buffington	Long	Walsworth
Chabert	Mills	Ward
Claitor	Morrish	White
Cortez	Murray	
Crowe	Peacock	
Total - 34		

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NAYS

Total - 0

ABSENT

Guillory	Martiny	Nevers
LaFleur	Morrell	
Total - 5		

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. 680—  
BY REPRESENTATIVE ST. GERMAIN  
AN ACT

To amend and reenact R.S. 48:36, relative to topographic mapping; to provide for mandatory development and maintenance of a statewide digital geospatial database; 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	Erdey	Peacock
Adley	Gallot	Perry
Allain	Guillory	Peterson
Amedee	Heitmeier	Riser
Appel	Johns	Smith, G.
Broome	Kostelka	Smith, J.
Brown	Long	Tarver
Buffington	Martiny	Thompson
Chabert	Mills	Walsworth
Cortez	Morrell	Ward
Crowe	Morrish	White
Donahue	Murray	
Dorsey-Colomb	Nevers	
Total - 37		

NAYS

Claitor  
Total - 1

ABSENT

LaFleur  
Total - 1

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. 696—  
BY REPRESENTATIVE ST. GERMAIN  
AN ACT

To amend and reenact R.S. 15:587(A)(1)(e) and R.S. 32:408(A)(4)(b) and (d), (B)(2)(introductory paragraph) and (a)(ii) and (F)(1) and to enact R.S. 32:408.1(5) and 414(K)(3), relative to commercial motor vehicle driver's licenses; to provide for background checks; to provide for commercial motor vehicle driver's licenses tests matters; and to provide for related matters.

The bill was read by title. Senator Adley 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	Heitmeier	Riser
Broome	Johns	Smith, G.
Brown	Kostelka	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

LaFleur  
Total - 1

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. 729—  
BY REPRESENTATIVES ROBIDEAUX, ADAMS, BARRAS, WESLEY  
BISHOP, BROADWATER, GUILLORY, HAZEL, HOFFMANN, JOHNSON,  
LORUSSO, THIBAUT, AND PATRICK WILLIAMS  
AN ACT

To enact Chapter 5 of Subtitle V of Title 47 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 47:4401, relative to corporation income and franchise taxes; to authorize the establishment of the Corporate Tax Apportionment Program and to provide for the administration thereof; to provide for certain definitions; to provide for contracts; to provide for certain eligibility requirements, limitations, and restrictions of such program; to prohibit the approval of certain contracts after a certain date; to provide with respect to applications; to authorize the promulgation of rules and regulations; to provide for an effective date; and to provide for related matters.

Floor Amendments

Senator Cortez proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Cortez to Reengrossed House Bill No. 729 by Representative Robideaux

AMENDMENT NO. 1

On page 2, lines 23 and 24, change "that net positive tax revenues are to be generated as a result of the project" to "the generation of net positive tax revenues"

On motion of Senator Cortez, the amendments were adopted.

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

HOUSE BILL NO. 1013—  
BY REPRESENTATIVES DANAHAY AND KLECKLEY  
AN ACT

To enact R.S. 13:5565 and R.S. 24:513(O), relative to the remittance of tax collections to public retirement systems; to provide relative to the responsibilities of tax collectors and the

legislative auditor; to provide requirements; and to provide for related matters.

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. President	Dorsey-Colomb	Nevers
Adley	Erdey	Peacock
Allain	Gallot	Perry
Amedee	Guillory	Peterson
Appel	Heitmeier	Riser
Broome	Johns	Smith, G.
Brown	Kostelka	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**

LaFleur

Total - 1

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

**HOUSE BILL NO. 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.

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

**HOUSE BILL NO. 26—**

BY REPRESENTATIVE CONNICK

**AN ACT**

To enact R.S. 9:3191.1, relative to the return of expropriated residential property; to provide for prescription; to provide for payment; to provide for transfer of ownership; to provide for civil procedures for opposing transfer of ownership; to provide for applicability; 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	Donahue	Nevers
Adley	Dorsey-Colomb	Peacock
Allain	Erdey	Perry
Amedee	Gallot	Riser
Appel	Guillory	Smith, G.

Broome	Heitmeier	Smith, J.
Brown	Johns	Tarver
Buffington	Long	Thompson
Chabert	Mills	Walsworth
Claitor	Morrell	Ward
Cortez	Morrish	White
Crowe	Murray	

Total - 35

**NAYS**

Total - 0

**ABSENT**

Kostelka	Martiny
LaFleur	Peterson

Total - 4

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

**HOUSE BILL NO. 945—**

BY REPRESENTATIVES HENRY BURNS AND GREENE

**AN ACT**

To amend and reenact R.S. 17:3048.1(A)(1)(b)(i), (c)(i), (d)(i), and (4)(a)(iii), (B)(3)(a), (P)(1)(c), (2)(b), (3)(b), and (4)(b), (Q)(1)(d), and (V)(1)(c), relative to the Taylor Opportunity Program for Students; to provide for initial award eligibility and continuing eligibility for certain students who reenlist in the United States Armed Forces and maintain continuous active duty under certain circumstances; to extend the length of time required to claim or maintain an award for certain students on active duty under certain circumstances; to provide for applicability; to provide an effective date; 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	Nevers
Adley	Erdey	Peacock
Allain	Gallot	Perry
Amedee	Guillory	Peterson
Appel	Heitmeier	Riser
Broome	Johns	Smith, G.
Brown	Kostelka	Tarver
Buffington	Long	Thompson
Chabert	Martiny	Walsworth
Claitor	Mills	Ward
Cortez	Morrell	White
Crowe	Morrish	
Donahue	Murray	

Total - 37

**NAYS**

Total - 0

**ABSENT**

LaFleur	Smith, J.
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Total - 2

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.

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

To amend and reenact R.S. 14:46.2(D), 46.3(D)(1) and (2), 81.1(A)(1), (D), and (E)(1), (2), and (4), 81.3(C), 82.1, 83, 83.1(B), 83.2(B), 84, 85, 86(B)(1), 89(B), 89.2(B)(3), 104, 105, 282, and 403.3(A)(1)(introductory paragraph) and (C), R.S. 15:541(12)(c) and (25)(l), R.S. 40:2521, R.S. 46:1433 and 1809(B)(3)(d) and (4)(a), Code of Criminal Procedure Article 571.1 and Children's Code Articles 804(3) and (5) and 1015(3)(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. Senator Broome 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 Heitmeier Riser
Broome Johns Smith, G.
Brown Kostelka 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

LaFleur
Total - 1

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

HOUSE BILL NO. 64—
BY REPRESENTATIVE HENSGENS
AN ACT

To amend and reenact R.S. 14:112.1(A)(introductory paragraph) and (1), (B)(2), and (C) and to enact R.S. 14:112.1(B)(3), relative to offenses affecting law enforcement; to amend the crime of false personation of a peace officer to include firefighters; to provide for definitions; 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 Dorsey-Colomb Nevers
Adley Erdey Peacock
Allain Gallot Perry
Amedee Guillory Peterson
Appel Heitmeier Riser
Broome Johns Smith, G.
Brown Kostelka 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

LaFleur
Total - 1

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

HOUSE BILL NO. 65—
BY REPRESENTATIVE BROSETT
AN ACT

To amend and reenact R.S. 14:62.8(B), relative to the crime of home invasion; to provide for increased penalties when the offender is armed with a dangerous weapon; and to provide for related matters.

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

HOUSE BILL NO. 66—
BY REPRESENTATIVE CROMER
AN ACT

To amend and reenact Code of Civil Procedure Article 4843(G) and (H), relative to the jurisdictional amount in dispute for city courts; to increase the jurisdictional amount in dispute for the City Court of Slidell; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Donahue Mills
Allain Dorsey-Colomb Murray
Appel Erdey Nevers
Brown Gallot Perry
Buffington Guillory Smith, G.
Chabert Heitmeier Tarver
Claitor Johns Thompson
Crowe Martiny Ward
Total - 24

NAYS

Adley	Long	Riser
Amedee	Morrell	Walsworth
Cortez	Peacock	
Kostelka	Peterson	
Total - 10		

ABSENT

Broome	Morrish	White
LaFleur	Smith, J.	
Total - 5		

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

**Explanation of Vote**

Senator Ward stated he intended to vote nay on House Bill No. 66, and asked that the Official Journal so state.

**HOUSE BILL NO. 86—**

BY REPRESENTATIVE LOPINTO  
AN ACT

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

The bill was read by title. Senator Martiny 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	Heitmeier	Riser
Broome	Johns	Smith, G.
Brown	Kostelka	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

LaFleur  
Total - 1

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. 112—**

BY REPRESENTATIVE CONNICK  
AN ACT

To amend and reenact Code of Civil Procedure Article 2128 and to enact Code of Civil Procedure Article 2128.1, relative to records for civil appeals; to provide for the form and content of the record on appeal; to provide relative to the form of depositions made a part of the record; and to provide for related matters.

The bill was read by title. Senator Murray 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	Heitmeier	Riser
Broome	Johns	Smith, G.
Brown	Kostelka	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

LaFleur  
Total - 1

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

**Rules Suspended**

Senator Buffington asked for and obtained a suspension of the rules to take up at this time:

**Senate Resolutions on Second Reading**

**SENATE RESOLUTION NO. 114—**  
BY SENATORS BUFFINGTON AND CLAITOR  
A RESOLUTION

To commend Teri G. Fontenot, president and Chief Executive Officer of Woman's Hospital in Baton Rouge, upon her election as chair of the American Hospital Association, (AHA) for the year 2012.

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

**House Bills and Joint Resolutions on Third Reading and Final Passage, Resumed**

**HOUSE BILL NO. 120—**  
BY REPRESENTATIVE LOPINTO  
AN ACT

To amend and reenact R.S. 15:568 and 570(A)(4), (C), (D), (E), and (F) and to enact R.S. 15:570(G) and (H), relative to executions of death sentences; to provide relative to those persons required to be present; to provide relative to a person's refusal to attend; to provide relative to the confidentiality of the identity of certain persons participating in the execution; to provide relative to the licensing of certain persons participating in the execution; and to provide for related matters.

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

May 14, 2012

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

LaFleur Total - 1

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. 136— BY REPRESENTATIVE LOPINTO AN ACT

To amend and reenact R.S. 14:34.2(A)(2) and to enact R.S. 14:34.2(C), relative to the crime of battery of a police officer; to provide for the definition of "police officer"; 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: Name, Donahue, Morrish. Lists names like Mr. President, Adley, Allain, Amedee, Appel, Broome, Brown, Buffington, Chabert, Claitor, Cortez, Crowe, Murray, Peacock, Perry, Peterson, Smith, G., Smith, J., Tarver, Thompson, Walsworth, Ward, White.

NAYS

Total - 0

ABSENT

LaFleur Nevers Riser 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. 164— BY REPRESENTATIVE BURFORD AN ACT

To amend and reenact R.S. 3:742, relative to livestock inspections; to provide for inspection of cattle; and to provide for related matters.

The bill was read by title. Senator Thompson 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, Crowe, Donahue, Murray, Peacock, Perry, Peterson, Riser, Smith, G., Smith, J., Tarver, Thompson, Walsworth, Ward, White.

NAYS

Total - 0

ABSENT

LaFleur Total - 1

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

HOUSE BILL NO. 167— BY REPRESENTATIVE DIXON AN ACT

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

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

HOUSE BILL NO. 169— BY REPRESENTATIVE HENRY AN ACT

To amend and reenact R.S. 9:2743(B) and (D)(2), relative to certificates of encumbrances; to provide procedures for identifying the mortgagor or obligor of debt; to provide for affidavit to serve as satisfactory evidence; to provide with respect to liability; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Name, Erdey, Nevers. Lists names like Mr. President, Adley, Allain, Gallot, Guillory, Peacock, Perry.

Amedee	Heitmeier	Peterson
Appel	Johns	Riser
Broome	Kostelka	Smith, G.
Brown	Long	Smith, J.
Buffington	Martiny	Walsworth
Chabert	Mills	Ward
Claitor	Morrell	White
Cortez	Morrish	
Dorsey-Colomb	Murray	
Total - 34		

NAYS

Total - 0

ABSENT

Crowe	LaFleur	Thompson
Donahue	Tarver	
Total - 5		

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

**HOUSE BILL NO. 170—**  
BY REPRESENTATIVE HENRY

AN ACT

To amend and reenact R.S. 9:5175(B), relative to erasure or cancellation of mortgages; to provide with respect to mortgages discharged in bankruptcy; to provide for the use of an affidavit to designate the judgments, mortgages, or privileges to be discharged; to provide for procedures; and to provide for related matters.

The bill was read by title. Senator Heitmeier 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	Gallot	Perry
Appel	Guillory	Riser
Broome	Heitmeier	Smith, G.
Brown	Johns	Smith, J.
Buffington	Kostelka	Tarver
Chabert	Long	Thompson
Claitor	Martiny	Walsworth
Cortez	Morrell	Ward
Crowe	Morrish	White
Total - 36		

NAYS

Total - 0

ABSENT

LaFleur	Mills	Peterson
Total - 3		

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

**HOUSE BILL NO. 202—**  
BY REPRESENTATIVE RICHARDSON

AN ACT

To amend and reenact Children's Code Article 305(B)(4) and (E) and Code of Criminal Procedure Article 644.1, relative to juvenile proceedings; to amend provisions relative to divestiture of juvenile court jurisdiction; to provide relative to the jurisdiction over mental capacity determinations; to provide relative to

mental capacity determination proceedings; and to provide for related matters.

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

**HOUSE BILL NO. 228—**  
BY REPRESENTATIVE SMITH

AN ACT

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

The bill was read by title. Senator Dorsey-Colomb moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. President	Dorsey-Colomb	Morrell
Adley	Gallot	Morrish
Allain	Guillory	Murray
Appel	Heitmeier	Peacock
Broome	Johns	Peterson
Brown	Kostelka	Smith, G.
Buffington	Long	Smith, J.
Chabert	Martiny	
Total - 23		

NAYS

Amedee	Mills	Thompson
Claitor	Nevers	Walsworth
Cortez	Perry	
Erdey	Riser	
Total - 10		

ABSENT

Crowe	LaFleur	Ward
Donahue	Tarver	White
Total - 6		

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

**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. Senator Adley moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. President	Erdey	Nevers
Allain	Gallot	Peacock
Amedee	Guillory	Perry
Appel	Heitmeier	Riser
Broome	Johns	Smith, G.

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Brown	Kostelka	Smith, J.
Buffington	Long	Tarver
Chabert	Martiny	Thompson
Claitor	Mills	Walsworth
Cortez	Morrell	Ward
Crowe	Morrish	White
Dorsey-Colomb	Murray	
Total - 35		

NAYS

Total - 0

ABSENT

Adley	LaFleur
Donahue	Peterson
Total - 4	

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. 274—**

BY REPRESENTATIVE FOIL

AN ACT

To amend and reenact R.S. 19:2. 2.1(A)(2), 2.2(A)(introductory paragraph) and (2) and (B), 5(B) and (C)(6), 6, 7, 8(A) and (B), 9, 12, 14(B), and 201, to enact R.S. 19:2.2(C), 8(E), and 16, and to repeal R.S. 9:3176 through 3191, relative to expropriation; to provide notice, service, and filing requirements when property is sought to be acquired through expropriation; to provide additional requirements when property is sought to be acquired by expropriating authorities other than the state or its political subdivisions or corporations; to provide procedures for delay periods, trial, and burden of proof; to provide for determination of compensation and attorney fees; to repeal outdated or duplicative expropriation statutes; and to provide for related matters.

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

**HOUSE BILL NO. 281—**

BY REPRESENTATIVE GREENE

AN ACT

To amend and reenact R.S. 9:203(E), relative to judges of a court of the United States; to authorize certain federal judges to perform marriage ceremonies; and to provide for related matters.

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

**ROLL CALL**

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

LaFleur	Walsworth
Total - 2	

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. 315—**

BY REPRESENTATIVE HAVARD

AN ACT

To enact R.S. 13:961(F)(1)(u), relative to court reporter fees for the Twentieth Judicial District Court; to authorize the judges of the Twentieth Judicial District Court to determine the fees to be charged for transcriptions and copies in all cases; and to provide for related matters.

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

**ROLL CALL**

The roll was called with the following result:

YEAS

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

NAYS

Peacock	Walsworth
Total - 2	

ABSENT

Donahue	LaFleur	Ward
Total - 3		

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

**HOUSE BILL NO. 353—**

BY REPRESENTATIVES LOPINTO, ADAMS, BADON, BROWN, GUILLORY, HAZEL, HONORE, HOWARD, MACK, NORTON, AND PYLANT

AN ACT

To amend and reenact R.S. 14:91.2(A)(2) and (3) and (B)(1) and (2), relative to the unlawful presence of sex offenders; to amend provisions relative to the unlawful presence of certain offenders convicted of a sex offense; to provide relative to child care facilities; and to provide for related matters.

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

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. President	Dorsey-Colomb	Nevers
Adley	Erdey	Peacock



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

Total - 37

NAYS

Peterson  
Total - 1

ABSENT

LaFleur  
Total - 1

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

**HOUSE BILL NO. 368—**  
BY REPRESENTATIVE THOMPSON  
AN ACT

To amend and reenact Code of Civil Procedure Article 971(C), relative to the special motion to strike; to provide for certain procedures; to provide delays for filing a motion to strike; to authorize the filing of the motion under certain circumstances; and to provide for related matters.

**Floor Amendments**

Senator Claitor proposed the following amendments.

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Claitor to Engrossed House Bill No. 368 by Representative Thompson

AMENDMENT NO. 1

On page 1, line 11, after "~~sixty~~" delete "one hundred eighty" and insert "ninety"

On motion of Senator Claitor, the amendments were adopted.

The bill was read by title. Senator Ward 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	Heitmeier	Riser
Broome	Johns	Smith, G.
Brown	Kostelka	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

LaFleur  
Total - 1

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

**HOUSE BILL NO. 369—**  
BY REPRESENTATIVE FOIL  
AN ACT

To amend and reenact R.S. 10:9-102(a)(7)(B), (10), (50), and (68) through (80), 9-105(a), (b)(introductory paragraph), (4), and (6), 9-307(f)(introductory paragraph) and (2), 9-311(a)(introductory paragraph) and (3), 9-317(b) and (d), 9-326, 9-406(e), 9-408(b), 9-503(a)(1) through (4), and (b)(introductory paragraph) and (2), 9-507(c), 9-515(f), 9-516(b)(3)(B)(introductory paragraph) and (C), and (5), 9-518(a), (b)(introductory paragraph) and (2), and (c), 9-523(g) and to enact R.S. 10:9-102(a)(81), 9-316(h) and (i), 9-503(a)(5) and (6), and (f) through (h), 9-518(d) and (e), and Part 8 of Title 10 of the Louisiana revised Statutes of 1950, to be comprised of R.S. 10:9-801 through 9-809, relative to secured transactions; to provide for definitions; to provide for control of electronic chattel paper; to provide for location of the debtor; to provide for perfection of security interests; to provide for continued perfection of security interests following change in governing law; to provide for discharge of account debtor; to provide for interests that take priority over or take free of security interests or agricultural liens; to provide for priority of security interests created by a new debtor; to provide for restrictions on assignments; to provide for sufficiency of a debtor's name; to provide for duration and effectiveness of the financing statement; to provide for filing and effectiveness of filing; to provide for claims concerning inaccurate or wrongfully filed records; to provide relative to information received from the filing office; to provide for transitional provisions; to provide for applicability and retroactivity; to provide for an effective date; and to provide for related matters.

**Floor Amendments**

Senator Claitor proposed the following amendments.

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Claitor to Engrossed House Bill No. 369 by Representative Foil

AMENDMENT NO. 1

On page 1, lines 2 and 3, change "9-105(a), (b)(introductory paragraph), (4), and (6)" to "9-105"

AMENDMENT NO. 2

On page 2, lines 2 and 3, change "9-105(a), (b)(introductory paragraph), (4), and (6)" to "9-105"

AMENDMENT NO. 3

On page 6, line 9, delete "\*" \* \*" and insert the following  
"(1) a single authoritative copy of the record or records exists which is unique, identifiable and, except as otherwise provided in paragraphs (4), (5), and (6), unalterable;

(2) the authoritative copy identifies the secured party as the assignee of the record or records;

(3) the authoritative copy is communicated to and maintained by the secured party or its designated custodian;"

AMENDMENT NO. 4

On page 6, line 13, delete "\*" \* \*" and insert the following:

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"(5) each copy of the authoritative copy and any copy of a copy is readily identifiable as a copy that is not the authoritative copy; and"

On motion of Senator Claitor, the amendments were adopted.

The bill was read by title. Senator Claitor 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 Heitmeier Riser
Broome Johns Smith, G.
Brown Kostelka 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

LaFleur
Total - 1

The Chair declared the amended 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. 400—
BY REPRESENTATIVE FOIL
AN ACT

To amend and reenact Code of Civil Procedure Article 1561(A), relative to civil actions; to provide for the procedures for the consolidation of separate actions; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 37

NAYS

Total - 0

ABSENT

LaFleur Ward
Total - 2

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. 402—
BY REPRESENTATIVES EDWARDS AND MACK
AN ACT

To amend and reenact R.S. 13:996.7 and 996.8, relative to the judicial expense fund for the Twenty-First Judicial District; to prohibit the allocation of funds from the Twenty-First Judicial District's judicial expense fund for payment of salaries for personnel or judges in the Twenty-Second Judicial District and other expenses; and to provide for related matters.

Floor Amendments

Senator Nevers proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Nevers to Engrossed House Bill No. 402 by Representative Edwards

AMENDMENT NO. 1

On page 2, line 2, change "to" to "for," and on line 3, between "to" and "the" insert a comma ",."

On motion of Senator Nevers, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 37

NAYS

Total - 0

ABSENT

LaFleur Ward
Total - 2

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

HOUSE BILL NO. 441—
BY REPRESENTATIVE ABRAMSON
AN ACT

To amend and reenact R.S. 14:40.2(F), (G), (H), and (I), R.S. 46:2136(D) and (F), and Code of Criminal Procedure Article

327.1 and to enact R.S. 14:40.2(J) and Code of Criminal Procedure Article 335.2, relative to the issuance of abuse prevention orders; to provide relative to abuse prevention orders in cases of domestic abuse and stalking; to provide relative to the effective term of certain portions of a protective order in cases of domestic abuse; to provide for procedures; to provide for a hearing and notice; to provide for conditions of release in stalking cases; and to provide for related matters.

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

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

**NAYS**

Total - 0

**ABSENT**

LaFleur                      Ward  
Total - 2

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

**HOUSE BILL NO. 457—**  
BY REPRESENTATIVE KATRINA JACKSON  
AN ACT

To amend and reenact R.S. 46:1804 and 1806(A), relative to crime victims reparations; to provide for notification requirements by the Crime Victims Reparations Board; to provide relative to applications for reparations; to extend the time in which an application for reparations is to be filed by certain applicants; and to provide for related matters.

**Floor Amendments**

Senator Walsworth proposed the following amendments.

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Walsworth to Reengrossed House Bill No. 457 by Representative Katrina Jackson

**AMENDMENT NO. 1**  
On page 2, lines 18 and 21, change "perpetrator" to "offender"

On motion of Senator Walsworth, the amendments were adopted.

The bill was read by title. Senator Walsworth 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	Heitmeier	Riser
Broome	Johns	Smith, G.
Brown	Kostelka	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**

LaFleur  
Total - 1

The Chair declared the amended 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. 466—**  
BY REPRESENTATIVE ABRAMSON  
AN ACT

To amend and reenact Title X of Book III of the Civil Code, consisting of Articles 2778 through 2800, to consist of Articles 2778 through 2791, relative to annuities, the annuity contract, and the annuity charge; to provide for a definition of an annuity contract; to provide for the application of the Titles of Obligations in General and Conventional Obligations or Contracts, or the Title of Sales, or the Title of Donations; to provide for the recipient of payments; to provide for an annuity for life or a time period; to provide for the termination of an annuity in the absence of a designated term; to provide for the assignability and heritability of the rights and obligations of an annuity; to provide for an annuity in favor of successive recipients; to provide for an annuity in favor of several recipients of payments; to provide for the existence of a recipient; to provide for an annuity charge; to provide that an annuity charge must be express and in writing; to provide for the recordation of an annuity contract; to provide for the law applicable to an annuity charge; to provide for the duration of an annuity charge; to provide for the enforcement of an annuity charge; to suppress the concept of the rent of lands; to provide 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	Nevers
Adley	Erdey	Peacock
Allain	Gallot	Perry
Amedee	Guillory	Peterson
Appel	Heitmeier	Riser
Broome	Johns	Smith, G.
Brown	Kostelka	Smith, J.
Buffington	Long	Tarver

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Chabert	Martiny	Thompson
Claitor	Mills	Walsworth
Cortez	Morrell	Ward
Crowe	Morrish	White
Donahue	Murray	

Total - 38

NAYS

Total - 0

ABSENT

LaFleur  
Total - 1

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. 474—**  
BY REPRESENTATIVE ABRAMSON  
AN ACT

To amend and reenact Code of Civil Procedure Articles 683(B), 966(B), 1313(C), 2166(E), and 5188 and to enact Code of Civil Procedure Article 1313(D), relative to continuous revision of the Code of Civil Procedure; to provide for the tutor's enforcement of rights of unemancipated minors; to provide for statements on denials of summary judgments; to provide for service by couriers; to provide for suspension of writ denials by the supreme court; to provide for entry of judgment notwithstanding an indigent's failure to pay costs; 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	Peacock
Adley	Erdey	Perry
Allain	Gallot	Peterson
Amedee	Heitmeier	Riser
Appel	Johns	Smith, G.
Broome	Kostelka	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

Guillory  
Total - 2

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. 476—**  
BY REPRESENTATIVE ABRAMSON  
AN ACT

To amend and reenact R.S. 9:1951 and to enact R.S. 9:1953, relative to the Louisiana Trust Code; to provide for the general rule for trusts created for mixed private and charitable purposes; to provide for the assignment of interest in a trust created for mixed private and charitable purposes; to provide for the

termination of a trust created for mixed private and charitable purposes; and to provide for related matters.

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

**Senator Broome in the Chair**

**HOUSE BILL NO. 512—**  
BY REPRESENTATIVE MORENO  
AN ACT

To amend and reenact Code of Evidence Article 803(8)(b)(i), relative to the admission of evidence; to provide with respect to hearsay; to prohibit the notification of administrative sanctions form from being introduced as evidence; and to provide for related matters.

The bill was read by title. Senator Morrell 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	Heitmeier	Riser
Broome	Johns	Smith, G.
Brown	Kostelka	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

LaFleur  
Total - 1

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

**Rules Suspended**

Senator Alario asked for and obtained a suspension of the rules to take up at this time:

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

**Called from the Calendar**

Senator Alario asked that House Bill No. 1072 be called from the Calendar.

**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. Senator Alario moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. President	Crowe	Peacock
Adley	Donahue	Riser
Allain	Dorsey-Colomb	Smith, G.
Amedee	Erdey	Smith, J.
Appel	Heitmeier	Tarver
Broome	Johns	Thompson
Brown	Martiny	Walsworth
Buffington	Mills	White
Chabert	Morrell	
Cortez	Murray	
Total - 28		

**NAYS**

Gallot	Morrish	Peterson
Kostelka	Nevers	
Long	Perry	
Total - 7		

**ABSENT**

Claitor	LaFleur
Guillory	Ward
Total - 4	

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

**Mr. President in the Chair**

**Called from the Calendar**

Senator Morrell asked that House Bill No. 65 be called from the Calendar.

**HOUSE BILL NO. 65—**  
BY REPRESENTATIVE BROSETT  
AN ACT

To amend and reenact R.S. 14:62.8(B), relative to the crime of home invasion; to provide for increased penalties when the offender is armed with a dangerous weapon; and to provide for related matters.

**Floor Amendments**

Senator Claitor proposed the following amendments.

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Claitor to Engrossed House Bill No. 65 by Representative Brossett

AMENDMENT NO. 1  
On page 1, line 11, after "hard labor" delete the remainder of the line

AMENDMENT NO. 2  
On page 1, delete lines 12 and 13, and insert "for not more than twenty five years."

AMENDMENT NO. 3  
On page 1, line 16, change "for not less than seven nor more than twenty" to "for not more than thirty"

AMENDMENT NO. 4

On page 1, line 16, after "years." delete the remainder of the line and delete lines 17 and 18

On motion of Senator Claitor, the amendments were adopted.

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. President	Dorsey-Colomb	Nevers
Adley	Erdey	Peacock
Allain	Gallot	Perry
Amedee	Guillory	Peterson
Appel	Heitmeier	Riser
Broome	Johns	Smith, G.
Brown	Kostelka	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**

LaFleur  
Total - 1

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

**House Bills and Joint Resolutions on Third Reading and Final Passage, Resumed**

**HOUSE BILL NO. 518—**  
BY REPRESENTATIVE LOPINTO  
AN ACT

To amend and reenact R.S. 15:572.1(A)(1) and 574.2(A), (B), (C)(1), (2)(introductory paragraph), and (3), (D)(introductory paragraph), (4), (9), and (11), (E), (F)(1)(introductory paragraph), (G), and (H)(1) and (2), relative to the Board of Pardons; to merge the functions and duties of the Board of Parole into the Board of Pardons; to create a committee on parole; to provide for the membership, duties, and functions of the committee on parole; to provide for transitional provisions; and to provide for related matters.

**Floor Amendments**

Senator Appel proposed the following amendments.

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Appel to Reengrossed House Bill No. 518 by Representative Lopinto

AMENDMENT NO. 1  
On page 2, line 28, change "pursuant" to "in the manner and amount provided for members of the Board of Pardons in"

On motion of Senator Appel, the amendments were adopted.

May 14, 2012

Floor Amendments

Senator Riser proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Riser to Reengrossed House Bill No. 518 by Representative Lopinto

AMENDMENT NO. 1

On page 3, line 10, after "parole," insert the following: "The chairman, vice-chairman, members of the board, except the ex-officio member, shall be compensated pursuant to R.S. 15:572.2."

Senator Riser moved the adoption of the amendments.

Senator Morrell objected.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Donahue Morrish
Amedee Erdey Nevers
Appel Gallot Peacock
Buffington Heitmeier Perry
Chabert Johns Riser
Claitor Kostelka Smith, J.
Cortez Long Walsworth
Crowe Mills White
Total - 24

NAYS

Adley Dorsey-Colomb Peterson
Allain Martiny Tarver
Broome Morrell Thompson
Brown Murray
Total - 11

ABSENT

Guillory Smith, G.
LaFleur Ward
Total - 4

The Chair declared the amendments were adopted.

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

HOUSE BILL NO. 521—

BY REPRESENTATIVES MORENO, ADAMS, ARMES, ARNOLD, BADON, BERTHELOT, BILLIOT, BROADWATER, BROSSETT, BROWN, HENRY BURNS, BURRELL, CARMODY, CONNICK, COX, EDWARDS, FOIL, GAINES, GAROFALO, GISCLAIR, HARRIS, HOLLIS, HONORE, HOWARD, HUNTER, GIROD JACKSON, JAMES, JEFFERSON, LEGER, LEOPOLD, LOPINTO, LORUSSO, MILLER, NORTON, ORTEGO, PRICE, PUGH, REYNOLDS, RICHARD, RICHARDSON, RITCHIE, SCHEXNAYDER, SHADOIN, SIMON, SMITH, ST. GERMAIN, THIERRY, AND WHITNEY

AN ACT

To amend and reenact Chapter 34 of Title 13 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 13:5401, to enact Chapter 35 of Title 13 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 13:5501, and to repeal R.S. 13:621.41(J) and 1343(C), relative to reentry courts; to authorize the creation of reentry divisions of court in certain judicial district courts in the state; to provide for the implementation of the workforce development sentencing program in the reentry division; to provide for conditions and procedures; to provide for applicability; to repeal provisions related to the Criminal District Court of Orleans Parish or the Forty-First Judicial District workforce development program; and to provide for related matters.

Floor Amendments

Senator Murray proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Murray to Reengrossed House Bill No. 521 by Representative Moreno

AMENDMENT NO. 1

On page 1, lines 3 and 14, change "35" to "34-A"

AMENDMENT NO. 2

On page 5, line 9, change "35" to "34-A"

On motion of Senator Murray, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Dorsey-Colomb Peacock
Adley Erdey Perry
Allain Gallot Peterson
Amedee Heitmeier Riser
Appel Johns Smith, G.
Broome Kostelka 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

Guillory LaFleur
Total - 2

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

HOUSE BILL NO. 556—

BY REPRESENTATIVE LOPINTO

AN ACT

To amend and reenact R.S. 15:542.1.2(A), relative to sex offender registration and notification; to provide relative to changes in a sex offender's registration information; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Dorsey-Colomb Peacock
Adley Erdey Perry
Allain Gallot Peterson
Amedee Heitmeier Riser
Appel Johns Smith, G.

Broome	Kostelka	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

Guillory	LaFleur
Total - 2	

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

**HOUSE BILL NO. 577—**

BY REPRESENTATIVES LOPINTO, HAZEL, HONORE, AND NORTON  
AN ACT

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

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

**ROLL CALL**

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

LaFleur	Nevers
Total - 2	

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

**HOUSE BILL NO. 594—**

BY REPRESENTATIVE LOPINTO  
AN ACT

To enact Code of Criminal Procedure Article 718.1 and to repeal R.S. 46:1845, relative to discovery; to provide relative to discovery procedures in certain criminal cases; to prohibit the reproduction

of certain evidence in certain cases involving pornography involving juveniles, video voyeurism, and obscenity; and to provide for related matters.

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

**HOUSE BILL NO. 600—**

BY REPRESENTATIVES NORTON, ADAMS, BADON, BARROW, BILLIOT, WESLEY BISHOP, BROWN, BURRELL, CHANEY, COX, DIXON, GAROFALO, GISCLAIR, GUILLORY, HENRY, HOFFMANN, HOLLIS, HONORE, HOWARD, KLECKLEY, TERRY LANDRY, LORUSSO, MACK, MORENO, ORTEGO, PIERRE, PYLANT, REYNOLDS, ROBIDEAUX, SEABAUGH, SMITH, TALBOT, THOMPSON, ALFRED WILLIAMS, AND WILLMOTT

AN ACT

To enact R.S. 14:403.7 and 403.8, relative to missing or deceased children; to create a crime for the failure to report a missing child; to provide for presumptions; to create a crime for the failure to report a deceased child; to provide for definitions; to provide for penalties; to provide for exceptions; and to provide for related matters.

**Floor Amendments**

Senator Kostelka proposed the following amendments.

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Kostelka to Reengrossed House Bill No. 600 by Representative Norton

AMENDMENT NO. 1

On page 1, delete lines 2 through 5 and insert the following:  
"To amend and reenact R.S. 14:403.3(D) and to enact R.S. 14:403.3(E), 403.7 and 403.8, relative to offenses affecting law enforcement; to increase the penalty for communicating false information to law enforcement regarding a missing child under certain circumstances; to create the crimes of failure to report a missing child and failure to report the death of a child; to provide for definitions; to provide for penalties; and to provide for related matters."

AMENDMENT NO. 2

On page 1, line 7, after "Section 1." delete the remainder of the line and insert "R.S. 14:403.3(D) is hereby amended and reenacted and R.S. 14:403.3(E), 403.7, and 403.8 are hereby enacted to read as follows:"

AMENDMENT NO. 3

On page 1, between lines 7 and 8, insert the following:  
"§403.3. Reports of missing children; procedures; false reports or communications; penalties

\* \* \*

D. Whoever violates the provisions of Subsection B ~~or C~~ herein of this Section shall be fined not more than two thousand dollars or be imprisoned for not more than one year, with or without hard labor, or both.

E. Whoever violates the provisions of Subsection C of this Section shall be imprisoned at hard labor for not more than five years.

\* \* \*

AMENDMENT NO. 4

On page 1, line 9, change "the appropriate authorities" to "an appropriate authority"

AMENDMENT NO. 5

On page 1, line 13, after "age of" change "seven" to "thirteen"

AMENDMENT NO. 6

On page 2, line 1, after "child is" delete the remainder of the line, and at the beginning of line 2, after "thirteen years" insert "of age or older"

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AMENDMENT NO. 7

On page 2, delete lines 6 through 10

AMENDMENT NO. 8

On page 2, line 12, change "authorities" to "authority"

AMENDMENT NO. 9

On page 2, line 13, change "Local law enforcement" to "A state or local law enforcement agency"

AMENDMENT NO. 10

On page 2, line 14, change "defined" to "provided"

AMENDMENT NO. 11

On page 2, delete lines 24 through 28, and on page 3, delete lines 1 and 2, and insert the following:

"C. Any person who violates the provisions of Subsection A of this Section shall be punished as follows:

(1) If the child is found dead or determined to be dead, then the offender shall be imprisoned at hard labor for not less than two years nor more than fifty years without benefit of parole, probation, or suspension of sentence, and fined not more than fifty thousand dollars.

(2) If the child has remained missing for a period of more than six months at the time of conviction and not determined to be dead, then the offender shall be imprisoned at hard labor for not less than two years nor more than ten years without benefit of parole, probation, or suspension of sentence, and fined not more than twenty-five thousand dollars.

(3) If the child is determined to have been either physically or sexually abused during the time that the child was missing, then the offender shall be imprisoned at hard labor for not more than ten years without benefit of parole, probation, or suspension of sentence, and fined not more than ten thousand dollars.

(4) If the child is found unharmed, then the offender shall be imprisoned for not more than six months, or fined not more than five hundred dollars, or both."

AMENDMENT NO. 12

On page 3, delete lines 8 through 12 and insert the following:

"A. It shall be unlawful for a child's caretaker to fail to report to an appropriate authority the death of a child that occurs while the child is in the physical custody of the caretaker, within one hour of the caretaker's discovery of the child's death or one hour of the caretaker learning of the location of the child's body."

AMENDMENT NO. 13

On page 3, line 14, change "authorities" to "authority"

AMENDMENT NO. 14

On page 3, line 15, change "Local law enforcement" to "A state or local law enforcement agency"

AMENDMENT NO. 15

On page 3, line 16, change "defined" to "provided"

On motion of Senator Kostelka, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Dorsey-Colomb Nevers
Adley Erdey Peacock
Allain Gallot Perry
Amedee Guillory Peterson
Appel Heitmeier Riser
Broome Johns Smith, G.
Brown Kostelka 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

LaFleur

Total - 1

The Chair declared the amended 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. 602—

BY REPRESENTATIVE CHANEY

AN ACT

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

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 36

NAYS

Total - 0

ABSENT

Adley

LaFleur

Morrell

Total - 3

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



**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.

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

**HOUSE BILL NO. 764—**

BY REPRESENTATIVE ABRAMSON  
AN ACT

To amend and reenact Civil Code Articles 1848 and 2028, to enact Civil Code Article 1849, and to repeal Civil Code Article 2444, relative to counterletters; to provide with respect to testimonial or other evidence as it relates to disproving a writing; to provide for proof of simulation; to provide for instances when introduction of counterletters is required; to provide for effects of counterletters and simulation as to third persons; 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	Nevers
Allain	Erdey	Peacock
Amedee	Gallot	Perry
Appel	Guillory	Peterson
Broome	Heitmeier	Riser
Brown	Johns	Smith, G.
Buffington	Kostelka	Smith, J.
Chabert	Long	Tarver
Claitor	Martiny	Thompson
Cortez	Mills	Walsworth
Crowe	Morrish	Ward
Donahue	Murray	White
Total - 36		

NAYS

Total - 0

ABSENT

Adley	LaFleur	Morrell
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. 777—**

BY REPRESENTATIVE FOIL  
AN ACT

To amend and reenact R.S. 13:5202(A), relative to small claims divisions of city courts; to provide for the jurisdictional amount in a small claims division; and to provide for related matters.

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

**ROLL CALL**

The roll was called with the following result:

YEAS

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

Total - 35

NAYS

Total - 0

ABSENT

Adley	LaFleur
Kostelka	Morrell
Total - 4	

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

**HOUSE BILL NO. 790—**

BY REPRESENTATIVE LOPINTO  
AN ACT

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

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

**ROLL CALL**

The roll was called with the following result:

YEAS

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

Total - 37

NAYS

Total - 0

ABSENT

LaFleur	Morrell
Total - 2	

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.

May 14, 2012

Rules Suspended

Senator Brown asked for and obtained a suspension of the rules to take up at this time:

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

Called from the Calendar

Senator Brown asked that House Bill No. 98 be called from the Calendar.

HOUSE BILL NO. 98—

BY REPRESENTATIVE THIBAUT AN ACT

To amend and reenact R.S. 17:85, relative to naming certain school athletic facilities; to authorize city, parish, and other local public school boards to name athletic facilities after living persons; and to provide for related matters.

Floor Amendments

Senator Brown proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Brown to Engrossed House Bill No. 98 by Representative Thibaut

AMENDMENT NO. 1

On page 1, line 2, after "facilities" insert "or streets"

AMENDMENT NO. 2

On page 1, line 3, after "facilities" insert "or streets"

AMENDMENT NO. 3

On page 1, line 4, after "living" insert "or deceased"

AMENDMENT NO. 4

On page 1, line 7, after "facility" insert "or street"

AMENDMENT NO. 5

On page 1, line 9, after "facility" insert "or street"

AMENDMENT NO. 6

On page 1, line 10, after "living" insert "or deceased"

AMENDMENT NO. 7

On page 1, line 11, after "facility" insert "or street" and after "living" insert "or deceased"

On motion of Senator Brown, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Mr. President, Dorsey-Colomb, Peacock, Adley, Erdey, Perry, Allain, Gallot, Peterson, Amedee, Guillory, Riser, Appel, Heitmeier, Smith, G., Broome, Johns, Smith, J., Brown, Kostelka, Tarver, Buffington, Long, Thompson, Chabert, Martiny, Walsworth

Table with 3 columns: Claitor, Cortez, Crowe, Donahue, Mills, Morrish, Murray, Nevers, Ward, White

Total - 37 NAYS

Total - 0 ABSENT

Table with 2 columns: LaFleur, Morrell, Total - 2

The Chair declared the amended bill was passed and ordered it returned to the House. Senator Brown 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, Resumed

HOUSE BILL NO. 815—

BY REPRESENTATIVE KATRINA JACKSON AN ACT

To enact R.S. 3:15, relative to applications for licenses, permits, or certificates; to provide for social security numbers; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Mr. President, Dorsey-Colomb, Nevers, Adley, Erdey, Peacock, Allain, Gallot, Perry, Amedee, Guillory, Peterson, Appel, Heitmeier, Riser, Broome, Johns, Smith, G., Brown, Kostelka, 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

Table with 2 columns: LaFleur, Total - 1

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

HOUSE BILL NO. 844—

BY REPRESENTATIVE KATRINA JACKSON AN ACT

To amend and reenact R.S. 3:4321(D) and to repeal R.S. 3:4341 and 4342, relative to forests and forestry; to provide relative to the forest protection tax fund; to provide for the expenditure of monies; to repeal provisions relative to severance taxes; and to provide for related matters.

The bill was read by title. Senator Thompson 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	Heitmeier	Riser
Appel	Johns	Smith, G.
Broome	Kostelka	Smith, J.
Brown	Long	Tarver
Buffington	Martiny	Thompson
Chabert	Mills	Walsworth
Cortez	Morrell	Ward
Crowe	Morrish	White
Donahue	Murray	
Dorsey-Colomb	Nevers	
Total - 37		

**NAYS**

Total - 0

**ABSENT**

Claitor	LaFleur
Total - 2	

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

**HOUSE BILL NO. 887—**

BY REPRESENTATIVE JOHNSON  
AN ACT

To enact R.S. 3:3107, relative to imported exotic deer and antelope, elk, and farm-raised white tail deer and other exotic cervidae; to provide for a regulatory fee; to provide for the redesignation of certain provisions of Title 3 of the Louisiana Revised Statutes of 1950; and to provide for related matters.

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

**NAYS**

Peacock  
Total - 1

**ABSENT**

Crowe	LaFleur
Total - 2	

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

**HOUSE BILL NO. 907—**

BY REPRESENTATIVES KATRINA JACKSON AND HENRY BURNS  
AN ACT

To amend and reenact R.S. 3:2(D), 4274.1, 4276, 4279(A), 4292, 4325, and 4326 and to repeal R.S. 3:4271(B), 4274(6), 4274.2, 4279(B) and (C), 4280, 4284 through 4289, 4290, 4291, 4293 through 4295, and 4302, relative to forests and forestry; to provide for cooperative endeavors; to provide for the powers and duties of the state forester; to provide for the duties of forestry officers; to provide for the clearing of combustible material; to provide for the instruction of forestry on certain days; to provide for a parish board of forestry; to provide for a forestry program; to repeal certain provisions for the protection and reforestation of lands; to repeal certain provisions relative to forest tree seedling nurseries; to repeal the provisions of acreage tax on certain forest lands; and to provide for related matters.

The bill was read by title. Senator Thompson 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	Heitmeier	Riser
Broome	Johns	Smith, G.
Brown	Kostelka	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**

LaFleur
Total - 1

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

**HOUSE BILL NO. 948—**

BY REPRESENTATIVE SEABAUGH  
AN ACT

To amend and reenact R.S. 13:3733(D)(introductory paragraph) and 3733.1(C) and (G)(1)(a) and Code of Civil Procedure Article 2636(5)(b), relative to the admissibility of certain business records and security agreements; to provide for admissibility; and to provide for related matters.

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

**HOUSE BILL NO. 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

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relative to requirements for need-based claims; 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 Nevers
Adley Erdey Peacock
Allain Gallot Perry
Amedee Guillory Peterson
Appel Heitmeier Riser
Broome Johns Smith, G.
Brown Kostelka 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

LaFleur
Total - 1

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. 1026—

BY REPRESENTATIVE LOPINTO

AN ACT

To amend and reenact R.S. 15:574.4(A)(1)(b)(ii) and (iii) and to enact R.S. 15:574.4(A)(1)(b)(iv), relative to parole eligibility; to provide for parole eligibility for certain offenders after serving a certain portion of the criminal sentence; to provide for prospective application; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Dorsey-Colomb Peacock
Allain Gallot Perry
Appel Guillory Peterson
Broome Heitmeier Smith, G.
Brown Johns Smith, J.
Buffington Martiny Tarver
Chabert Mills Thompson
Claitor Morrell Walsworth
Cortez Morrish White
Crowe Murray
Donahue Nevers

Total - 31

NAYS

Amedee Kostelka Riser
Erdey Long

Total - 5

ABSENT

Adley LaFleur Ward
Total - 3

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

HOUSE BILL NO. 1049—

BY REPRESENTATIVE STUART BISHOP

AN ACT

To enact R.S. 9:203(E)(10), relative to judges of a court of the United States; to authorize federal judges in certain municipalities to perform marriage ceremonies; 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 Heitmeier Riser
Broome Johns Smith, G.
Brown Kostelka 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

LaFleur
Total - 1

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

HOUSE BILL NO. 1068—

BY REPRESENTATIVE LOPINTO

AN ACT

To enact Code of Criminal Procedure Article 890.1, relative to criminal sentencing; to provide that certain sentences may be served with the benefit of parole, probation, or suspension of sentence under certain circumstances; to provide for applicability; to provide for limitations; to provide for exceptions; and to provide for related matters.

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
Adley Gallot Perry
Allain Guillory Peterson

Amedee	Heitmeier	Riser
Appel	Johns	Smith, G.
Broome	Kostelka	Smith, J.
Brown	Long	Tarver
Buffington	Martiny	Thompson
Chabert	Mills	Walsworth
Cortez	Morrell	Ward
Crowe	Morrish	White
Donahue	Murray	
Dorsey-Colomb	Nevers	
Total - 37		

NAYS

Claitor  
Total - 1

ABSENT

LaFleur  
Total - 1

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

**HOUSE BILL NO. 1145—**  
BY REPRESENTATIVE FOIL

AN ACT

To amend and reenact Code of Civil Procedure Articles 2166 and 2167 and Children's Code Article 1143(C)(1), (2), and (3) and (D)(1), to enact Children's Code Article 1143(E), and to repeal R.S. 13:4446, relative to appellate procedure; to provide for notices of judgment; to provide for electronic and facsimile transmission; and to provide for related matters.

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

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. President	Dorsey-Colomb	Nevers
Adley	Erdey	Peacock
Allain	Gallot	Perry
Amedee	Guillory	Peterson
Appel	Heitmeier	Riser
Broome	Johns	Smith, G.
Brown	Kostelka	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

LaFleur  
Total - 1

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. 1199— (Substitute for House Bill No. 817 by Representative Katrina Jackson)**

BY REPRESENTATIVE KATRINA JACKSON

AN ACT

To repeal R.S. 40:608.3, relative to organic food; to repeal the provisions regulating the labeling of organic food.

The bill was read by title. Senator Thompson 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	Heitmeier	Riser
Broome	Johns	Smith, G.
Brown	Kostelka	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

LaFleur  
Total - 1

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

**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. Senator Morrell 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	Heitmeier	Riser
Broome	Johns	Smith, G.
Brown	Kostelka	Smith, J.
Buffington	Long	Tarver
Chabert	Martiny	Thompson
Claitor	Mills	Walsworth
Cortez	Morrell	Ward
Crowe	Morrish	White
Donahue	Murray	
Total - 38		

NAYS

Total - 0

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ABSENT

LaFleur  
Total - 1

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

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

**Called from the Calendar**

Senator Morrell asked that House Bill No. 718 be called from the Calendar.

**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. Senator Morrell moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. President	Erdey	Murray
Appel	Gallot	Nevers
Broome	Guillory	Perry
Buffington	Heitmeier	Smith, G.
Chabert	Johns	Tarver
Claitor	Martiny	Thompson
Crowe	Mills	Walsworth
Donahue	Morrell	White
Dorsey-Colomb	Morrish	
Total - 26		

NAYS

Adley	Kostelka	Smith, J.
Allain	Long	Ward
Brown	Peacock	
Cortez	Riser	
Total - 10		

ABSENT

Amedee	LaFleur	Peterson
Total - 3		

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

**Called from the Calendar**

Senator Johns asked that House Bill No. 271 be called from the Calendar.

**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.

**Floor Amendments**

Senator Heitmeier proposed the following amendments.

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Heitmeier to Engrossed House Bill No. 271 by Representative Lopinto

AMENDMENT NO. 1  
On page 1, line 2, after "(D)(1)(a)" insert "and (I)"

AMENDMENT NO. 2  
On page 1, line 4, after "criteria;" insert "to require submission of riverboat gaming vessel certificates of compliance be sent to the certain legislative committees;"

AMENDMENT NO. 3  
On page 1, line 6, after "(D)(1)(a)" insert "and (I)" and change "is" to "are"

AMENDMENT NO. 4  
On page 1, after line 20, insert:  
"I. The Louisiana Gaming Control Board shall adopt rules to provide for alternate inspections for persons licensed pursuant to the provisions of the Louisiana Riverboat Economic Development and Gaming Control Act as provided in Chapter 4 of this Title. All rules shall be adopted pursuant to the provisions of the Administrative Procedure Act and R.S. 27:15(B)(8). **Such rules shall provide for the submission within thirty days of receipt by the Louisiana Gaming Control Board of each riverboat gaming vessel certificate of compliance to the Senate Committee on Judiciary Section "B" and the House Committee on Administration of Criminal Justice.**"

On motion of Senator Heitmeier, the amendments were adopted.

**Floor Amendments**

Senator Heitmeier proposed the following amendments.

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Heitmeier to Engrossed House Bill No. 271 by Representative Lopinto

AMENDMENT NO. 1  
On page 1, line 2, after "(D)(1)(a)" insert "and (2)"

AMENDMENT NO. 2  
On page 1, line 4, after "criteria;" insert "to require concurrence from the Maritime Advisory Task Force on certain decreases in maritime staffing"

AMENDMENT NO. 3  
On page 1, line 6, after "(D)(1)(a)" insert "and (2)" and change "is" to "are"

AMENDMENT NO. 4  
On page 1, after line 20, insert:  
"(2) The certification by the third-party inspector shall incorporate the standards, conditions, policy letters, alternative examinations, and alternative design approvals placed upon the vessel by the United States Coast Guard at the time the third-party inspector began inspecting that vessel. **If such certification indicates a decrease in the licensed and unlicensed maritime**

personnel on any riverboat which is moored on a designated river or waterway in which hazardous cargo is transported, such decrease shall require concurrence from the Louisiana Maritime Advisory Task Force prior to any decrease in such maritime personnel taking effect. \* \* \*

Senator Heitmeier moved the adoption of the amendments.

Senator Johns objected.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. President	Heitmeier	Murray
Buffington	Mills	Smith, G.
Chabert	Morrell	
Dorsey-Colomb	Morrish	
Total - 10		

**NAYS**

Adley	Gallot	Riser
Allain	Johns	Smith, J.
Appel	Kostelka	Tarver
Brown	Long	Thompson
Claitor	Martiny	Walsworth
Cortez	Peacock	Ward
Donahue	Perry	White
Erdey	Peterson	
Total - 23		

**ABSENT**

Amedee	Crowe	LaFleur
Broome	Guillory	Nevers
Total - 6		

The Chair declared the amendments were rejected.

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	Peterson
Adley	Gallot	Riser
Allain	Guillory	Smith, G.
Appel	Johns	Smith, J.
Brown	Kostelka	Tarver
Chabert	Martiny	Thompson
Claitor	Mills	Walsworth
Cortez	Morrish	Ward
Donahue	Peacock	White
Dorsey-Colomb	Perry	
Total - 29		

**NAYS**

Buffington	Long	Murray
Heitmeier	Morrell	Nevers
Total - 6		

**ABSENT**

Amedee	Crowe
Broome	LaFleur
Total - 4	

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

**Called from the Calendar**

Senator Morrell asked that House Bill No. 146 be called from the Calendar.

**HOUSE BILL NO. 146—**  
BY REPRESENTATIVE GREENE  
AN ACT

To amend and reenact R.S. 27:65(B)(11), 239.1, and 361(F), relative to gaming; to provide with respect to the methods of wagering at gaming facilities; to prohibit the use of debit cards for wagering; and to provide for related matters.

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

**NAYS**

Total - 0

**ABSENT**

Amedee	LaFleur
Total - 2	

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

**Called from the Calendar**

Senator Peacock asked that House Bill No. 23 be called from the Calendar.

**HOUSE BILL NO. 23—**  
BY REPRESENTATIVE SEABAUGH  
AN ACT

To enact R.S. 13:1565.1(C), relative to the Caddo Parish juvenile court; to authorize the clerk of the Juvenile Court for Caddo Parish to lease or purchase an automobile for office use; to provide for the purchase of insurance for the automobile; and to provide for related matters.

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

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ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Amedee LaFleur
Total - 2

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.

Called from the Calendar

Senator White asked that House Bill No. 90 be called from the Calendar.

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.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Amedee LaFleur
Total - 2

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

Called from the Calendar

Senator White asked that House Bill No. 980 be called from the Calendar.

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.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Amedee LaFleur
Total - 2

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

Called from the Calendar

Senator Martiny asked that House Bill No. 923 be called from the Calendar.

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.

**Floor Amendments**

Senator Martiny sent up floor amendments.

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Martiny to Reengrossed House Bill No. 923 by Representative Ponti

AMENDMENT NO. 1

Delete Senate Committee Amendment No. 2 proposed by the Senate Committee on Commerce, Consumer Protection, and International Affairs and adopted by the Senate on May 3, 2012.

AMENDMENT NO. 2

On page 1, line 3, after "and (C)" insert ", to enact R.S. 37:3556.1,"

AMENDMENT NO. 3

On page 18, between lines 2 and 3, insert:

"Section 2. R.S. 37:3556.1 is hereby enacted to read as follows:  
§3556.1. Course of study; hours

A. Pursuant to the licensure requirements provided in R.S. 37:3556, a course of study may utilize a credit hours equivalent as defined by the United States Department of Education in lieu of clock hours to measure student achievement. A course of study using credit hours shall provide course work consistent with the rules promulgated by the board including at least five hundred hours of in-class supervised instruction.

B. The provisions of this Section shall terminate on January 1, 2013."

AMENDMENT NO. 4

On page 18, line 3, change "Section 2." to "Section 3."

AMENDMENT NO. 5

On page 18, after line 3, insert:

"Section 4. The provisions of Sections 1 and 3 of this Act shall become effective on January 1, 2013.

Section 5. The provisions of Section 2 of this Act shall become effective upon signature by the governor or, if not signed by the governor, upon expiration of the time for bills to become law without signature by the governor, as provided by Article III, Section 18 of the Constitution of Louisiana. If vetoed by the governor and subsequently approved by the legislature, this Section 2 of this Act shall become effective on the day following such approval."

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	Erdey	Peacock
Adley	Gallot	Perry
Allain	Guillory	Peterson
Appel	Heitmeier	Riser
Broome	Johns	Smith, G.
Brown	Kostelka	Smith, J.

Buffington	Long	Tarver
Chabert	Martiny	Thompson
Claitor	Mills	Walsworth
Cortez	Morrell	Ward
Crowe	Morrish	White
Donahue	Murray	
Dorsey-Colomb	Nevers	
Total - 37		

NAYS

Total - 0

ABSENT

Amedee	LaFleur
Total - 2	

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.

**Called from the Calendar**

Senator Martiny asked that House Bill No. 948 be called from the Calendar.

**HOUSE BILL NO. 948—**

BY REPRESENTATIVE SEABAUGH  
 AN ACT

To amend and reenact R.S. 13:3733(D)(introductory paragraph) and 3733.1(C) and (G)(1)(a) and Code of Civil Procedure Article 2636(5)(b), relative to the admissibility of certain business records and security agreements; to provide for admissibility; 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
Allain	Gallot	Peacock
Appel	Guillory	Perry
Broome	Heitmeier	Peterson
Brown	Johns	Riser
Buffington	Kostelka	Smith, G.
Chabert	Long	Smith, J.
Claitor	Martiny	Tarver
Cortez	Mills	Thompson
Crowe	Morrell	Walsworth
Donahue	Morrish	Ward
Dorsey-Colomb	Murray	White
Total - 36		

NAYS

Total - 0

ABSENT

Adley	Amedee	LaFleur
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.

**Rules Suspended**

Senator White asked for and obtained a suspension of the rules to take up at this time:

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House Concurrent Resolutions
Reported by Committees to be Adopted,
Subject to Call

Called from the Calendar

Senator White asked that House Concurrent Resolution No. 16 be called from the Calendar.

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.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 37
Total - 0

NAYS

ABSENT

Amedee LaFleur
Total - 2

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

Rules Suspended

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

Message from the House

PASSED SENATE BILLS AND
JOINT RESOLUTIONS

May 14, 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 the following Senate Bills and Joint Resolutions:

SENATE BILL NO. 360—
BY SENATOR MARTINY AND REPRESENTATIVE PONTI
AN ACT

To amend and reenact R.S. 32:1252(4) and (19), 1261, 1261.1, and 1263, to enact R.S. 32:1252(52) through (69), 1262(C), 1264(D), 1267(C), 1268(D), and Parts II, III, and IV of Chapter 6 of Title 32 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 32:1270 through 1270.30, and to repeal R.S. 32:1257.1 and 1268.1, relative to marine products, motorcycles, all-terrain vehicles, and recreational vehicles; to provide for certain terms, conditions, requirements, and procedures; to provide for definitions; to provide for the establishment of new dealerships and the relocation of existing dealerships; to provide for payment to dealers; to provide for unauthorized acts; to provide for warranty agreements and application thereof; to provide for the sale and leasing of certain marine products, motorcycles, all-terrain vehicles, and recreational vehicles; to provide for the succession of a dealer; to provide for the procedure to terminate a dealership; to provide for the repurchase of certain products, equipment, parts, and tools; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 676— (Substitute of Senate Bill No. 437 by
Senator Crowe)

BY SENATOR CROWE
AN ACT

To amend and reenact R.S. 23:1513(A)(1), 1553(A), 1576, 1601(8), 1713(B) and (C), 1714, and 1726 and to enact R.S. 23:1531.1(E), and to repeal R.S. 23:1713(D), relative to unemployment compensation; to provide for the penalty and interest account; to provide for filing certain documents; to provide for separation notices; to provide for method of calculation regarding the experience-rating account of an employer; to provide for disqualification of employee benefits subsequent to commission of a fraudulent act; to provide for the recovery of overpayment of benefits; to provide for the payment of certain benefits; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 116—
BY SENATOR MILLS
AN ACT

To amend and reenact R.S. 28:912(B)(2) and to enact R.S. 28:912(B)(1)(g) and 915(B)(8), relative to human services districts; to provide with respect to the naming of Region 4; to provide the authority for the naming of human services districts; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 145—
BY SENATOR MILLS
AN ACT

To amend and reenact R.S. 28:22.8(A) and 451.4(B) and to repeal R.S. 28:894(A)(5) and R.S. 36:259(C)(15), (17) through (20), (22), (25), and (26), relative to the Department of Health and Hospitals; to delete provisions related to certain supports and services centers and employment service programs no longer in existence; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 212—
BY SENATOR MILLS
AN ACT

To amend and reenact R.S. 37:1177(A), relative to the Louisiana Board of Pharmacy; to provide for a specific date for the beginning of the term of pharmacists who are appointed to the board; and to provide for related matters.

Reported without amendments.

**SENATE BILL NO. 355—**  
BY SENATOR AMEDEE

AN ACT

To authorize and provide for the transfer of certain state property; to authorize the transfer of certain state property in Ascension 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.

**SENATE BILL NO. 387—**  
BY SENATOR WARD

AN ACT

To amend and reenact R.S. 56:125(B), relative to hunting; to provide certain requirements for the possession of game quadrupeds; to provide for the positive evidence of sex identification of deer and turkey; and to provide for related matters.

Reported without amendments.

**SENATE BILL NO. 583—**  
BY SENATORS GALLOT AND THOMPSON AND REPRESENTATIVES GEYMAN, JEFFERSON, JIM MORRIS AND SHADON

AN ACT

To authorize the division of administration to transfer certain state property in Lincoln Parish to Grambling State University and to Louisiana Tech University; to provide for the property description; to provide for reservation of mineral rights; to provide terms and conditions; and to provide for related matters.

Reported without amendments.

**SENATE BILL NO. 80—**  
BY SENATOR CORTEZ

AN ACT

To enact R.S. 33:423.23, relative to the city of Youngsville; to provide for the authority and disciplinary actions by the chief of police with respect to police personnel; and to provide for related matters.

Reported without amendments.

**SENATE BILL NO. 315—**  
BY SENATOR AMEDEE

AN ACT

To enact R.S. 49:191(6)(a) 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 without amendments.

**SENATE BILL NO. 496—**  
BY SENATOR PERRY

AN ACT

To amend and reenact Section 7(B) of Act No. 333 of the 1972 Regular Session of the Louisiana Legislature as amended by Act No. 56 of the 1987 Regular Session of the Louisiana Legislature and Act No. 17 of the 1998 First Extraordinary Session of the Louisiana Legislature and to enact R.S. 33:423.23, relative to the city of Kaplan; to provide for the authority of the chief of police regarding police personnel; to provide that the position of assistant to the chief of police shall be in the unclassified service; to provide for the authority of the assistant to the chief of police; and to provide for related matters.

Reported without amendments.

**SENATE BILL NO. 617—**  
BY SENATOR DONAHUE

AN ACT

To amend and reenact R.S. 33:130.402(A)(1) and (F), relative to the St. Tammany Parish Development District; to change the composition of the board of commissioners; to provide for quorum; to provide for special meetings; and to provide for related matters.

Reported without amendments.

**SENATE BILL NO. 622—**  
BY SENATOR AMEDEE

AN ACT

To amend and reenact R.S. 36:202(A) and 203, relative to the Department of Culture, Recreation and Tourism; authorizes the lieutenant governor to perform the duties, functions and responsibilities of the secretary of culture, recreation and tourism; and to provide for related matters.

Reported without amendments.

**SENATE BILL NO. 630—**  
BY SENATOR MORRELL

AN ACT

To enact R.S. 33:9106.3, relative to St. Bernard Parish; to authorize St. Bernard Parish 911 Communications District to levy a fixed rate for emergency telephone service charges; to require voter approval of the fixed rate fee under certain conditions; to provide that the fixed rate fee shall be uniformly applied to residential, commercial, and cellular services; and to provide for related matters.

Reported without amendments.

**SENATE BILL NO. 193—**  
BY SENATORS GULLORY AND THOMPSON AND REPRESENTATIVES BADON, BROWN, FRANKLIN, HONORE, HOWARD, TERRY LANDRY, LEBAS, NORTON AND RICHARD

AN ACT

To enact R.S. 47:463.155, relative to special prestige motor vehicle license plates; to provide for the creation, issuance, and design of such license plates for the Phi Beta Sigma Fraternity, Inc.; 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 without amendments.

**SENATE BILL NO. 316—**  
BY SENATOR MARTINY

AN ACT

To enact R.S. 6:356, relative to financial institutions; to provide relative to the use of a power of attorney for certain bank transactions; to provide for revocation of a power of attorney; to provide for definitions; to provide for terms, conditions, and procedures; and to provide for related matters.

Reported without amendments.

**SENATE BILL NO. 326—**  
BY SENATORS BROOME AND DORSEY-COLOMB AND REPRESENTATIVE WESLEY BISHOP

AN ACT

To enact R.S. 9:3578.8(C) and (D), relative to the Louisiana Deferred Presentment and Small Loan Act; to provide for duties of the commissioner of the office of financial institutions; to provide for the compiling of certain information; to require the commissioner to submit a report to the Louisiana Legislature by April 1, 2014; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 557—

BY SENATORS ERDEY, ADLEY, ALARIO, ALLAIN, APPEL, BROOME, BROWN, BUFFINGTON, CHABERT, CROWE, DORSEY-COLOMB, GUILLORY, HEITMEIER, JOHNS, KOSTELKA, LONG, MORRISH, MURRAY, NEVERS, PEACOCK, RISER, GARY SMITH, JOHN SMITH, TARVER, THOMPSON, WALSWORTH, WARD AND WHITE

AN ACT

To amend and reenact R.S. 47:463.71(C), relative to the special prestige license plate for the Boy Scouts of America; to provide for an annual royalty fee and for distribution of collections; and to provide for related matters.

Reported without amendments.

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

Message from the House

CONCURRING IN SENATE CONCURRENT RESOLUTIONS

May 14, 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. 3—

BY SENATOR ERDEY AND REPRESENTATIVE WILLMOTT

A CONCURRENT RESOLUTION

To urge and request the Department of Public Safety and Corrections, public safety services, the office of motor vehicles, and the Louisiana state police, to apply and enforce R.S. 32:303(D) which provides that headlamps on motor vehicles shall emit a white light only, including light emitted by white high intensity discharge forward lighting, and prohibits a motor vehicle from being equipped with headlamps that are off-road colored lights.

Reported without amendments.

SENATE CONCURRENT RESOLUTION NO. 4—

BY SENATOR ERDEY

A CONCURRENT RESOLUTION

To urge and request that the Department of Transportation and Development to study truck traffic patterns on LA 1019 between LA 16 and LA 64 in Livingston Parish.

Reported without amendments.

SENATE CONCURRENT RESOLUTION NO. 20—

BY SENATOR ADLEY

A CONCURRENT RESOLUTION

To urge and request the Department of Transportation and Development to hold public meetings prior to proposed closure of a public railroad grade crossing on non-state maintained parish and municipal roadways.

Reported without amendments.

SENATE CONCURRENT RESOLUTION NO. 35—

BY SENATOR BROWN

A CONCURRENT RESOLUTION

To urge and request the Department of Transportation and Development to study the feasibility and costs of providing adequate lighting and needed maintenance to bridges on the state highway system over the Mississippi River and the grounds on which such bridges sit.

Reported without amendments.

SENATE CONCURRENT RESOLUTION NO. 105—

BY SENATOR CORTEZ

A CONCURRENT RESOLUTION

To commend the city of Lafayette, Louisiana on being honored as the winner of The South's Tastiest Town 2012 competition promoted by Southern Living Magazine.

Reported without amendments.

SENATE CONCURRENT RESOLUTION NO. 110—

BY SENATOR ALARIO AND REPRESENTATIVES ABRAMSON, ADAMS, ANDERS, ARMES, ARNOLD, BADON, BARRAS, BARROW, BERTHELOT, BILLIOT, STUART BISHOP, WESLEY BISHOP, BROADWATER, BROSSETT, BROWN, BURFORD, HENRY BURNS, TIM BURNS, BURRELL, CARMODY, CARTER, CHAMPAGNE, CHANEY, CONNICK, COX, CROMER, DANAHAY, DIXON, DOVE, EDWARDS, FANNIN, FOIL, FRANKLIN, GAINES, GAROFALO, GEYMAN, GISCLAIR, GREENE, GUILLORY, GUINN, HARRIS, HARRISON, HAVARD, HAZEL, HENRY, HENSGENS, HILL, HODGES, HOFFMANN, HOLLIS, HONORE, HOWARD, HUNTER, HUVAL, GIROD JACKSON, KATRINA JACKSON, JAMES, JEFFERSON, JOHNSON, JONES, KLECKLEY, LAMBERT, NANCY LANDRY, TERRY LANDRY, LEBAS, LEGER, LEOPOLD, LIGI, LOPINTO, LORUSSO, MACK, MILLER, MONTOUCET, MORENO, JAY MORRIS, JIM MORRIS, NORTON, ORTEGO, PEARSON, PIERRE, PONTI, POPE, PRICE, PUGH, PYLANT, REYNOLDS, RICHARD, RICHARDSON, RITCHIE, ROBIDEAUX, SCHEXNAYDER, SCHRODER, SEABAUGH, SHADOIN, SIMON, SMITH, ST. GERMAIN, TALBOT, THIBAUT, THIERRY, THOMPSON, WHITNEY, ALFRED WILLIAMS, PATRICK WILLIAMS AND WILLMOTT

A CONCURRENT RESOLUTION

To commemorate the eightieth anniversary of the dedication of the Louisiana State Capitol on Wednesday, May 16, 2012, and to celebrate the pride, honor, and hope that the building brings to the citizens of the state of Louisiana.

Reported without amendments.

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

Message from the House

DISAGREEMENT TO HOUSE BILL

May 14, 2012

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has refused to concur in the proposed Senate Amendment(s) to House Bill No. 447 by Representative Lopinto, and ask the President to appoint on the part of the Senate a committee to confer with a like committee from the House on the disagreement.

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

Message from the House

ASKING CONCURRENCE IN HOUSE CONCURRENT RESOLUTIONS

May 14, 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. 100 HCR NO. 78 HCR NO. 79
HCR NO. 95 HCR NO. 148 HCR NO. 150
HCR NO. 151 HCR NO. 149

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

**House Concurrent Resolutions  
 on First Reading**

**HOUSE CONCURRENT RESOLUTION NO. 78—**

BY REPRESENTATIVE SMITH  
 A CONCURRENT RESOLUTION

To create a study committee to study and make recommendations with respect to student athletes and the detection and prevention of heart disease.

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

**HOUSE CONCURRENT RESOLUTION NO. 79—**

BY REPRESENTATIVE BADON  
 A CONCURRENT RESOLUTION

To urge and request the Board of Supervisors of Community and Technical Colleges to submit a written report relative to the status of the reconstruction and reopening of the Sidney N. Collier Technical Division site of Delgado Community College to the House Committee on Education and the Senate Committee on Education by not later than May 15, 2012.

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

**HOUSE CONCURRENT RESOLUTION NO. 95—**

BY REPRESENTATIVE HAZEL  
 A CONCURRENT RESOLUTION

To urge and request the Board of Supervisors of Community and Technical Colleges and the State Board of Elementary and Secondary Education jointly to study the feasibility of granting a Louisiana high school diploma to successful completers of adult education programs that meet state standards and to report their findings and recommendations at least sixty days prior to the 2013 Regular Session of the Legislature of Louisiana.

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

**HOUSE CONCURRENT RESOLUTION NO. 100—**

BY REPRESENTATIVE ORTEGO  
 A CONCURRENT RESOLUTION

To urge and request the re-creation of the Complete Streets Work Group created by Senate Concurrent Resolution No. 110 of the 2009 Regular Session of the Legislature.

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

**HOUSE CONCURRENT RESOLUTION NO. 148—**

BY REPRESENTATIVE THOMPSON  
 A CONCURRENT RESOLUTION

To commend Vickey Thrash upon her retirement as principal of Benton High School after nearly three decades of service with the Bossier Parish School System and to recognize and record her myriad accomplishments and contributions.

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

**HOUSE CONCURRENT RESOLUTION NO. 149—**

BY REPRESENTATIVES BURFORD AND SEABAUGH AND SENATOR BUFFINGTON  
 A CONCURRENT RESOLUTION

To commend the Calvary Baptist Academy baseball team upon winning the 2012 Class 2A state championship.

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

**HOUSE CONCURRENT RESOLUTION NO. 150—**

BY REPRESENTATIVE BURFORD AND SENATOR BUFFINGTON  
 A CONCURRENT RESOLUTION

To commend the North DeSoto High School baseball team upon winning the 2012 Class 3A state championship.

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

**HOUSE CONCURRENT RESOLUTION NO. 151—**

BY REPRESENTATIVE SIMON AND SENATOR HEITMEIER  
 A CONCURRENT RESOLUTION

To commend Ms. Debra Ann "Debbie" Maxwell Gough for thirty-three years of dedicated service to the citizens of the state of Louisiana as an employee of the Louisiana Department of Health and Hospitals.

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

**Reports of Committees**

The following reports of committees were received and read:

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

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

May 14, 2012

To the President and Members of the Senate:

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

**SENATE BILL NO. 273—**

BY SENATOR PEACOCK  
 AN ACT

To amend and reenact R.S. 33:4510(D), relative to franchise fees and similar charges of political subdivisions; to exclude certain such payments of certain public utilities from the authority to add the amount of the payments to the sales price of such public utility's service and billing pro rata to the utility's customers receiving local service within the political subdivision; and to provide for related matters.

Reported with amendments.

**HOUSE BILL NO. 568—**

BY REPRESENTATIVE WESLEY BISHOP  
 AN ACT

To enact R.S. 47:305.71 and 337.9(D)(33), relative to local sales and use tax exemptions; to provide for a local sales and use tax exemption for sales of certain property to the "St. Bernard Project, Inc."; to provide for an effective date; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 1104—**

BY REPRESENTATIVES KATRINA JACKSON, ARMES, BARROW, WESLEY BISHOP, BURRELL, DIXON, GAINES, HARRISON, HUNTER, JAMES, JOHNSON, LAMBERT, PIERRE, PRICE, REYNOLDS, SCHEXNAYDER, AND THIBAUT  
 AN ACT

To enact R.S. 47:1517.1, relative to tax incentives; to require state agencies which administer tax credits and tax rebates to make certain reports; to provide relative to the contents of such reports; to provide for certain requirements and limitations; to provide for definitions; and to provide for related matters.

Reported with amendments.

May 14, 2012

HOUSE BILL NO. 1106—  
BY REPRESENTATIVES KATRINA JACKSON AND PATRICK WILLIAMS

AN ACT

To enact Chapter 3 of Subtitle VII of Title 47 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 47:6301, relative to rebates; to authorize a rebate for donations to certain public schools; to provide for the amount and issuance of the rebate; to provide for certain requirements and limitations; to provide for an effective date; and to provide for related matters.

Reported with amendments.

Respectfully submitted,  
NEIL RISER  
Chairman

Rules Suspended

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

HOUSE BILL NO. 1131—  
BY REPRESENTATIVE PEARSON

AN ACT

To amend and reenact R.S. 11:102(B)(1), (2)(introductory paragraph), (b)(introductory paragraph) and (ii), and (c), (3)(a) and (d)(vii), (4), and (5)(b) and to enact R.S. 11:102(D), relative to employer contribution rates for the Teachers' Retirement System of Louisiana; to provide for calculation of individualized employer contribution rates for classes of employees; to provide for system valuations; and to provide for related matters.

Senator Appel moved to recommit the bill from the Committee on Education to the Committee on Retirement.

Without objection, so ordered.

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 14, 2012

To the President and Members of the Senate:

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

The following Senate Concurrent Resolution has been properly enrolled:

SENATE CONCURRENT RESOLUTION NO. 8—  
BY SENATOR DORSEY-COLOMB

A CONCURRENT RESOLUTION

To urge and request the Department of Transportation and Development to study improving the operational safety of the exit from Interstate 10 to East Washington Street in Baton Rouge.

Respectfully submitted,  
"JODY" AMEDEE  
Chairman

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

Privilege Report of the Committee on  
Senate and Governmental Affairs

ENROLLMENTS

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

May 14, 2012

To the President and Members of the Senate:

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

The following Senate Resolutions have been properly enrolled:

SENATE RESOLUTION NO. 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.

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.

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".

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.

SENATE RESOLUTION NO. 96—  
BY SENATOR ALARIO

A RESOLUTION

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

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.

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.

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".

**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.

**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.

**SENATE RESOLUTION NO. 103—**

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

A RESOLUTION

To commend Senate staff attorney James Benton for his outstanding service as a member of the Louisiana Army National Guard and for his successful completion of the Judge Advocate General's Corps School.

**SENATE RESOLUTION NO. 105—**

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

A RESOLUTION

To express the sincere condolences of the Senate of the Legislature of Louisiana upon the death of Barbara May "Bobbie" Heitmeier, and to celebrate a life well lived in service to her family, to her God, and to her community.

**SENATE RESOLUTION NO. 104—**

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

A RESOLUTION

To commend Bobby E. Smith, PhD, for his outstanding accomplishments and contributions to his fellow citizens.

**SENATE RESOLUTION NO. 106—**

BY SENATOR THOMPSON

A RESOLUTION

To designate Tuesday, May 8, 2012, as Louisiana Society of Professional Surveyors Day at the Louisiana State Capitol.

**SENATE RESOLUTION NO. 107—**

BY SENATORS BUFFINGTON AND WALSWORTH

A RESOLUTION

To declare Tuesday, May 8, 2012, "March of Dimes Day" in the Louisiana State Senate.

**SENATE RESOLUTION NO. 108—**

BY SENATOR PETERSON

A RESOLUTION

To commend the U.S.-Angola Chamber of Commerce for its contribution in strengthening ties of friendship and trade between Angola and the state of Louisiana.

**SENATE RESOLUTION NO. 109—**

BY SENATOR MURRAY

A RESOLUTION

To request the Louisiana State Law Institute to study the laws regarding sheriff's tax sales in Orleans Parish and make recommendations relative to the feasibility of establishing a more expeditious process.

Respectfully submitted,  
"JODY" AMEDEE  
Chairman

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

**Message to the Secretary of State**

**SIGNED**

**SENATE CONCURRENT RESOLUTIONS**

May 14, 2012

To the Honorable Secretary of State:

The President of the Senate and the Speaker of the House of Representatives have signed the following Senate Concurrent Resolutions:

**SENATE CONCURRENT RESOLUTION NO. 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.

**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.

**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.

**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.

**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.

**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.

May 14, 2012

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.

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.

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.

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.

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.

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.

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.

SENATE CONCURRENT RESOLUTION NO. 94—
BY SENATOR HEITMEIER AND REPRESENTATIVE SIMON
A CONCURRENT RESOLUTION
To commend Don Gregory on thirty-six years of outstanding service and dedication to the citizens of the state of Louisiana and to congratulate him on the occasion of his retirement from the Louisiana Department of Health and Hospitals (DHH).

SENATE CONCURRENT RESOLUTION NO. 96—
BY SENATOR JOHNS AND REPRESENTATIVE GEYMAN
A CONCURRENT RESOLUTION
To commend the Sam Houston High School Lady Broncos on winning the Class 5A Girls High School State Softball Championship.

SENATE CONCURRENT RESOLUTION NO. 97—
BY SENATOR MILLS AND REPRESENTATIVE HUVAL
A CONCURRENT RESOLUTION
To commend the St. Martinville Senior High School's Academic Decathlon Team for winning the state championship and for its performance in the national competition.

SENATE CONCURRENT RESOLUTION NO. 98—
BY SENATOR MURRAY
A CONCURRENT RESOLUTION
To urge and request the Louisiana State Law Institute to study and make recommendations on certain aspects of child support calculations involving net child care costs.

Respectfully submitted,
GLENN A. KOEPP
Secretary of the Senate

Message from the House

SIGNED HOUSE CONCURRENT RESOLUTIONS

May 10, 2012

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the Speaker of the House of Representatives has signed the following House Concurrent Resolutions:

HOUSE CONCURRENT RESOLUTION NO. 2—
BY REPRESENTATIVE MORENO
A CONCURRENT RESOLUTION
To urge and request the Louisiana Tax Commission to study and make recommendations relative to the practicality and feasibility of establishing a statewide database to track the name and address of a property owner claiming a homestead exemption which can be used by each assessor and each registrar of voters for the purpose of curtailing property tax and voter registration fraud.

HOUSE CONCURRENT RESOLUTION NO. 120—
BY REPRESENTATIVE HAZEL AND SENATOR RISER
A CONCURRENT RESOLUTION
To commend the Buckeye High School girls softball team upon winning the 2012 Class 3A state championship.

HOUSE CONCURRENT RESOLUTION NO. 121—
BY REPRESENTATIVE SIMON AND SENATOR HEITMEIER
A CONCURRENT RESOLUTION
To commend Mr. Don Gregory on his thirty-six years of outstanding service and dedication to the citizens of the state of Louisiana and to congratulate him on the occasion of his retirement from the Louisiana Department of Health and Hospitals (DHH).

HOUSE CONCURRENT RESOLUTION NO. 122—
BY REPRESENTATIVE BROSSETT
A CONCURRENT RESOLUTION
To commend Keith A. Doley of New Orleans upon being invested as the Honorary Consul for the Republic of South Africa.

HOUSE CONCURRENT RESOLUTION NO. 125—
BY REPRESENTATIVE ST. GERMAIN
A CONCURRENT RESOLUTION
To proclaim May 19 through May 25, 2012, as "Safe Boating Week" in Louisiana.

HOUSE CONCURRENT RESOLUTION NO. 127—
BY REPRESENTATIVE COX
A CONCURRENT RESOLUTION
To urge and request all Louisiana companies to offer every reasonable accommodation for employment to returning veterans.



**HOUSE CONCURRENT RESOLUTION NO. 96—**

BY REPRESENTATIVE SIMON  
A CONCURRENT RESOLUTION

To urge and request the Department of Health and Hospitals to study means by which to expand access by Louisianians to telehealth services and to report its findings to the legislative committees on health and welfare.

**HOUSE CONCURRENT RESOLUTION NO. 130—**

BY REPRESENTATIVE WILLMOTT  
A CONCURRENT RESOLUTION

To recognize the week of May 6 through 12, 2012, as National Nurses Week in Louisiana.

**HOUSE CONCURRENT RESOLUTION NO. 133—**

BY REPRESENTATIVE SIMON AND SENATOR HEITMEIER  
A CONCURRENT RESOLUTION

To recognize Wednesday, May 9, 2012, as Louisiana Primary Care Association Day at the legislature.

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 Concurrent Resolutions contained herein were signed by the President of the Senate.

**Message from the House**

**SIGNED HOUSE BILLS AND  
JOINT RESOLUTIONS**

May 10, 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. 123—**

BY REPRESENTATIVE LOPINTO  
AN ACT

To amend and reenact R.S. 15:875(B)(1) and to enact R.S. 15:875(B)(3), relative to the imposition of restitution on offenders; to provide that restitution may be obtained from an offender for expenses incurred for an escape or attempted escape from any place where the offender is legally confined; to provide for applicability; and to provide for related matters.

**HOUSE BILL NO. 324—**

BY REPRESENTATIVE DANAHAY  
AN ACT

To designate a portion of Highway 12 as the "Purple Heart Recipient Highway" and to designate the Interstate 20/US 371 Interchange as the "Sergeant Joshua Barrett Madden Interchange".

**HOUSE BILL NO. 783—**

BY REPRESENTATIVES FANNIN, ADAMS, ANDERS, ARMES, BARRAS, BERTHELOT, BILLIOT, BROADWATER, BURFORD, HENRY BURNS, BURRELL, CARTER, CHAMPAGNE, CHANEY, CONNICK, COX, DIXON, EDWARDS, GAINES, GAROFALO, GEYMAN, GISCLAIR, GUILLORY, HARRIS, HARRISON, HAVARD, HAZEL, HENRY, HENSGENS, HILL, HOFFMANN, HONORE, HOWARD, HUNTER, HUVAL, KATRINA JACKSON, JAMES, JEFFERSON, JOHNSON, JONES, LAMBERT, TERRY LANDRY, LEBAS, LEOPOLD, LIGI, LORUSSO, MILLER, MONTUCET, MORENO, JAY MORRIS, JIM MORRIS, NORTON, ORTEGO, PIERRE, POPE, PRICE, PYLANT, REYNOLDS, RICHARD, RICHARDSON, RITCHIE, ROBIDEAUX, SCHEXNAYDER, SCHRODER, SHADOIN, SIMON, SMITH, ST. GERMAIN, THIBAUT, THOMPSON, WHITNEY, AND PATRICK WILLIAMS AND SENATORS GALLOT, KOSTELKA, LONG, RISER, JOHN SMITH, THOMPSON, AND WALSWORTH  
AN ACT

To amend and reenact R.S. 48:196(A) and to enact R.S. 48:196.1, relative to the issuance of bonds; to authorize the State Bond Commission to issue bonds secured by certain licenses and fees; to provide for the deposit of certain monies into the State

Highway Improvement Fund; to provide for the use of the proceeds of the bonds; to provide for a special fund; to provide for certain requirements and limitations on the issuance of bonds; to provide for a procedure to contest the validity of issuance of the bonds; to provide for the rights of bondholders; to authorize the issuance of refunding bonds; to provide for an effective date; 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 on May 10, 2012.

**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	Heitmeier	Riser
Broome	Johns	Smith, G.
Brown	Kostelka	Smith, J.
Buffington	Long	Tarver
Chabert	Martiny	Thompson
Claitor	Mills	Walsworth
Cortez	Morrell	Ward
Crowe	Morrish	White
Donahue	Murray	
Total - 38		

**ABSENT**

LaFleur  
Total - 1

**Leaves of Absence**

The following leaves of absence were asked for and granted:

LaFleur ½ Day

**Announcements**

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

Finance	At Adj	Room A
Judiciary A	9:00 A.M.	Hainkel Room
Judiciary B	9:30 A.M.	Room E
Judiciary C	9:30 A.M.	Room F

**Adjournment**

On motion of Senator Thompson, at 6:30 o'clock P.M. the Senate adjourned until Tuesday, May 15, 2012, at 2:00 o'clock P.M.

The President of the Senate declared the Senate adjourned until 2:00 o'clock P.M. on Tuesday, May 15, 2012.

GLENN A. KOEPP  
Secretary of the Senate

DIANE O' QUIN  
Journal Clerk

