OFFICIAL JOURNAL OF THE SENATE OF THE STATE OF LOUISIANA

THIRTY-EIGHTH DAY'S PROCEEDINGS

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

Senate Chamber
State Capitol
Baton Rouge, Louisiana

Monday, May 21, 2012

The Senate was called to order at 1:20 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
Donahue
Perry

Allain
Dorsey-Colomb
Peterson

Amedee
Guillory
Riser

Appel
Heitmeier
Smith, G.

Broome
Johns
Smith, J.

Brown
LaFleur
Tarver

Chabert
Long
Thompson

Claitor
Mills
Walsworth

Cortez
Murray
Ward

Crowe
Peacock
White

Total - 30

ABSENT

Adley
Gallot
Morrell

Buffington
Kostelka
Morrish

Erdey
Martiny
Nevors

Total - 9

The President of the Senate announced there were 30 Senators present and a quorum.

Prayer

The prayer was offered by Senator Sharon Weston Broome, 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 Allain, the reading of the Journal was dispensed with and the Journal of May 17, 2012, was adopted.

Message from the House

PASSED SENATE BILLS AND JOINT RESOLUTIONS

May 17, 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. 77—
BY SENATORS GALLOT, GARY SMITH AND WALSWORTH
AN ACT
To amend and reenact R.S. 32:402.3(C) and 408(C)(1), relative to motorcycle endorsements on drivers' licenses; to provide that persons meeting certain qualifications are not required to take a written knowledge test to obtain an "M" endorsement on a driver's license; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 178—
BY SENATOR NEVERS
AN ACT
To amend and reenact R.S. 33:4574(B)(30), 4574.1.1(A)(30), 4574.2(E), and 4574.6, relative to the Tangipahoa Parish Tourist and Film Commission; to rename the commission; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 582—
BY SENATORS GALLOT AND GARY SMITH
AN ACT
To amend and reenact R.S. 32:191.3(B), relative to motorcycles; to provide relative to handlebars on motorcycles; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 626—
BY SENATOR JOHN SMITH
AN ACT
To amend and reenact R.S. 33:4574.1.1(P) and 4577(C)(2), to enact R.S. 33:4577.1 and to repeal R.S. 33:4577, relative to the Beurregard Parish Covered Arena Authority; to provide for board powers and duties; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 627—
BY SENATOR BROOME
AN ACT
To enact R.S. 33:9097.13, relative to neighborhood improvement districts; to create the Live Oak Trace Subdivision Crime Prevention and Improvement District in the city of Zachary in East Baton Rouge Parish; to provide for the boundaries and purpose of the district; to provide for the powers and duties of the district and its board of commissioners; to provide for the levy of a parcel fee upon voter approval; to provide for the district's budget; to provide with respect to termination of the district; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 632—
BY SENATOR MARTINY
AN ACT
To enact R.S. 33:9097.13, relative to neighborhood improvement districts; to create the Live Oak Trace Subdivision Crime Prevention and Improvement District in the city of Zachary in East Baton Rouge Parish; to provide for the boundaries and purpose of the district; to provide for the powers and duties of the district and its board of commissioners; to provide for the levy of a parcel fee upon voter approval; to provide for the district's budget; to provide with respect to termination of the district; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 632—
BY SENATOR MARTINY
AN ACT
To amend and reenact R.S. 33:9124(E), relative to the Jefferson Parish Communication District; to provide for the authority to fund certain dispatching services; to provide for an effective date; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 746—
(Substitute of Senate Bill No. 547 by Senator Peacock)
BY SENATOR PEACOCK
AN ACT
To enact R.S. 12:1308.3, relative to limited liability companies; to provide for the manner of converting the state of organization of domestic and foreign limited liability companies; to provide certain terms, conditions, procedures, requirements, and effects; to provide for the content and requirements for certain certificates; and to provide for related matters.

Reported without amendments.
To enact Subpart DD of Part 1 of Chapter 1 of Subtitle II of Title 47 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 47:120.102, relative to donations of refunds; to provide for such donations to the Friends of Palmetto Island State Park, Inc.;

SENATE BILL NO. 559—
BY SENATORS PERRY AND REPRESENTATIVES CHAMPAGNE AND HENSGENS
AN ACT
To enact Subpart DD of Part 1 of Chapter 1 of Subtitle II of Title 47 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 47:120.102, relative to donations of refunds; to provide for such donations to the Friends of Palmetto Island State Park, Inc.;

to provide for the administration and disbursement of donated monies; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 523—
BY SENATORS MURRAY, ALARIO, ALLAIN, APPEL, BROOME, BROWN, CLAIBORNE, CORTEZ, DONAHUE, DORSEY-COLOMB, HEITMEIER, JOHNS, KOSTELKA, LONG, MARTINY, MORRELL, MORGIS, PEACOCK, PETERSON, GARY SMITH, TAYLOR, THOMPSON AND WARD AND REPRESENTATIVES BACON, BERTHELLOT, WESLEY BISHOP, BROSSETT, BROWN, BURFORD, BURRELL, GIROD JACKSON, ORTEGO AND PUGH
AN ACT
To enact R.S. 49:191(6) and to repeal R.S. 49:191(4)(e), relative to the Department of Health and Hospitals; to provide for the re-creation of the Department of Health and Hospitals 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. 101—
BY SENATOR GUIJOLLY
AN ACT
To amend and reenact R.S. 22:611(8)(b), (c), and (d) and R.S. 22:1060.3(A), 1068(D)(2), and 1074(D)(2), relative to health benefit plans; to provide with respect to the continuation of coverage; to provide for guaranteed renewability of coverage in the group and individual market with regard to modifications affecting drug coverage; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 206—
BY SENATOR MORRISH
AN ACT
To enact R.S. 22:1060.3(A), 1068(D)(2), and 1074(D)(2), relative to health benefit plans; to provide with respect to the continuation of coverage; to provide for guaranteed renewability of coverage in the group and individual market with regard to modifications affecting drug coverage; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 208—
BY SENATOR MORRISH
AN ACT
To enact R.S. 22:1060.3(A), 1068(D)(2), and 1074(D)(2), relative to health benefit plans; to provide with respect to the continuation of coverage; to provide for guaranteed renewability of coverage in the group and individual market with regard to modifications affecting drug coverage; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 232—
BY SENATOR BROOME
AN ACT
To amend and reenact R.S. 22:18(A), relative to the suspension or revocation of insurers' licenses; to provide for the issuance of cease and desist orders by the commissioner; to provide for method of filing proof and notice of company-action level event; and to provide for related matters.

Reported without amendments.
The following bills are approved as to construction and engrossed. We advise and suggest the following amendments to the following report:

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 engrossed. We advise and suggest the following amendments to the engrossed bills.

**HOUSE BILL NO. 73—**
BY REPRESENTATIVE LIGI

**AN ACT**
To amend and reenact R.S. 40:41(D)(1) and (2)(introductory paragraph), relative to disclosure of records in the vital records registry; to authorize the use of certain records by judicial district courts; to provide for specified uses of vital records; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 80—**
BY REPRESENTATIVE TIM BURNS

**AN ACT**
To amend and reenact R.S. 40:2115(C), relative to smoking in hospitals; to eliminate the requirement for accommodation of smoking by inpatients in psychiatric facilities of the Department of Health and Hospitals; to establish procedures for treatment of smokers with mental illness in such facilities; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 172—**
BY REPRESENTATIVE DIXON

**AN ACT**
To amend and reenact R.S. 37:793(A)(1), (6), and (7), (B)(1) and (4), (C)(1), (2), and (3), (E)(1), (G)(1), and (H)(2) and 795(B)(2)(q) and (s), to enact R.S. 37:751(F) and 793(A)(9) and (10) and (C)(6), (7), (8), and (9), and to repeal R.S. 37:793(A)(2), (4), and (5) and (C)(4) and (5), relative to the practice of dentistry; to provide for a short title; to provide for definitions; to provide regulations for sedation of dental patients; to authorize promulgation of rules; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 292—**
BY REPRESENTATIVES PUGH, CHAMPAGNE, HENRY, LORUSSO, AND TALBOT

**AN ACT**
To enact R.S. 17:60.4, relative to term limits for school board members; to require local option elections in certain school districts to determine if a district's school board members shall have term limits; to specify the term limitations for school board members if approved by the electors voting in a school district; to provide for applicability; to provide relative to the conduct of such elections and the costs thereof; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 319—**
BY REPRESENTATIVE MONTOUCET

**AN ACT**
To enact R.S. 47:1907(A)(4), relative to assessors; to provide relative to the salary for the assessor of Lafayette Parish; to provide for an effective date; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 349—**
BY REPRESENTATIVE DIXON

**AN ACT**
To amend and reenact R.S. 37:757(B), 760(A)(4)(b) and (9), 780(B)(1) and (3), 786(G), and 786.1(A)(1) and to enact R.S. 37:760(A)(16), relative to the Dental Practice Act; to provide for the provision of dental records in compliance with statutory law; to clarify the board's powers and duties to impose fines under certain circumstances; to authorize the board to defend employees, agents, or contractors in a lawsuit under certain circumstances; to clarify that the committee's administrative fine covers all of the board's costs from the start of the investigation through administrative hearings, judicial review, and appeals; to specify that the issuance of a stay of a board decision does not harm the Louisiana State Board of Dentistry; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 357—**
BY REPRESENTATIVE BROWN

**AN ACT**
To amend and reenact R.S. 13:2618, relative to the LaSalle Parish justice of the peace courts; to provide for the territorial jurisdiction of such courts; to provide relative to the election to the offices of justice of the peace and constable; to provide for effectiveness; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 362—**
BY REPRESENTATIVE KATRINA JACKSON

**AN ACT**
To amend and reenact R.S. 40:1236.13(E), relative to automated external defibrillators; to allow high schools that participate in interscholastic athletics to have an automated external defibrillator on their premises; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 365—**
BY REPRESENTATIVE STUART BISHOP

**AN ACT**
To enact R.S. 18:461.1, relative to candidates for certain office; to require certain ethics education and training for certain candidates; to provide relative to certifying such training; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 385—**
BY REPRESENTATIVE MORENO

**AN ACT**
To amend and reenact R.S. 18:101(F), relative to voter registration and voting; to provide relative to qualifications for registration and voting; to provide relative to the residence of persons involuntarily displaced by the effects of certain states of emergency for such purposes; and to provide for related matters.

Reported without amendments.
HOUSE BILL NO. 510—
BY REPRESENTATIVES BURFORD AND COX
AN ACT
To enact R.S. 13:2621, relative to the DeSoto Parish justice of the peace courts; to provide for the territorial jurisdiction of such courts; to provide relative to the election to the offices of justice of the peace and constable; to provide for effective dates; and to provide for related matters.
Reported without amendments.

HOUSE BILL NO. 541—
BY REPRESENTATIVE ST. GERMAIN
AN ACT
To amend and reenact R.S. 40:2017.11 and to enact R.S. 40:1563(L), relative to the review of plans or specifications; to authorize the fire marshal to review plans for health care facilities and residential living options and collect charges; and to provide for related matters.
Reported without amendments.

HOUSE BILL NO. 639—
BY REPRESENTATIVE PATRICK WILLIAMS
AN ACT
To amend and reenact R.S. 37:791(B) and to enact R.S. 37:770(F), 791(A)(3) and (4), and 795(B)(2)(v) and (3)(m), relative to the well-being program for dentists and dental hygienists; to provide for the assessment and collection of a fee to be used for the treatment of dentists and dental hygienists suffering from mental illness, physical deficiencies, or substance abuse; to provide for the limitation of liability of the Louisiana State Board of Dentistry and certain other specified people involved in the identification, investigation, and treatment of dentists and dental hygienists suffering from certain illnesses or deficiencies; to authorize the recovery of the cost of defending a frivolous lawsuit under certain circumstances; to establish minimum and maximum fees to be collected from dentists and dental hygienists to support the well-being program; and to provide for related matters.
Reported without amendments.

HOUSE BILL NO. 710—
BY REPRESENTATIVE BARROW
AN ACT
To amend and reenact R.S. 18:1484(2)(a), relative to campaign finance; to provide for persons required to file reports; to change the threshold for a candidate for any other office to be required to file; and to provide for related matters.
Reported without amendments.

HOUSE BILL NO. 715—
BY REPRESENTATIVE LERGER
AN ACT
To enact R.S. 49:222(13), relative to the powers of the secretary of state; to authorize fees relative to cable service or video service; and to provide for related matters.
Reported without amendments.

HOUSE BILL NO. 721—
BY REPRESENTATIVE MORENO
AN ACT
To amend and reenact R.S. 13:5073(A)(1), relative to the certification of tobacco product manufacturers; to provide for a fee for certification for tobacco product manufacturers; to provide for the use of the fees; and to provide for related matters.
Reported without amendments.

HOUSE BILL NO. 767—
BY REPRESENTATIVE GIROD JACKSON
AN ACT
To amend and reenact R.S. 13:477(24) and 621.24, relative to the Twenty-Fourth Judicial District; to provide for election sections for the Twenty-Fourth Judicial District; to provide for the assignment of judgeships for election purposes; to provide for the election of judges; to provide for effectiveness; and to provide for related matters.
Reported without amendments.

HOUSE BILL NO. 823—
BY REPRESENTATIVE GREENE
AN ACT
To amend and reenact R.S. 37:3415.3(B)(10) and (11), 3415.13, and 3415.21 and to enact R.S. 37:3415.2(11), (12), and (13), 3415.3(C) and (D), and 3415.15, relative to real estate appraisals; to define certain terms; to require an appraiser's license to perform appraisal reviews; to provide that administrative reviews of an appraisal do not require an appraiser's license; to require a surety bond; to provide for the competency of appraisers; to provide for customary and reasonable fees for appraisers; to provide for disclosure of fees paid to appraisers by appraisal management companies; to provide for the disclosure of administration fees charged by appraisal management companies; to require that administrative rules receive affirmative approval from the Louisiana Legislature; to repeal an outdated grandfathering clause; to provide for applicability; to provide for an effective date; and to provide for related matters.
Reported without amendments.
HOUSE BILL NO. 952—
BY REPRESENTATIVES BROSSETT, ARNOLD, BADON, BARROW, BERTHELOT, BILLIOT, BILLIOT, WESLEY BISHOP, HENRY BURNS, BURRELL, CARMODY, COX, DOVE, EDWARDS, GAROFALO, HARRIS, HUNTER, KATZMAN, JAYNON, JAMES, JEFFERSON, JONES, LEGER, LIGI, MORENO, PIERRE, SCHENXNAYDER, SMITH, AND WILLMOTT
AN ACT
To enact Part I-A of Chapter 1 of Title 28 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 28:26.10.1 through 26.10.5, relative to mental and behavioral health services; to provide a short title; to provide a statement of legislative intent; to provide for management of mental and behavioral health resources; to provide for funding priorities; to provide for innovative mental and behavioral health services; and to provide for related matters.
Reported without amendments.

HOUSE BILL NO. 1014—
BY REPRESENTATIVE HOFFMANN
AN ACT
To amend and reenact R.S. 37:3397(B)(4), 3401(D), 3410, 3415.3(B)(10) and (11), 3415.13, and 3415.21 and to enact R.S. 37:3415.2(11), (12), and (13); 3415.3(C) and (D), and 3415.15, relative to real estate appraisals; to repeal the maximum time an individual may hold a real estate appraiser trainee license; to provide for reciprocity for real estate appraiser licenses; to define certain terms; to require an appraiser’s license to perform appraisal reviews; to provide that administrative reviews of an appraisal do not require an appraiser’s license; to require a surety bond; to provide for the competency of appraisers; to provide for customary and reasonable fees for appraisers; to provide for disclosure of fees paid to appraisers by appraisal management companies; to provide for the disclosure of administration fees charged by appraisal management companies; to require that administrative rules receive affirmative approval from the Louisiana Legislature; to repeal an outdated grandfathering clause; to provide for applicability; to provide for an effective date; and to provide for related matters.
Reported without amendments.

HOUSE BILL NO. 1015—
BY REPRESENTATIVE POPE
AN ACT
To amend and reenact R.S. 32:1233(A)(1)(introductory paragraph), relative to the Louisiana Motor Vehicle Commission; to provide relative to membership; and to provide for related matters.
Reported without amendments.

HOUSE BILL NO. 1016—
BY REPRESENTATIVE POPE
AN ACT
To amend and reenact R.S. 46:1409(A), 1413(N), and 1414 and to enact R.S. 46:1409(B)(10) and 1413(A)(7), relative to child day care; to provide for rules, regulations, and standards for licensed day care centers; to provide for certain duties of the Department of Children and Family Services relative to regulation of day care centers; to provide for requirements of the Louisiana Advisory Council on Child Care and Early Education; and to provide for related matters.
Reported without amendments.

HOUSE BILL NO. 1025—
BY REPRESENTATIVE POPE
AN ACT
To enact R.S. 37:1281.2, relative to the allied practitioner health program; to establish an annual assessment for the identification, monitoring, assistance, and procurement of treatment of medical psychologists, physician assistants, and podiatrists suffering from certain conditions; to provide for a self-reporting waiver applicable to a violation related to the individual’s ability to practice his profession with reasonable skill and safety by reason of substance abuse or psychiatric condition; to extend protected actions and communications to certain enumerated individuals and entities; and to provide for related matters.
Reported without amendments.

HOUSE BILL NO. 1034—
BY REPRESENTATIVE FOIL
AN ACT
To amend and reenact R.S. 42:1102(18)(b), relative to the application of the Code of Governmental Ethics to certain persons; to provide an exception to the definition of “public employee” for persons who perform specified, limited contractual services; and to provide for related matters.
Reported without amendments.

HOUSE BILL NO. 1063—
BY REPRESENTATIVES SIMON AND ORTEGO
AN ACT
To enact R.S. 37:158, relative to the practice of architecture; to provide for firm practices; to provide for licensure by the State Board of Architectural Examiners; to provide for promulgation of rules; to provide an effective date; and to provide for related matters.
Reported without amendments.

HOUSE BILL NO. 1065—
BY REPRESENTATIVE BROADWATER
AN ACT
To amend and reenact R.S. 12:1607(A) and (D), relative to the professional licenses of business entities after a conversion; to clarify the provisions of law regarding the updating of a professional license after the conversion of a domestic business entity; to provide for a surviving entity following a merger where the ownership of the entity does not change; to provide for retroactivity; and to provide for related matters.
Reported without amendments.

HOUSE BILL NO. 1096—
BY REPRESENTATIVE BILLIOT
AN ACT
To amend and reenact Section 3 of Act No. 535 of the 1988 Regular Session of the Legislature, as amended by Section 2 of Act No. 285 of the 1992 Regular Session of the Legislature, Section 3 of Act No. 1291 of the 1997 Regular Session of the Legislature, Section 1 of Act No. 50 of the 1998 Regular Session of the Legislature, Section 1 of Act No. 7 of the 2001 First Extraordinary Session of the Legislature, Section 1 of Act No. 14 of the 2004 First Extraordinary Session of the Legislature, Section 1 of Act No. 76 of the 2006 Regular Session of the Legislature, and Section 1 of Act No. 232 of the 2008 Regular Session of the Legislature, relative to the Louisiana Tax Free Shopping Program; to change the termination date of the program; and to provide for related matters.
Reported without amendments.

HOUSE BILL NO. 1102—
BY REPRESENTATIVE LIGI
AN ACT
To enact R.S. 4:183(C), relative to the Horsemen’s Benevolent and Protective Association; to describe benefits for permittees and employees; and to provide for related matters.
Reported without amendments.

HOUSE BILL NO. 1106—
BY REPRESENTATIVE BERRY
AN ACT
To enact R.S. 28:173(1), relative to the Louisiana Tax Free Shopping Program; to change the termination date of the program; and to provide for related matters.
Reported without amendments.

HOUSE BILL NO. 1111—
BY REPRESENTATIVE THIBAULT
AN ACT
To enact R.S. 4:183(C), relative to the Horsemen’s Benevolent and Protective Association; to describe benefits for permittees and employees; and to provide for related matters.
Reported without amendments.
Reported without amendments.

**HOUSE BILL NO. 1113—**
BY REPRESENTATIVE JOHNSON  
AN ACT  
To amend and reenact R.S. 44:9(F) and (G) and to enact R.S. 44:4(45), relative to public records; to provide relative to the exemption of certain records in the possession of the Louisiana Licensed Professional Counselors Board of Examiners; to provide for the continued confidentiality of such records; to provide relative to the disclosure of certain confidential information to the Louisiana Licensed Professional Counselors Board of Examiners; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 1120—**
BY REPRESENTATIVE LAMBERT  
AN ACT  
To amend and reenact R.S. 47:301(1)(a)(ii), relative to exclusions of R.S. 37:1961 through 1975, relative to used or secondhand property; to provide for definitions; to require an occupational collector of a resale certificate; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 1143—**
BY REPRESENTATIVE NANCY LANDRY  
AN ACT  
To amend and reenact R.S. 42:19(A)(1)(b)(ii), relative to meetings of public bodies; to provide relative to notice of such meetings; to provide relative to meeting agendas; to provide relative to the duties of the presiding officer of a public body relative to agenda items; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 1178—**
BY REPRESENTATIVES LEGER AND ORTEGO  
AN ACT  
To enact Chapter 27 of Title 12 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 12:1801 through 1832, relative to benefit corporations; to enact the "Benefit Corporations Law"; to provide for applicability; to provide for definitions; to provide for formation of benefit corporations; to provide for election and termination of benefit corporation status; to provide for corporate purposes; to provide for standard of conduct for directors and officers; to provide for a benefit director; to provide for a benefit officer; to provide for right of action; to require an annual benefits report; to provide for stock certificates; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 1188—**  
SUBSTITUTE FOR HOUSE BILL NO. 802 by Representative Anders  
BY REPRESENTATIVES ANDERS, ADAMS, ARMES, BACON, BILLIOT, BROWN, BURRELL, DIXON, GISCLAIR, HARRIS, HARRISON, HUNINGS, KATRINA JACKSON, LEFLORE, LAY MORRIS, PONTI, PYLIANT, REYNOLDS, RICHARDSON, AND ST. GERMAIN  
AN ACT  
To amend and reenact R.S. 37:1861(B) (introductory paragraph) and 1864.3 and to enact R.S. 37:1861(B)(6) and Chapter 22 of Title 37 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 37:1961 through 1975, relative to used or secondhand property; to provide for an exemption to the secondhand dealer law; to prohibit cash payments for the purchase of copper and other metals; to establish the Louisiana Scrap Metal Recyclers Law; to provide for definitions; to require an occupational license to operate as a scrap metal recycler; to require changes in location to be noted on a license; to provide for hours of operation; to require records of scrap metal purchased; to require the records to be kept for three years; to require the records to be made available for inspection by law enforcement; to require photographic records of scrap metal purchased and of the sellers; to prohibit the purchase of scrap metal not owned by the seller; to prohibit scrap metal purchases from person under the age of eighteen; to require a statement of ownership from the seller; to provide that failure to obtain the statement shall be prima facie evidence of fraud; to provide for exoneration from fraudulent, willful, or criminal knowledge; to require daily reports; to require the use of a national database; to provide for violations; to provide for penalties; to provide for an effective date; and to provide for related matters.

Reported without amendments.

**LEGISLATIVE BUREAU AMENDMENTS**

Amendments proposed by Legislative Bureau to Reengrossed House Bill No. 1188 by Representative Anders

**AMENDMENT NO. 1**
On page 1, line 13, following “from” and before “under” change “person” to “persons”

**AMENDMENT NO. 2**
On page 5, line 9, following “storage,” and before “processing” insert “or”

**HOUSE BILL NO. 1207—**  
SUBSTITUTE FOR HOUSE BILL NO. 604 by Representative Harrison  
BY REPRESENTATIVES HARRISON, DOVE, AND WHITNEY AND SENATOR CHABERT  
AN ACT  
To enact R.S. 51:1422, relative to unfair and deceptive trade practices; to prohibit misrepresentation regarding the provision of local television service; to provide for exceptions; to provide for violations; 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. 129—**
BY SENATOR BROOME  
A RESOLUTION  
To recognize Tuesday, May 22, 2012, as YMCA Day in Louisiana.  

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

**SENATE RESOLUTION NO. 130—**
BY SENATOR FERRY  
A RESOLUTION  
To commend Gerald P. Breaux for more than thirty years of service with the Lafayette Convention and Visitors Commission and to congratulate him upon the occasion of his retirement.

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

**SENATE RESOLUTION NO. 131—**
BY SENATOR CORTEZ  
A RESOLUTION  
To recognize May 2012 as Amyotrophic Lateral Sclerosis Awareness Month.
The resolution was read by title and placed on the Calendar for a second reading.

SENATE RESOLUTION NO. 132—
BY SENATOR JOHN SMITH
A RESOLUTION
To commend the Leesville High School Lady Cats for reaching the Class 4A state softball championship game.

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

SENATE CONCURRENT RESOLUTION NO. 118—
BY SENATOR BROOME
A CONCURRENT RESOLUTION
To commend Lucy S. McGough, a professor of law at LSU’s Paul M. Hebert Law Center, upon her many outstanding career accomplishments and contributions in the realm of Children and Family Law.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Erdey Kostelka Nevers
Total - 3

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

SENATE CONCURRENT RESOLUTION NO. 119—
BY SENATOR LAFLEUR
A CONCURRENT RESOLUTION
To formally recognize and to urge and request the United States government, particularly the Assistant Secretary-Indian Affairs of the United States Department of the Interior and the members of the Louisiana congressional delegation, to take appropriate action to formally recognize the Louisiana Precinct of the Southern Band of the Cherokee Nation of Webbers Falls, Oklahoma 74470, as an American Indian tribe.

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

SENATE CONCURRENT RESOLUTION NO. 120—
BY SENATOR HEITMEIER AND REPRESENTATIVE SIMON
A CONCURRENT RESOLUTION
To commend Jodi Wilson upon her thirty-three years of outstanding service and dedication to the citizens of the state of Louisiana and to congratulate her on the occasion of her retirement from the Department of Health and Hospitals.

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

SENATE BILL NO. 766—
SUBSTITUTE OF SENATE BILL NO. 593 BY SENATOR ALARIO
A BILL
To enact R.S. 40:1299.30.1, relative to abortion; to provide for the Pain-Capable Unborn Child Protection Act; to provide for legislative intent; to provide for definitions; to provide for the determination of postfertilization age; to provide for penalties; to provide for an effective date; and to provide for related matters.

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

SENATE BILL NO. 766—
SUBSTITUTE OF SENATE BILL NO. 593 BY SENATOR ALARIO
A BILL
To To enact R.S. 40:1299.30.1, relative to abortion; to provide for the Pain-Capable Unborn Child Protection Act; to provide for legislative intent; to provide for definitions; to provide for the determination of postfertilization age; to provide for penalties; to provide for an effective date; and to provide for related matters.

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

SENATE CONCURRENT RESOLUTION NO. 117—
BY SENATOR LONG
A CONCURRENT RESOLUTION
To express the sincere condolences of the Legislature of Louisiana upon the passing of Donald Long, a gentleman and Christian family man, and to commemorate a life well spent in service to his fellow man.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Erdey Kostelka Nevers
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 17, 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:

<table>
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<tr>
<th>House Bill No.</th>
<th>Title</th>
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<td>HB No. 2</td>
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<td>HB No. 1059</td>
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<td>HB No. 1044</td>
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<td>HB No. 723</td>
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Respectfully submitted,
ALFRED W. SPEER
Clerk of the House of Representatives

House Bills and Joint Resolutions

Senator Donahue 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. 2—
BY REPRESENTATIVE BURRELL
AN ACT
To provide with respect to the capital outlay budget and the capital outlay program for state government, state institutions, and other public entities; to provide for the designation of projects and improvements; to provide for the financing thereof making appropriations from certain sources; and to provide for related matters.

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

HOUSE BILL NO. 723—
BY REPRESENTATIVE ROBIDEAUX
AN ACT
To amend and reenact R.S. 39:2(5) and 36(A)(3)(a) and (B)(5), relative to public finance; to provide for the definition of positions contained in appropriations bills; to provide for the inclusion of certain information in the executive budget and supporting document; and to provide for related matters.

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

HOUSE BILL NO. 822—
BY REPRESENTATIVE FANNIN
AN ACT
To amend and reenact R.S. 22:842, relative to special treasury funds; to provide for the deposit of certain funds into the state treasury; to provide for the transfer, dedication, use, and appropriations as specified of certain treasury funds; to provide for the deposit of certain funds into the state treasury; to provide for effective dates; and to provide for related matters.

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

HOUSE BILL NO. 1044—
BY REPRESENTATIVE KLECKLEY
AN ACT
To appropriate funds for Fiscal Year 2012-2013 to defray the expenses of the Louisiana Legislature, including the expenses of the House of Representatives and the Senate, of legislative service agencies, and of the Louisiana State Law Institute; to provide for the salary, expenses and allowances of members, officers, staff and agencies of the Legislature; to provide with respect to the appropriations and allocations herein made; and to provide for related matters.

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

HOUSE BILL NO. 1059—
BY REPRESENTATIVE FANNIN
AN ACT
To amend and reenact R.S. 22:842, relative to special treasury funds; to provide for the deposit of certain funds into the state treasury; to provide for the transfer, dedication, use, and appropriations as specified of certain treasury funds; to provide for the deposit of certain funds into the state treasury; to provide for effective dates; and to provide for related matters.

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

House Concurrent Resolutions

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

Message from the House

ASKING CONCURRENCE IN
HOUSE CONCURRENT RESOLUTIONS

May 17, 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. 158

Respectfully submitted,
ALFRED W. SPEER
Clerk of the House of Representatives
House Bills and Joint Resolutions on Second Reading

HOUSE BILL NO. 806—
BY REPRESENTATIVE SMITH
AN ACT
To amend and reenact R.S. 17:281(A)(2), relative to sex education classes; 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. 810—
BY REPRESENTATIVE JAMES
AN ACT
To enact R.S. 42:456(A)(3), relative to permitted payroll withholdings for public employees; to provide authority for certain payroll deductions; to provide for an effective date; and to provide for related matters.

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

HOUSE BILL NO. 982—
BY REPRESENTATIVE BARROW
AN ACT
To enact R.S. 15:1110(F), 1110.1, and 1110.2, relative to juvenile detention facilities; to provide for annual licensing fees; to provide for fines, sanctions, and penalties; to provide for the Juvenile Detention Licensing Trust Fund and for its uses; to require and provide relative to the disclosure of recordation on the state central registry for the abuse or neglect of children for certain persons associated with the juvenile detention facility; to provide for a process of appeal; to provide for an effective date; and to provide for related matters.

The bill was read by title and referred by the President to the Committee on Education, submitted the following report:

BY REPRESENTATIVE BADON
A CONCURRENT RESOLUTION
To urge and request the Board of Regents to develop a strategy to attract more students to, and graduate more students from, the state’s colleges and universities in the fields of Science, Technology, Engineering, and Math (STEM).

Reported favorably.

HOUSE CONCURRENT RESOLUTION NO. 79—
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.

Reported favorably.

HOUSE CONCURRENT RESOLUTION NO. 95—
BY REPRESENTATIVE SMITH
A CONCURRENT RESOLUTION
To amend and reenact R.S. 17:280 and to enact R.S. 17:3996(B)(30), relative to harassment, intimidation, and bullying in public schools; to provide relative to codes of conduct for school employees and for students; to provide relative to the prohibition in such codes of conduct against harassment, intimidation, and bullying; to provide relative to definitions, training, reporting, and investigation; to remove provisions excepting certain parishes from certain requirements relative to student codes of conduct; to provide relative to effectiveness; and to provide for related matters.

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

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 17, 2012

To the President and Members of the Senate:

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

SENATE RESOLUTION NO. 120—
BY SENATOR APPEL
A RESOLUTION
To urge and request the Board of Regents to develop a strategy to attract more students to, and graduate more students from, the state’s colleges and universities in the fields of Science, Technology, Engineering, and Math (STEM).

Reported favorably.

HOUSE CONCURRENT RESOLUTION NO. 239—
BY REPRESENTATIVE HARRISON
A CONCURRENT RESOLUTION
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...
To enact R.S. 17:1855.2(3), relative to tuition increases at Southern University Laboratory School; to authorize a tuition increase; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 411—
BY REPRESENTATIVE ABRAMSON
AN ACT
To amend and reenact R.S. 17:3982(B), relative to educational programs; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 436—
BY REPRESENTATIVES HARRISON, ADAMS, BERTHELOT, STUART BISHOP, BROADWATER, BROWN, BURFORD, TIMBURNS, CARMODY, COX, GISCLAIR, HARRIS, HAVARD, HENRY, HENSGENS, HILL, HODGES, HOFFMANN, HUVAL, JONES, KLECKLEY, MACK, PUGH, PYLANT, SCHENXNAYDER, SEABAUGH, SIMON, AND WHITNEY
AN ACT
To enact R.S. 17:264 and 3996(B)(30), relative to required and frequency of reporting certain communication that is made between an electronic health reports; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 661—
BY REPRESENTATIVE HOFFMANN
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.

Reported favorably.

HOUSE BILL NO. 705—
To amend and reenact R.S. 17:81(Q)(2)(c), to provide relative to the funding of school nutrition programs; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 761—
BY REPRESENTATIVES HONORE AND SMITH
AN ACT
To amend and reenact R.S. 17:194(B), relative to school nutrition programs; to except certain elementary and secondary schools operated by certain public postsecondary institutions from certain requirements relative to the funding of school nutrition programs; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 856—
BY REPRESENTATIVES HONORE AND SMITH
AN ACT
To enact R.S. 17:1855.2(3), relative to tuition increases at Southern University Laboratory School; to authorize a tuition increase; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 911—
BY REPRESENTATIVE FOIL
AN ACT
To amend and reenact the heading of Part II of Chapter 43 of Title 17 of the Louisiana Revised Statutes of 1950 and R.S. 17:4031(A), (B), and (E), relative to the School Choice Pilot Program for Certain Students with Exceptionalities; to remove the limitation that the program be a two-year pilot program; to provide relative to student eligibility; to remove certain reporting requirements; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 1173—
BY REPRESENTATIVE CARTER
AN ACT
To amend and reenact R.S. 17:43, 46(B)(1)(b), (B), (E)(1), (2)(d), and (4)(b) and (c), (G)(1)(a)(iii), (I), (N)(2), (P), and (Q), 47(A), (B), and (D)(1)(a) and (6)(a); (b), (c), and (d); and 48(A) and (B), 49(A) and (B), 348(A) and (B), and 1945 and R.S. 36:642(C)(1) and 648.1, to enact R.S. 17:46(A)(1)(c), and to repeal R.S. 17:4.1, 348(D) and (E), and 1945(C)(4) and (5), provides relative to special education; provides relative to the administration and supervision of Louisiana special schools and programs; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 1209— (Substitute for House Bill No. 312 by Representative Richard)
BY REPRESENTATIVES RICHARD, ADAMS, ARNOLD, BADON, BERTHELOT, BILLIOT, WESLEY BISHOP, BROADWATER, HENRY BURNS, BURRELL, CARMODY, CARTER, CHAMPAGNE, CHANEY, COX, DIXON, EDWARDS, GAINES, GISCLAIR, GUILLOY, HOLLIS, HUNTER, GROOD JACKSON, KATRINA JACKSON, JAMES, JEFFERSON, JONES, Leger, Ligi, MORENO, PIERRE, PRICE, REYNOLDS, SHADDOIN, SMITH, ST. GERMAIN, THIBAUT, THIERRY, THOMPSON, ALFRED WILLIAMS, PATRICK WILLIAMS, AND WILMOTT
AN ACT
To amend and reenact R.S. 17:416(A)(2)(c), and 416.2(A) and (D), (2)(d), and (E)(1), (2)(d), and (4)(b) and (c), (G)(1)(a)(iii), (I), (N)(2), (P), and (Q), 47(A), (B), and (D)(1)(a) and (6)(a); (b), (c), and (d); and 48(A) and (B), 49(A) and (B), 348(A) and (B), and 1945 and R.S. 36:642(C)(1) and 648.1, to enact R.S. 17:46(A)(1)(c), and to repeal R.S. 17:4.1, 348(D) and (E), and 1945(C)(4) and (5), provides relative to special education; provides relative to the administration and supervision of Louisiana special schools and programs; and to provide for related matters.

Reported favorably.

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 17, 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:

Respectfully submitted,

CONRAD APPEL
Chairman
HOUSE BILL NO. 354—
BY REPRESENTATIVE CROMER
AN ACT
To enact R.S. 22:1751 and R.S. 23:1769, relative to registration and regulation of Professional Employer Organizations by the Department of Insurance and the Louisiana Workforce Commission; to authorize such organizations to register electronically and through certain approved assurance organizations; and to provide for related matters.
Reported favorably.

HOUSE BILL NO. 637—
BY REPRESENTATIVE LÉGER
AN ACT
To amend and reenact R.S. 23:368(E)(3)(c) and R.S. 51:2231(A) and (C) and 2256, relative to workers’ compensation; to provide for employee access to wage and employment records; to provide with respect to genetic discrimination; to provide with respect to discrimination in the workplace; to provide with respect to the Louisiana Commission on Human Rights and the Louisiana Workforce Commission; and to provide for related matters.
Reported with amendments.

HOUSE BILL NO. 1083—
BY REPRESENTATIVE PYLANT
AN ACT
To amend and reenact R.S. 23:1201.4, relative to workers’ compensation; to provide for the forfeiture of certain benefits while incarcerated; to provide with respect to work release; to provide with respect to a transitional work program; to provide with respect to medical benefits; and to provide for related matters.
Reported favorably.

HOUSE BILL NO. 1121—
BY REPRESENTATIVE JAMES
AN ACT
To enact R.S. 33:9039.124(A)(1) and (4), relative to the Louisiana Revised Statutes of 1950, to be comprised of R.S. 33:130.551 through 130.560.2, relative to economic and community development in Orleans Parish; to create the New Orleans Hospitality and Entertainment District, a political subdivision of the State of Louisiana; to provide for the boundaries of the district; to allow the governing body of the district to enter into cooperative endeavor agreements; to provide for the duration of the district; to allow for the levy and collection of taxes and special assessments within the district; to provide for the authority to create subdistricts within the district; to authorize the district to issue and sell bonds; to provide for the payment of costs; and to provide for related matters.
Reported with amendments.

REPORT OF COMMITTEE ON LOCAL AND MUNICIPAL AFFAIRS
Senator Gregory W. Tarver Sr., Vice-Chairman on behalf of the Committee on Local and Municipal Affairs, submitted the following report:
May 17, 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:

SENATE BILL NO. 408—
BY SENATOR MURRAY
AN ACT
To amend and reenact R.S. 33:4080(A), relative to the sewerage system in the city of New Orleans; to provide for the shifting of high voltage electric lines and certain wires, at the owner’s expense, to accommodate public system projects; and to provide for related matters.
Reported favorably.

SENATE BILL NO. 409—
BY SENATOR MURRAY
AN ACT
To amend and reenact R.S. 38:2225.21(A)(1) and (3), relative to public contracts; to authorize the Sewerage and Water Board of New Orleans to use design-build contracts; to extend the authorization time for use of design-build contracts by certain public entities in areas damaged by Hurricane Katrina, Hurricane Rita, or both; and to provide for related matters.
Reported favorably.

SENATE BILL NO. 562—
BY SENATOR PERRY
AN ACT
To enact Subpart B-8 of Part IV of Chapter 1 of Title 33 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 33:130.551 through 130.560.2, relative to economic and community development in Orleans Parish; to create the New Orleans Hospitality and Entertainment District, a political subdivision of the State of Louisiana; to provide for the boundaries of the district; to provide for the governance of the district; to allow the governing body of the district to enter into cooperative endeavor agreements; and to provide for related matters.
Reported with amendments.

SENATE BILL NO. 573—
BY SENATORS MURRAY, ALARIO AND MORRELL AND REPRESENTATIVE LÉGER
AN ACT
To enact Subpart B-8 of Part IV of Chapter 1 of Title 33 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 33:130.551 through 130.560.2, relative to economic and community development in Orleans Parish; to create the New Orleans Hospitality and Entertainment District, a political subdivision of the State of Louisiana; to provide for the boundaries of the district; to provide for the governance of the district; to allow the authority, powers, duties, and functions of the governing body of the district; to allow for the levy and collection of taxes and special assessments within the district; to provide for the authority to create subdistricts within the district; to authorize the district to issue and sell bonds; to provide for the duration of the district; to allow the governing body of the district to enter into cooperative endeavor agreements; and to provide for related matters.
Reported by substitute.

SENATE BILL NO. 600—
BY SENATOR PERRY
AN ACT
To amend and reenact R.S. 33:4574.1.1(Q)(1), and to enact R.S. 33:4574.1.1(Q)(2)(g) and (3), relative to the tax upon occupancy on hotel rooms, motel rooms, and camping facilities; to terminate the tax upon occupancy on hotel rooms, motel rooms, and camping facilities levied and collected by the Abbeville Film and Visitors Commission District; to terminate the tax upon the occupancy of hotel rooms, motel rooms, and overnight camping facilities with the district; to authorize the district to collect and levy a one percent tax, subject to voter approval; and to provide for related matters.
Reported with amendments.

HOUSE BILL NO. 145—
BY REPRESENTATIVE WESLEY BISHOP
AN ACT
To enact Subpart B-8 of Part IV of Chapter 1 of Title 33 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 33:130.551 through 130.560.2, relative to economic and community development in Orleans Parish; to create the New Orleans Hospitality and Entertainment District, a political subdivision of the State of Louisiana; to provide for the boundaries of the district; to allow the governing body of the district to enter into cooperative endeavor agreements; and to provide for related matters.
Reported with amendments.

HOUSE BILL NO. 145—
BY REPRESENTATIVE WESLEY BISHOP
AN ACT
To enact Subpart B-8 of Part IV of Chapter 1 of Title 33 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 33:130.551 through 130.560.2, relative to economic and community development in Orleans Parish; to create the New Orleans Hospitality and Entertainment District, a political subdivision of the State of Louisiana; to provide for the boundaries of the district; to allow the governing body of the district to enter into cooperative endeavor agreements; and to provide for related matters.
Reported with amendments.
HOUSE BILL NO. 335—
BY REPRESENTATIVE LORUSSO
AN ACT
To amend and reenact R.S. 33:9038.59(G), relative to the New Orleans City Park Taxing District; to provide relative to tax increment financing and the dedication of state sales tax increments for such purpose; to provide relative to approval of agreements related to such state sales tax increment financing; and to provide for related matters.
Reported favorably.

HOUSE BILL NO. 410—
BY REPRESENTATIVE FANNIN
AN ACT
To amend and reenact R.S. 47:338.210(A)(1), (B), (C), and (D), relative to the hotel occupancy tax; to provide for legislative intent relative to substitution of the city of Bunkie for municipalities in a particular population range in existing law which is authorized to levy and collect a hotel occupancy tax; and to provide for related matters.
Reported favorably.

HOUSE BILL NO. 412—
BY REPRESENTATIVE JOHNSON
AN ACT
To amend and reenact R.S. 33:4564.5, relative to a recreation district in Jackson Parish; to provide relative to the board of commissioners of such a district; to provide relative to the authority of the governing authority of Jackson Parish with respect to the budget and taxing authority and the compensation and expenses of board members, the secretary-treasurer, and director of such a district; and to provide for related matters.
Reported favorably.

HOUSE BILL NO. 497—
BY REPRESENTATIVE BARRAS AND SENATOR MILLS
A JOINT RESOLUTION
Proposing to add Article VII, Section 21(L) of the Constitution of Louisiana, to authorize the governing authority of Jackson Parish with respect to the budget and taxing authority and the compensation and expenses of board members, the secretary-treasurer, and director of such a district; and to provide for related matters.
Reported favorably.

HOUSE BILL NO. 788—
BY REPRESENTATIVE ST. GERMAIN
AN ACT
To amend and reenact R.S. 33:180(B), relative to annexation; to provide for exclusion of certain areas for annexation; and to provide for related matters.
Reported favorably.

HOUSE BILL NO. 801—
BY REPRESENTATIVE MONTOUCET
AN ACT
To enact R.S. 33:2490(E) and 2550(E), relative to the municipal fire and police civil service; to provide relative to employees who have resigned or retired from the classified service due to injury; to provide that any such employee may be reemployed at any time after his resignation or retirement; to provide relative to the position and class to which he may be reemployed; to provide relative to the qualifications and seniority of any such employee; to provide limitations; and to provide for related matters.
Reported favorably.

HOUSE BILL NO. 843—
BY REPRESENTATIVE LORUSSO
AN ACT
To amend and reenact R.S. 33:9091.5, relative to Orleans Parish; to provide relative to the Lake Vista Crime Prevention District; to provide relative to the purpose and governance of the district; to provide relative to district funding; to change provisions relative to the levy of a parcel fee; and to provide for related matters.
Reported favorably.

HOUSE BILL NO. 900—
BY REPRESENTATIVE DIXON
AN ACT
To enact Subpart J of Part I of Chapter 14 of Title 33 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 33:4780.81 through 4780.91, relative to Rapides Parish; to authorize the governing authority of the parish to provide zoning regulations and restrictions in a certain district within the parish; to provide procedures relative to the amendment and enforcement of any such regulation or restriction; to provide relative to the applicability of the Act; and to provide for related matters.
Reported favorably.

HOUSE BILL NO. 924—
BY REPRESENTATIVE EDWARDS
AN ACT
To enact R.S. 33:2740.20, relative to St. Helena Parish; to create the St. Helena Parish Elderly Services District; to provide for the governance, boundaries, and powers and duties of the district; to authorize the district to levy ad valorem and sales taxes, subject to voter approval; and to provide for related matters.
Reported favorably.

HOUSE BILL NO. 934—
BY REPRESENTATIVE LIGI, ADAMS, ARNOLD, BADON, BILLIOT, WESLEY BISHOP, BROSSETT, CONNICK, LEGER, LEOPOLD, LOPINTO, LORUSSO, TALBOT, AND WILLMOTT AND SENATORS ALARO, APPEL, MARTINY, AND MORRELL
AN ACT
To enact R.S. 33:2751.1, relative to special districts; to provide procedures relative to the amendment and regulations and restrictions in a certain district within the parish; to provide for the use of the avails of the tax; to provide relative to the levy of a tax on the lease or rental of certain automobiles under certain circumstances; to provide for an effective date; and to provide for related matters.
Reported favorably.

HOUSE BILL NO. 942—
BY REPRESENTATIVE DOWNMAN
AN ACT
To provide procedures relative to the amendment and regulation of zoning and the determination of planning zones in a certain district within the parish; to provide for the use of the avails of the tax; to provide for an effective date; and to provide for related matters.
Reported favorably.

HOUSE BILL NO. 956—
BY REPRESENTATIVE LORUSSO
AN ACT
To amend and reenact R.S. 33:9038.59(G), relative to the New Iberia to grant ad valorem tax exemption contracts for certain property annexed by the city; to provide for the boundaries, purpose, and powers and duties of the district; to authorize the district to levy ad valorem and sales taxes, subject to voter approval; and to provide for related matters.
Reported favorably.
to require the executive board of the commission to propose an
annual budget to the commission; and to provide for related
matters.

Reported favorably.

HOUSE BILL NO. 971—
BY REPRESENTATIVE BARROW
AN ACT
To enact R.S. 47:551.1, relative to special districts; to authorize
the establishment of an automobile rental tax district in East Baton
Rouge Parish; to provide for the boundaries, governance, and
powers of the district; to authorize the levy of a tax on the lease
or rental of certain automobiles under certain circumstances; to
provide for the use of the avails of the tax; to provide for an
effective date; and to provide for relevant matters.

Reported favorably.

HOUSE BILL NO. 1051—
BY REPRESENTATIVE SMITH
AN ACT
To amend and reenact R.S. 33:2740.8(A)(1) and (D)(1)(d), relative
to downtown development districts; to provide relative to the
Downtown Development District of the city of Baton Rouge; to
provide relative to the boundaries and the governing board of the
district; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 1103—
BY REPRESENTATIVE LEGER
AN ACT
To amend and reenact R.S. 33:130.842(A) and to enact R.S.
33:130.845(10), relative to the Louisiana Sports and
Entertainment District; to revise the boundaries of the district;
to provide procedures regarding the dedication of certain state
of Louisiana sales tax increments for district purposes; and to
provide for related matters.

Reported favorably.

HOUSE BILL NO. 1105—
BY REPRESENTATIVE JACKSON
AN ACT
To enact R.S. 46:1053(FF), relative to hospital service districts; to
authorize the governing authority of certain parishes to pay a
commissioner's fee to each member of the board of commissioners of any hospital service district located within the
boundaries of the parish; to provide relative to the purpose and
amount of the fee; and to provide for related matters.

Reported favorably.

Respectfully submitted,
GREGORY W. TARVER SR.
Vice-Chairman

SUPPLEMENTAL REPORT OF COMMITTEE ON
NATURAL RESOURCES

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

May 17, 2012

To the President and Members of the Senate:

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

SENATE BILL NO. 670—
BY SENATOR LAFLEUR
AN ACT
To amend and reenact R.S. 56:302.9(A) and 302.9.1(A), relative to charter boat and charter boat fishing guides; to provide for licensing requirements; to provide for proof of liability insurance; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 618—
BY REPRESENTATIVE ABRAMSON
AN ACT
To enact Code of Civil Procedure Article 1563, relative to liability
for environmental damage; to provide for limitations on the
effect of an admission of liability; to provide for admissibility of evidence; to provide for referral to the Department of Natural Resources; to provide for admissibility of admission of responsibility; to provide for funding of the department's review; to provide for reimbursement to plaintiff; to provide for primary jurisdiction; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 1211— (Substitute for House Bill No. 1175
by Representative St. Germain)
BY REPRESENTATIVE ST. GERMAIN
AN ACT
To amend and reenact R.S. 30:2456(E) and to enact R.S.
30:2456(D)(3), relative to the Louisiana Oil Spill Prevention
and Response Act; to provide relative to contracts entered into
by the oil spill coordinator; to provide relative to entry on to
vessels by the coordinator; to provide for a study of the Oil Spill
Contingency Fund; and to provide for related matters.

Reported with amendments.

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 17, 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:

HOUSE CONCURRENT RESOLUTION NO. 23—
BY REPRESENTATIVE ORTEGO
A CONCURRENT RESOLUTION
To authorize and direct creation of the Uniform Bilingual Signage and Map Task Force; to provide for membership, powers, and duties of the task force; to provide for a report of its business; and to provide for related matters.

Reported favorably.

HOUSE CONCURRENT RESOLUTION NO. 65—
BY REPRESENTATIVE GISCLAIR
A CONCURRENT RESOLUTION
To urge and request the Department of Transportation and Development to conduct a study relative to the intersection of
Louisiana Highway 1 and Louisiana Highway 3090 in Lafourche Parish.
HOUSE BILL NO. 701—
BY REPRESENTATIVE GAROFALO
AN ACT
To amend and reenact R.S. 38:330.7, relative to police officers for the Southeast Louisiana Flood Protection Authorities; to authorize the employment of a superintendent by the Southeast Flood Protection Authority - East; to provide for such superintendent's powers and authority; to authorize the use of police security personnel from one levee district within another under certain circumstances; and to provide for related matters.
Reported with amendments.

HOUSE BILL NO. 702—
BY REPRESENTATIVE GAROFALO
AN ACT
To amend and reenact R.S. 38:2227(A), relative to bidders on public contracts; to revise provisions prohibiting certain contractors from bidding on public contracts; and to provide for related matters.
Reported favorably.

HOUSE BILL NO. 703—
BY REPRESENTATIVE GAROFALO
AN ACT
To amend and reenact R.S. 38:2212(A)(1)(b)(ii)(bb) and (3)(c)(ii), relative to rules, regulations, and orders of the Department of Transportation and Development; to remove specific requirements for filing certain regulations in clerks of court offices; to provide for method of driving on multiple-lane highways with left-turn lanes; and to provide for related matters.
Reported favorably.

HOUSE BILL NO. 704—
BY REPRESENTATIVE BILLIOT
AN ACT
To amend and reenact R.S. 38:2212(A)(2) and to enact R.S. 32:2(A)(3), relative to the Greater Baton Rouge Port Commission; to provide for the Free and Accepted Mason license plate; to provide for qualified applicants; to provide for rules and regulations; and to provide for related matters.
Reported favorably.

HOUSE BILL NO. 705—
BY REPRESENTATIVE ST. GERMAIN
AN ACT
To enact R.S. 32:83, relative to driving on certain highways; to provide for method of driving on multiple-lane highways with left-turn lanes; and to provide for related matters.
Reported favorably.

HOUSE BILL NO. 706—
BY REPRESENTATIVE ST. GERMAIN
AN ACT
To enact R.S. 34:1221(A)(introductory paragraph) and (5), relative to the Department of Transportation and Development to study the effects of hydrokinetic turbines on infrastructure and to report the results to the House Committee on Transportation and Highways; and to provide for related matters.
Reported favorably.

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 with amendments.

HOUSE BILL NO. 831—
BY REPRESENTATIVE ORTEGO
AN ACT
To enact R.S. 32:392.1, relative to motor vehicles; to repeal section 392.1 relative to the Greater Baton Rouge Port Commission; to provide for the Free and Accepted Mason license plate; to provide for qualified applicants; to provide for rules and regulations; and to provide for related matters.
Reported favorably.

HOUSE BILL NO. 1052—
BY REPRESENTATIVE ORTEGO
AN ACT
To amend and reenact R.S. 38:2227(A), relative to bidders on public contracts; to authorize the employment of a superintendent by the Southeast Flood Protection Authority - East; to provide for such superintendent's powers and authority; to authorize the use of police security personnel from one levee district within another under certain circumstances; and to provide for related matters.
Reported favorably.

HOUSE BILL NO. 1053—
BY REPRESENTATIVE GAROFALO
AN ACT
To repeal R.S. 32:392.1, relative to motor vehicles; to repeal the prohibition on the impoundment of motor vehicles in certain circumstances.
Reported favorably.

HOUSE BILL NO. 1054—
BY REPRESENTATIVE BILLIOT
AN ACT
To amend and reenact R.S. 38:2212(A)(1)(b)(ii)(bb) and (3)(c)(ii), relative to public bids; requires lowest bidders on certain contracts to submit certain documentation and information within a certain time; and to provide for related matters.
Reported favorably.

HOUSE BILL NO. 1055—
BY REPRESENTATIVE BILLIOT
AN ACT
To enact R.S. 38:2227(A)(1)(b)(iib) and (3)(c)(ii), relative to public bids; requires lowest bidders on certain contracts to submit certain documentation and information within a certain time; and to provide for related matters.
Reported favorably.

HOUSE BILL NO. 1112—
BY REPRESENTATIVE ST. GERMAIN
AN ACT
To amend and reenact R.S. 47:501(C)(1) and (2), relative to driving on certain highways; to provide for the Free and Accepted Mason license plate; to provide for qualified applicants; to provide for rules and regulations; and to provide for related matters.
Reported favorably.

HOUSE BILL NO. 1129—
BY REPRESENTATIVE HODGES
AN ACT
To amend and reenact R.S. 38:2212(A)(1)(b)(ii)(bb) and (3)(c)(ii), relative to public bids; requires lowest bidders on certain contracts to submit certain documentation and information within a certain time; and to provide for related matters.
Reported with amendments.

HOUSE BILL NO. 1135—
BY REPRESENTATIVE BILLIOT
AN ACT
To enact R.S. 32:83, relative to driving on certain highways; to provide for method of driving on multiple-lane highways with left-turn lanes; and to provide for related matters.
Reported favorably.
To amend and reenact R.S. 11:62(12), 1581(5), and 1631(F)(1) and to enact R.S. 11:142(M), relative to the payment of retirement benefits; to provide for related matters.

Reported favorably.

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.

Reported favorably.

HOUSE BILL NO. 1174—
BY REPRESENTATIVE DANAHAY
AN ACT
To amend and reenact R.S. 11:62(6) and 2213(introductory paragraph), (4), and (20) and to enact Part II of Chapter 8 of Subtitle III of Title 11 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 11:2241.1 through 2241.8, and Part III of Chapter 5 of Subtitle III of Title 11 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 11:2242.1 through 2242.8, relative to the establishment of subplans for new hires within the Municipal Police Employees' Retirement System; to provide relative to eligibility, benefits, accrual and contribution rates; to provide for definitions; to provide for restrictions; and to provide for related matters.

Reported with amendments.

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.

Reported favorably.

Respectfully submitted,
ELBERT L. GUILLORY
Chairman

Senates Bills and Joint Resolutions
Just Reported by Committees

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

SENATE BILL NO. 408—
BY SENATOR MURRAY
AN ACT
To amend and reenact R.S. 33:4080(A), relative to the sewerage system in the city of New Orleans; to provide for the shifting of high voltage electric lines and certain wires, at the owner's expense, to accommodate public system projects; and to provide for related matters.

Reported favorably by the Committee on Local and Municipal Affairs. The bill was read by title, ordered engrossed and passed to a third reading.
§130.551. Title

The provisions of this Subpart shall hereafter be known as the "New Orleans Hospitality Zone Act".

§130.552. New Orleans Hospitality Zone; creation

There is hereby created in the city of New Orleans, the New Orleans Hospitality Zone.

§130.553. Definitions

As used in this Subpart:

1. "City" means the city of New Orleans.

2. "Fund" means the Hospitality Zone Dedicated Fund hereby created as a special and distinct fund within the city of New Orleans.

3. "Hospitality zone" means all territories within the boundaries of the Pontchartrain Expressway, at the point where it intersects with the Mississippi River to Claiborne overpass I-10; I-10 to Canal Street; Canal Street to North Rampart, along the rear property lines of parcels that front on the down river side of Canal Street; North Rampart to Esplanade, along the rear property lines of parcels that front on the lakeside of North Rampart; Esplanade to the Mississippi River, along the rear property lines of parcels that front on the down river side of Esplanade; the Mississippi River back to the point where it intersects with the Pontchartrain Expressway.

4. "Hotel" means any establishment engaged in the business of furnishing or providing rooms intended or designed for dwelling, lodging, or sleeping purposes to transient guests where such establishment consists of ten or more guest rooms and rents for more than ten dollars per day, but does not include any hospital, convalescent or nursing home or sanitarium, or any hotel-like facility operated by or in connection with a hospital or medical clinic providing rooms exclusively for patients and their families.

5. "Mayor" means the mayor of the city of New Orleans.

§130.554. Purpose

The zone is created to improve the quality of life for the residents within the hospitality zone and to provide for coordinated economic and community development in Orleans Parish; to create the New Orleans Hospitality and Entertainment District, a political subdivision of the State of Louisiana; to provide for the boundaries of the district; to provide for the governance of the district; to provide for the authority, powers, duties, and functions of the governing body of the district; to allow for the levy and collection of taxes and special assessments within the district; to provide for the issuance of bonds; to provide for the duration of the district; to provide for the authorities and duties of the governing body of the district to enter into cooperative endeavor agreements; and to provide for related matters.

§130.555. New Orleans Hospitality Zone Dedicated Fund

A. There shall be a special and distinct fund in the city known as the Hospitality Zone Dedicated Fund.

B. Money in the New Orleans Hospitality Zone Dedicated Fund shall be allocated and used according to funding recommendations of the New Orleans City Council. The recommendations shall be made and prioritized in order to enhance the tourism industry among the city, the state, and the owners of property in the hospitality zone, including, but not limited to, the development of and improvement to the properties within the hospitality zone; to promote tourism and improve the quality of the experience for visitors and manage the impact on neighborhoods within the hospitality zone; to provide for a public safety and sanitation within the zone, to provide for signage and lighting within the hospitality zone, to provide for property renewal and repair within the zone, and to expand the entertainment and leisure activities and facilities within the hospitality zone.

C. Funds in the Hospitality Zone Dedicated Fund shall supplement and enhance services routinely provided by the city and its agencies.

§130.556. Levy of Taxes

A. It is expressly provided that any taxes levied by the city may exceed the limitation set forth by Article VI, Section 29(A) of the Constitution of Louisiana and shall be imposed, collected, and enforced subject to the terms of the resolution imposing the tax and the provisions of Chapter 2 of Subtitle II of Chapter 47 of the Louisiana Revised Statutes of 1950.

B. (1) Notwithstanding any law to the contrary, the provisions of this Subpart shall apply to the levy of any tax in the city under any authority provided in this Subpart. Any taxes of any type to be levied in the city shall be levied only after the
New Orleans City Council has adopted an appropriate resolution giving notice of its intention to levy such taxes, which resolution shall include a general description of the taxes to be levied, and notice of this intention shall be published twice in the official journal of the parish.

(2) Such taxes may be levied only after the proposition for the levy of such taxes has been submitted to the electorate of the city at an election held for that purpose and the proposition has received a favorable vote of a majority of the electors voting in such election. This Section does and shall be construed to provide a complete and additional method for the levy of the taxes authorized in this Section and no other proceeding, notice, or approval shall be required.

C. The city is hereby authorized and empowered to levy an additional tax on the occupancy of hotel rooms in the city in an aggregate amount not to exceed one and three-quarters percent (1.75%) at any time.

D. (1) The city is hereby further authorized and empowered to levy a retail sales tax on the sale at retail of food and beverages for consumption on or off the premises, not intended for home consumption, in the area bound by the Pontchartrain Expressway to Claiborne overpass/L-10; Claiborne overpass/L-10 to Canal Street; Canal Street to North Rampart, along the rear property lines of parcels that front on the down river side of Canal Street; North Rampart to Esplanade, along the rear property lines of parcels that front on the lakeside of North Rampart; Esplanade to the Mississippi River, along the rear property lines of parcels that front on the down river side of Esplanade; the Mississippi River to the Pontchartrain Expressway in an aggregate amount not to exceed 0.2495% at any time.

(2) Such tax shall be paid by the person who purchases such food or beverage and shall be paid at the time that the charge for the food or beverage is paid at an establishment or operation where food or drink is prepared for sale or service on the premises. However, the food and beverage tax shall not apply to meals furnished to any of the following: the staff and patients of hospitals or health facilities, to occasional meals furnished in connection with or by educational, religious, or medical organizations if the meals are consumed on the premises where purchased.

E. The city is hereby authorized and empowered to levy an additional one percent tax with respect to overnight registered guest’s overnight parking.

F. The avails of the tax as authorized in Subparagraph C and Subsections D and E of this Section shall be distributed electronically each month as follows:

(1) Twenty percent to the New Orleans Metropolitan Convention and Visitors Bureau for tourism marketing.

(2) Twenty percent to the New Orleans Tourism Marketing Corporation for tourism marketing.

(3) Forty percent to the Hospitality Zone Dedicated Fund. Money in the fund shall be used solely for enhanced city services and shall only be used for enhanced public safety, sanitation, infrastructure, and maintenance thereof, and code enforcement.

(b) Funds in the Hospitality Zone Dedicated Fund shall supplement and enhance those services routinely provided by the city or its agencies.

(4) Ten percent to the New Orleans Multicultural Tourism Network.

(5) Ten percent to the French Quarter Management District. This shall be considered as supplemental funding for the district and shall not be considered to supplant any existing funding for the district nor prohibit any additional allocations from the Hospitality Zone Dedicated Fund.

G. Any tax levied under this Section shall be in addition to all other taxes and shall be collected at the same time and in the same manner and pursuant to the practices and procedures set forth in the Uniform Local Sales Tax Code in Chapter 2-D of Subtitle II of Title 47 of the Louisiana Revised Statutes of 1950. §130.557, Accountability.

A. There shall be a public accounting of all funds received as a result of this Subpart as well as a prompt response to public records request in relation to these funds irrespective of the status of the receiving organization.

B. All entities identified for funding under R.S. 33:130.556(F), except R.S. 33:130.556(F)(3), shall submit an annual report to the New Orleans City Council and the legislature that identifies their use and allocation of the funds. The annual report shall be submitted on October first each year. The first report shall be due October 1, 2013, and shall cover allocations made in the prior fiscal year.

§130.558. Liberal construction

This Subpart, being necessary for the welfare of the state, the city-parish, and its residents, shall be liberally construed to effect the purposes thereof.

Section 2. If any provision or item of this Act, or the application thereof, is held invalid, such invalidity shall not affect other provisions, items, or applications of the act which can be given effect without the invalid provision, item, or application and to this end the provisions of this Act are hereby declared severable.

Section 3. The provisions of this Act shall be null and void and of no effect after January 1, 2022.

Section 4. 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 Dorsey-Colomb, the committee substitute bill was adopted and becomes Senate Bill No. 767 by Senator Murray, substitute for Senate Bill No. 573 by Senator Murray.

SENATE BILL NO. 767— (Substitute of Senate Bill No. 573 by Senator Murray)

BY SENATOR MURRAY

AN ACT

To amend and reenact R.S. 33:4574.1.1(Q)(1), and to enact R.S. 33:4574.1.1(Q)(2)(g) and (3), relative to the tax upon occupancy of hotel rooms, motel rooms, and camping facilities levied and collected by the Vermilion Parish Tourist Commission for the purpose of funding recreation programs for youth; to authorize the tourist commission to levy and collect an additional two percent tax for certain purposes, subject to voter approval; and to provide for related matters.

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

SENATE BILL NO. 600—

B Y SENATOR PERRY

AN ACT

To amend and reenact R.S. 33:4574.1.1(Q)(1), and to enact R.S. 33:4574.1.1(Q)(2)(g) and (3), relative to the tax upon occupancy on hotel rooms, motel rooms, and camping facilities; to terminate the tax upon occupancy on hotel rooms, motel rooms, and camping facilities levied and collected by the Vermilion Parish Tourist Commission for the purpose of funding recreation programs for youth; to authorize the tourist commission to levy and collect an additional two percent tax for certain purposes, subject to voter approval; and to provide for related matters.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Local and Municipal Affairs to Original Senate Bill No. 600 by Senator Perry
AMENDMENT NO. 1
On page 2, line 18, after "(3)(a)" and before "Notwithstanding" delete "(i)"

AMENDMENT NO. 2
On page 2, at the beginning of line 28, change "(aa)" to "(i)"

AMENDMENT NO. 3
On page 3, at the beginning of line 1, change "(bb)" to "(ii)"

AMENDMENT NO. 4
On page 3, at the beginning of line 3, change "(cc)" to "(iii)"

AMENDMENT NO. 5
On page 3, at the beginning of line 5, change "(dd)" to "(iv)"

AMENDMENT NO. 6
On page 3, at the beginning of line 6, change "(ee)" to "(v)"

AMENDMENT NO. 7
On page 3, at the beginning of line 7, change "(ff)" to "(vi)"

AMENDMENT NO. 8
On page 3, at the beginning of line 8, change "(gg)" to "(vii)"

AMENDMENT NO. 9
On page 3, at the beginning of line 9, change "(hh)" to "(viii)"

AMENDMENT NO. 10
On page 3, line 13, after "Subparagraph" and before "of this" change "(b)" to "(c)"

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

SENATE BILL NO. 670—
BY SENATOR LAFLEUR
AN ACT
To amend and reenact R.S. 56:302.9(A) and 302.9.1(A), relative to charter boat and charter boat fishing guides; to provide for licensing requirements; to provide for proof of liability insurance; and to provide for related matters.

Reported favorably by the Committee on Natural Resources.

The bill was read by title, ordered engrossed and passed to a third reading.

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

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

HOUSE BILL NO. 9—
BY REPRESENTATIVES LIGE AND CHAMPAGNE
A JOINT RESOLUTION
Proposing to add Article X, Section 29(G) of the Constitution of Louisiana, to provide relative to public retirement systems and persons in such systems; to provide for legislative authority with respect to the forfeiture of retirement benefits by persons who are convicted of certain felonies; to provide for submission of the proposed amendment to the electors; and to provide for related matters.

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

HOUSE BILL NO. 10—
BY REPRESENTATIVES LIGE, ABRAMSON, ADAMS, ARNOLD, BILLIOT, STUART BISHOP, BROADWATER, BROSSETT, BURFORD, TIM BURNS, CHAMPAGNE, CHANEY, DANAHAY, DIXON, EDWARDS, GAINES, GAROFALO, GISCLAIR, GUINN, HARRIS, HARRISON,

HAYARD, HENRY, HENSGEN, HOFFMANN, HOLLIS, HOWARD, JONES, KLECKLEY, NANCY LANDRY, LEGER, LORUSSO, MORENO, ORTEGO, PEARSON, PYLANT, REYNOLDS, RITCHIE, SCHRODER, SEABAUGH, ST. GERMAIN, TALBOT, THIBAULT, THOMPSON, WHITNEY, AND WILLMOTT
AN ACT
To amend and reenact the heading of Subpart L of Part II of Chapter 4 of Subtitle I of Title 11 of the Louisiana Revised Statutes of 1950 and to enact R.S. 11:293, relative to retirement benefits; to provide relative to public servants who are members, former members, or retirees of public retirement systems; to provide relative to forfeiture of a portion of retirement benefits by such persons who are convicted of certain felonies related to their offices; to provide relative to amounts awarded to spouses or dependents; to provide relative to restitution; to provide relative to the rights of spouses and former spouses; to provide relative to the employer and employee contributions made on behalf of such persons; to require the Department of Public Safety and Corrections and the secretary of state to report such office-related felonies; and to provide for related matters.

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

HOUSE BILL NO. 236—
BY REPRESENTATIVE JONES
AN ACT
To amend and reenact R.S. 11:142(M), relative to the payment of retirement benefits; to provide for reports when such benefits should be stopped; to provide for certification by the employee; to provide relative to the fiduciary duty of affected boards; to provide relative to the recovery of erroneously paid benefits; and to provide for related matters.

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

HOUSE BILL NO. 293—
BY REPRESENTATIVE HARRISON
AN ACT
To amend and reenact R.S. 17:491 and 492, relative to tenure of a 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.

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

HOUSE BILL NO. 38—
BY REPRESENTATIVE WESLEY BISHOP
AN ACT
To enact R.S. 11:299.19, relative to Orleans Parish; to create the North Kenilworth Improvement and 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.

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. 145—
BY REPRESENTATIVE HODGES
AN ACT
To amend and reenact R.S. 17:280 and to enact R.S. 17:3996(B)(30), relative to instruction in public schools regarding Internet and cell phone safety; to provide relative to guidelines and teaching materials for such instruction; to provide for limitation of liability; 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. 335—
BY REPRESENTATIVE LORUSSO
AN ACT
To amend and reenact R.S. 33:9038.59(G), relative to the New Orleans City Park Taxing District; to provide relative to tax increment financing and the dedication of state sales tax increments for such purpose; to provide relative to approval of agreements related to such state sales tax increment financing; 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. 354—
BY REPRESENTATIVE CROMER
AN ACT
To enact R.S. 17:264 and 3996(B)(30), relative to required notice; relative to the hotel occupancy tax; to provide for legislative review; to provide for reimbursement to plaintiff; to provide for funding of the department's responsibility; to provide for admissibility of admission of evidence; to provide for referral to the Department of Natural Resources; to provide for admissibility of admission of responsibility; to provide for funding of the department's review; to provide for reimbursement to plaintiff; to provide for primary jurisdiction; 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. 410—
BY REPRESENTATIVE FANNIN
AN ACT
To amend and reenact R.S. 33:4564.5, relative to a recreation district in Jackson Parish; to provide relative to the board of commissioners of such a district; to provide relative to the authority of the governing authority of Jackson Parish with respect to the budget and taxing authority and the compensation and expenses of board members, the secretary-treasurer, and director of such a 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. 411—
BY REPRESENTATIVE ABRAMSON
AN ACT
To amend and reenact R.S. 17:3982(B), relative to educational facilities and property in Orleans Parish; to provide relative to the sale of such facilities and property by a charter school organization when they are no longer needed for an educational purpose; 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. 412—
BY REPRESENTATIVE JOHNSON
AN ACT
To amend and reenact R.S. 47:338.210(A)(1), (B), (C), and (D), relative to the hotel occupancy tax; to provide for legislative intent relative to substitution of the city of Bunkie for municipalities in a particular population range in existing law which is authorized to levy and collect a hotel occupancy tax; and to provide for related matters.

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

HOUSE BILL NO. 421—
BY REPRESENTATIVE ST. GERMAIN
AN ACT
To provide for effectiveness of certain orders issued 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.

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, SCHENXNAYDER, SEABough, 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.

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

HOUSE BILL NO. 497—
BY REPRESENTATIVE BARRAS AND SENATOR MILLS
A JOINT RESOLUTION
Proposing to add Article VII, Section 21(L) of the Constitution of Louisiana, to authorize the governing authority of the city of New Iberia to grant ad valorem tax exemption contracts for certain property annexed by the city; to provide for the approval of contracts; to provide for certain contract limitations; to provide with respect to the assessment and taxation of property subject to a contract; to authorize the legislature to provide for implementation; to provide for submission of the proposed amendment to the electors; 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. 610—
BY REPRESENTATIVE ST. GERMAIN
AN ACT
To amend and reenact R.S. 34:1221(A)(introductory paragraph) and (5), relative to the Greater Baton Rouge Port Commission; to increase the membership of the commission; 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. 618—
BY REPRESENTATIVE ABRAMSON
AN ACT
To enact Code of Civil Procedure Article 1563, relative to liability for environmental damage; to provide for limitations on the effect of an admission of liability; to provide for admissibility of evidence; to provide for referral to the Department of Natural Resources; to provide for admissibility of admission of responsibility; to provide for funding of the department's review; to provide for reimbursement to plaintiff; to provide for primary jurisdiction; 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. 618 by Representative Abramson

AMENDMENT NO. 1
On page 1, line 2, delete "Article" and insert "Articles 1552 and"
AMENDMENT NO. 2
On page 1, line 3, after "damage;" insert "to provide for environmental management orders;"

AMENDMENT NO. 3
On page 1, delete lines 9 through 21, and on page 2, delete lines 1 through 17 and insert:

Section 1. Code of Civil Procedure Articles 1552 and 1563 are hereby enacted to read as follows:

Art. 1552. Environmental management orders

Upon the request of any party in any civil action alleging environmental damage pursuant to R.S. 30:29, or the Department of Natural Resources, office of conservation, the court shall direct the attorneys for the parties to appear before the court to develop an environmental management order. The environmental management order shall authorize all parties to access the property allegedly impacted to perform inspections and environmental testing. The order shall require that all test results be submitted to all parties and the Department of Natural Resources, office of conservation, no later than thirty days of receipt thereof. Failure by a party to provide the results of testing to the other parties shall preclude that party from admitting those results into evidence in the civil action. The environmental management order shall include reasonable terms for all of the following:

(1) Access to the property.
(2) Investigation and environmental testing.
(3) Sampling and testing protocols.
(4) Specific time frames within which to conduct such testing and sampling.

* * *

Art. 1563. Limited admission of liability in environmental damage lawsuits; effect

A.(1) If any party admits liability for environmental damage pursuant to R.S. 30:29 that party may elect to limit this admission of liability for environmental damage to responsibility for implementing the most feasible plan to evaluate or remediate the same or any other environmental damage shall file the same into the record of the court to the Code of Civil Procedure Art. 1552, any party may make a limited admission for those costs which the court determines to be recoverable under R.S. 30:29(1).

(B) The provisions of this Article shall not establish primary jurisdiction with the Department of Natural Resources.

Section 2. The provisions of this Act shall not apply to any case in which the court on or before May 15, 2012, has issued or signed an order setting the case for trial, regardless of whether such trial setting is continued."

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. 637—
BY REPRESENTATIVE LEGER
AN ACT
To amend and reenact R.S. 23:368(E)(3)(c) and R.S. 51:2231(A) and (C) and 2256, relative to discrimination; to provide with respect to genetic discrimination; to provide with respect to discrimination in the workplace; to provide with respect to the Louisiana Commission on Human Rights and the Louisiana Workforce Commission; and to provide for related matters.

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. 637 by Representative Leger

AMENDMENT NO. 1
On page 1, line 2, after "R.S. 51:2231(A) and (C)" insert ", 2232(1)(b) and (12)"

AMENDMENT NO. 2
On page 2, line 1, after "R.S. 51:2231(A) and (C)" insert ", 2232(1)(b) and (12)"

AMENDMENT NO. 3
On page 2, delete lines 13 through 15 and insert the following: "because race, creed, color, religion, sex, age, disability, or national origin in connection with employment and in connection with public accommodation;"

AMENDMENT NO. 4
On page 2, after line 27 insert the following: "$2232. Definitions
As used in this Chapter:
* * *
(11) "Discriminatory practice in connection with employment" means an employment practice prohibited by R.S. 23:312, 323, or 332. No public contract executed pursuant to Title 38 or Title 39 of the Louisiana Revised Statutes of 1950 shall include any category or behavior which is listed in Subparagraph (11)(b) of this Section as a protected class in any discrimination or non-discrimination section of the public contract, unless to do so would violate federal law or a federal executive order;
* * *"
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. 661—
BY REPRESENTATIVE HARRISON
AN ACT
To enact R.S. 17:1855.2(3), relative to tuition increases at Southern University Laboratory School; to authorize a tuition increase; to provide relative to the qualifications and seniority of any such employee; to provide limitations; 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. 701—
BY REPRESENTATIVE GAROFALO
AN ACT
To amend and reenact R.S. 33:180(B), relative to annexation; to provide relative to the Lake Vista Crime Prevention District; to provide relative to district funding; to change provisions relative to the purpose and governance of the district; to provide relative to the qualifications and seniority of any such employee; to provide limitations; 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. 705—
BY REPRESENTATIVE JOHNSON
AN ACT
To amend and reenact R.S. 17:81(Q)(2)(c), 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.

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

HOUSE BILL NO. 761—
BY REPRESENTATIVES HONORE AND SMITH
AN ACT
To amend and reenact R.S. 17:194(B), relative to school nutrition programs; to except certain elementary and secondary schools operated by certain public postsecondary institutions from certain requirements relative to the funding of school nutrition programs; 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. 788—
BY REPRESENTATIVE ST. GERMAIN
AN ACT
To amend and reenact R.S. 33:1380(B), relative to annexation; to provide for exclusion of certain areas for annexation; 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. 801—
BY REPRESENTATIVE MONTOUCET
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 Local and Municipal Affairs. The bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 831—
BY REPRESENTATIVE HAZEL
AN ACT
To amend and reenact R.S. 38:2227(A), relative to bidders on public contracts; to revise provisions prohibiting certain contractors from bidding on public contracts; 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. 843—
BY REPRESENTATIVE LORUSSO
AN ACT
To amend and reenact R.S. 33:9091.3, relative to Orleans Parish; to provide relative to the Lake Vista Crime Prevention District; to provide relative to the purpose and governance of the district; to provide relative to district funding; to change provisions relative to the levy of a parcel fee; 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. 856—
BY REPRESENTATIVES HONORE AND SMITH
AN ACT
To enact R.S. 17:855.2(3), relative to tuition increases at Southern University Laboratory School; to authorize a tuition increase; 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. 857—
BY REPRESENTATIVE JOHNSON
AN ACT
To enact R.S. 33:2490(E) and 2550(E), relative to the municipal fire and police civil service; to authorize the employment of a superintendent by the Southeast Louisiana Flood Protection Authorities; to authorize the use of police security personnel from one levee district within another under certain circumstances; 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. 859—
BY REPRESENTATIVE LORUSSO
AN ACT
To amend and reenact R.S. 33:9091.3, relative to Orleans Parish; to provide relative to the Lake Vista Crime Prevention District; to provide relative to the purpose and governance of the district; to provide relative to district funding; to change provisions relative to the levy of a parcel fee; 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. 896—
BY REPRESENTATIVE GAROFALO
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.

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

HOUSE BILL NO. 901—
BY REPRESENTATIVE MONTGOMERY
AN ACT
To amend and reenact R.S. 33:2490(E) and 2550(E), relative to the municipal fire and police civil service; to authorize the employment of a superintendent by the Southeast Louisiana Flood Protection Authorities; to authorize the use of police security personnel from one levee district within another under certain circumstances; 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. 903—
BY REPRESENTATIVE GARAFALO
AN ACT
To amend and reenact R.S. 33:2490(E) and 2550(E), relative to the municipal fire and police civil service; to authorize the employment of a superintendent by the Southeast Louisiana Flood Protection Authorities; to authorize the use of police security personnel from one levee district within another under certain circumstances; 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. 904—
BY REPRESENTATIVE GAROFALO
AN ACT
To amend and reenact R.S. 33:2490(E) and 2550(E), relative to the municipal fire and police civil service; to authorize the employment of a superintendent by the Southeast Louisiana Flood Protection Authorities; to authorize the use of police security personnel from one levee district within another under certain circumstances; 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. 924—
BY REPRESENTATIVE WESLEY BISHOP
AN ACT
To enact Subpart J of Chapter 14 of Title 33 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 33:4780.81 through 4780.91, relative to Rapides Parish; to authorize the governing authority of the parish to provide zoning regulations and restrictions in a certain district within the parish; to provide procedures relative to the amendment and enforcement of any such regulation or restriction; to provide relative to the applicability of the Act; and to provide for related matters.

Reported favorably by the Committee on Local and Municipal Affairs. The bill was read by title and recommitted to the Committee on Revenue and Fiscal Affairs.

HOUSE BILL NO. 905—
BY REPRESENTATIVE FOSTER
AN ACT
To enact the School Choice Pilot Program for Certain Students with Exceptionalities; to provide for an annual budget to the commission; 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. 900—
BY REPRESENTATIVE DIXON
AN ACT
To enact R.S. 33:2740.81, relative to Orleans Parish; to provide for the governance, boundaries, and powers of the district; to authorize the district to levy ad valorem and sales taxes, subject to voter approval; 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. 911—
BY REPRESENTATIVE FOIL
AN ACT
To amend and reenact R.S. 33:2740.8(A)(1) and (D)(1)(d), relative to the Downtown Development District of the city of Baton Rouge; to provide relative to the boundaries and the governing board of the district; 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. 1054—
BY REPRESENTATIVE FRANKLIN
AN ACT
To enact R.S. 56:1948.5(57)(f) through (l), and (62)(b) through (l), and (64), relative to Louisiana Byways designation, to provide for route additions; 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. 1056—
BY REPRESENTATIVE FRANKLIN
AN ACT
To enact R.S. 47:501(C)(1) and (2), relative to employee access to wage and employment records; to provide for definitions; to provide for implementation; and to provide for related matters.

Reported favorably by the Committee on Labor and Industrial Relations to Engrossed House Bill No. 1121 by Representative James.

AMENDMENTS PROPOSED BY SENATE COMMITTEE ON LABOR AND INDUSTRIAL RELATIONS
Amendments proposed by Senate Committee on Labor and Industrial Relations to Engrossed House Bill No. 1121 by Representative James

AMENDMENT NO. 1
On page 1, line 3, after "representative" insert "certain"

AMENDMENT NO. 2
On page 4, line 2, after "employee" insert "for lending purposes, tenant screening and insurance underwriting only"

AMENDMENT NO. 3
On page 1, line 10, after "representative" insert "," (comma) and delete the rest of the line

AMENDMENT NO. 4
On page 1, line 13, after "administrator" delete "," (comma) and insert "employer"

AMENDMENT NO. 5
On page 1, delete lines 14 through 16, and insert the following: "Such records shall be provided only on an individual inquiry basis

HOUSE BILL NO. 1103—
BY REPRESENTATIVE LEGER
AN ACT
To amend and reenact R.S. 33:130.842(A) and to enact R.S. 33:130.845(10), relative to the Louisiana Sports and Entertainment District; to revise the boundaries of the district; to provide procedures regarding the dedication of certain state of Louisiana sales tax increments for district purposes; 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. 1105—
BY REPRESENTATIVE KATRINA JACKSON
AN ACT
To enact R.S. 46:1053(FF), relative to hospital service districts; to provide for qualified applicants; to provide for rules and regulations; 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. 1112—
BY REPRESENTATIVE JAMES
AN ACT
To amend and reenact R.S. 11:1636(C), relative to the District Attorneys' Expense Fund; to provide for qualified applicants; 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. 1121—
BY REPRESENTATIVE ST. GERMAIN
AN ACT
To enact R.S. 33:130.845(10), relative to the Louisiana Sports and Entertainment District; to revise the boundaries of the district; to provide for implementation; 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.

SENATE COMMITTEE AMENDMENTS
Amendments proposed by Senate Committee on Transportation, Highways and Public Works to Reengrossed House Bill No. 1056 by Representative Franklin
and shall not be maintained or reported with other data. Any costs incurred by the commission in

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. 1129—
BY REPRESENTATIVE HODGES
AN ACT
To amend and reenact R.S. 38:2212(A)(1)(b)(ii)(bb) and (3)(c)(ii), relative to public bids; requires lowest bidders on certain contracts to submit certain documentation and information within a certain time; 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. 1129 by Representative Hodges

AMENDMENT NO. 1
On page 1, line 16, after “required” insert “including but not limited to the low bidder’s attestation pursuant to R.S. 38:2212.10 and 2227”

AMENDMENT NO. 2
On page 2, line 3, after “bidders” delete “within” and after “days” change “of” to “after”

AMENDMENT NO. 3
On page 2, line 20, after “bidders” delete “within” and on line 21, after “days” change “of” to “after”

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. 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)(viii), (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.

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

HOUSE BILL NO. 1135—
BY REPRESENTATIVE BILLIOT
AN ACT
To enact R.S. 32:83, relative to driving on certain highways; to provide for method of driving on multiple-lane highways with left-turn lanes; and to provide for related matters.

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. 1173—
BY REPRESENTATIVE CARTER
AN ACT
To amend and reenact R.S. 17:43, 46(A)(1)(b), (B), (D), (E)(1), (2)(d), and (4)(b) and (c), (G)(1)(a)(iii), (I), (N)(2), (P), and (Q), 47(A), (B), and (D)(1)(a) and (6)(a), (b), (c), and (d), 48(A) and (B), 49(A) and (B), 348(A) and (B), and 1945 and R.S. 36:642(C)(1) and 648.1, to enact R.S. 17:46(A)(1)(c), and to repeal R.S. 17:43(A), 348(D) and (E), and 1945(C)(4) and (5), provides relative to special education; provides relative to the administration and supervision of Louisiana special schools and programs; 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. 1174—
BY REPRESENTATIVE DANAHAY
AN ACT
To amend and reenact R.S. 11:62(6) and 2213(introductory paragraph), (4), and (20) and to enact Part II of Chapter 8 of Subtitle III of Title 11 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 11:2241.1 through 2241.8, and Part III of Chapter 8 of Subtitle III of Title 11 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 11:2242.1 through 2242.8, relative to the establishment of subplans for new hires within the Municipal Police Employees’ Retirement System; to provide relative to eligibility, benefits, accrual and contribution rates; to provide for definitions; to provide restrictions; 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. 1174 by Representative Danahay

AMENDMENT NO. 1
On page 1, line 2, after “R.S.” delete the remainder of the line and renumber lines 3 through 6 in their entirety and at the beginning of line 7 delete “subplans for new hires within” and insert: “11:2213(introductory paragraph), (4), and (20) and to enact R.S. 11:2213(23) and 2236, relative to benefits for new members of”

AMENDMENT NO. 2
On page 1, line 14, after “R.S.” delete the remainder of the line and renumber lines 15 through 18 in their entirety and insert: “11:2213(introductory paragraph), (4), and (20) and to enact R.S. 11:2213(23) and (24) and 2236 are hereby enacted to read as follows:”

AMENDMENT NO. 3
Delete page 2 in its entirety, and on page 3 delete lines 1 through 8

AMENDMENT NO. 4
On page 4, delete lines 17 through 28 and delete pages 5 through 17

§2236. Tier 2 provisions
A. Creation. (1) A second tier of benefits, to be known as Tier 2, is created within the Municipal Police Employees’ Retirement System for members whose first employment making them eligible for system membership occurred prior to January 1, 2013.

(24) “Tier 2” shall mean the benefit structure applicable to members whose first employment making them eligible for system membership occurred prior to January 1, 2013.

Any other provisions of this Chapter or any other laws to the contrary notwithstanding, the retirement of Tier 2 members shall be governed by the provisions of this Section; however, if provisions of this Chapter cover matters not specifically addressed by the provisions of this Section or if any of the provisions of this Chapter are made applicable in this Section, then those provisions shall apply to members governed by this Section.

B. For purposes of this Section, the term “member” or “members” shall mean a person or persons otherwise qualifying for system membership under R.S. 11:2213 whose first employment making them eligible for membership in this system occurred on or after January 1, 2013.
C. Eligibility for Tier 2 membership. (1) Membership in Tier 2 is limited to those employees whose first employment making them eligible for system membership began on or after January 1, 2013.

(2) No person who participated in the Deferred Retirement Option Plan as a member of Tier 1 of this system shall be eligible for membership in Tier 2.

D. Eligibility for retirement. Any member of Tier 2 shall be eligible for retirement if he has:

(1) Thirty years or more of service at any age.

(2) Twenty years or more of service at age fifty-five or thereafter.

(3) Twelve years or more of service at age sixty or thereafter.

(4) Twenty years of service credit at any age, exclusive of unused annual and sick leave and military service other than qualified military service as provided in 26 U.S.C. 414(u) earned on or after December 12, 1994. Any person retiring under this Paragraph shall have his benefit, inclusive of military service credit and allowable unused annual and sick leave, actuarially reduced from the date he was born. No person shall have the provisions of this Paragraph applicable to him who elects to retire pursuant to the provisions of this Paragraph shall not be eligible to participate in the Deferred Retirement Option Plan provided by R.S. 11:2221 or the Initial Benefit Option provided by R.S. 11:2224(F).

E. Retirement benefit calculation. (1) Except as provided in Paragraph (2) of this Subsection, a member shall receive a retirement benefit equal to three percent of average final compensation for every year of creditable service, not to exceed one hundred percent of the member’s average final compensation. Notwithstanding this provision, a member who retires with thirty or more years of creditable service, inclusive of unused annual and sick leave, shall receive a retirement benefit equal to one-third percent of the member’s average final compensation for every year of creditable service in Tier 2, not to exceed one hundred percent of the member’s average final compensation.

(2) Members who had service in any other public retirement system, or any other system, who shall have upon retirement eligibility receive a retirement benefit for that prior service based on the applicable accrual rate when earned.

(3) (a) Creditable service maintained pursuant to a reciprocal agreement in another system, fund, or plan shall not be used to meet the requirement of thirty or more years of creditable service.

(b) Transferred service with an accrual rate of less than three and one-third percent shall not be used to meet the requirement of thirty or more years of creditable service unless the member elects to purchase a rate for application of his transferred credit.

Deferred Retirement Option Plan: Initial Benefit Option. A member who is eligible for regular retirement may elect to participate in the Deferred Retirement Option Plan in accordance with the provisions of R.S. 11:2221 or the Initial Benefit Option provided by R.S. 11:2224(F).

G. Disability retirement. (1) (a) Eligibility for disability benefits.

By procedures for application for disability benefits, procedures for the certification of continuing eligibility for disability benefits, the authority of the board of trustees to modify disability benefits, and procedures governing the restoration to active service of a formerly disabled employee shall be as provided in R.S. 11:202 through 225.

(b) The burden of proving that a disability is not based on a preexisting condition, prohibiting receipt of benefits, shall lie with the member if the physical examination and waiver forms required by R.S. 11:202 have not been submitted to the system.

(2)(a) The board of trustees shall award disability benefits to eligible members who have been officially certified as disabled to perform the position held by the member at the time that the disability was incurred or as disabled to perform any other position paying the same salary currently available in the department if the disability is not the result of a preexisting condition. Upon receipt of any application for disability retirement, the system shall request from the chief of police the job descriptions of all positions currently available in the department paying the same salary. Such job descriptions shall be submitted to the system within thirty days, or it shall be presumed that no position is available that pays the same salary. The disability benefit shall be determined as provided in this Subsection.

(b) Upon application for retirement due to a total and permanent disability, a member shall receive a disability benefit equal to two and one-half percent of his average final compensation multiplied by his years of creditable service, but not less than thirty percent nor more than fifty percent of his average final compensation.

(c) Upon application for retirement due to a total and permanent disability, any member with at least ten years of creditable service shall receive a disability benefit equal to two and one-half percent of his average final compensation multiplied by his years of creditable service, but not less than thirty percent nor more than fifty percent of his average final compensation.

(d) In no case shall any disability benefit approved by the board of trustees be paid until all employee and employer contributions are received by the retirement system, covering service through the date of termination of employment. Furthermore, no application for disability benefits shall be approved until all previously refunded contributions from the system have been repaid, including compounded interest at the board-approved actual rate value rate thereon from the date of refund until repaid in full.

(3)(a) In accordance with the provisions of this Section, at the time of attainment of normal retirement age, a service-connected disability benefit recipient shall have the option to continue to receive his disability retirement benefit or his vested retirement benefit for the remainder of his life; if he elects to receive his vested retirement benefit, such benefit shall be equal to the greater of his disability benefit or his vested retirement benefit. Such election filed with the retirement system shall become irrevocable thirty days after receipt.

(b) Upon attainment of normal retirement age, a disability recipient not covered by Subparagraph (a) of this Paragraph shall receive the greater of his disability retirement benefit or his vested benefit.

(4) Any person who is receiving or has received a disability retirement benefit from any law enforcement or police retirement plan or pension and relief fund for policemen, except a disability retirement benefit under this system, shall not be eligible for membership in the Municipal Police Employees’ Retirement System if he becomes no longer disabled and returns to service in the same municipality or becomes employed as a policeman or law enforcement officer while receiving a disability benefit.

(5) (a) Any disability retiree who is in a coma or who is paraplegic, when such condition is solely the result of injuries sustained in the performance of his official duties and such condition is certified by the State Medical Disability Board, shall receive a benefit equal to his average final compensation with a calculated rate of increase.

(b) Any disability retiree who is blinded or who loses the total use of a limb solely as a result of injuries sustained in the performance of his official duties and whose condition is certified by the State Medical Disability Board shall receive a benefit equal to his average final compensation. Funds derived from the assessments against insurers pursuant to R.S. 22:1476 shall be used to pay any increased costs or increase in liability of the system resulting from the provisions of this Paragraph.

(6) Notwithstanding the provisions of R.S. 11:221(D), any disability benefits granted under the provisions of this Section shall not be reduced because the disability retiree is also receiving social security disability benefits.

H. Survivor Benefits. Benefits shall be payable to any survivor of an active contributing member who dies before retirement or a disability retiree who dies after retirement as specified in the following:

(1)(a) If an active contributing member or a disability retiree having at least ten years of creditable service in the system dies and leaves a surviving spouse, the surviving spouse shall receive a benefit calculated according to the regular retirement formula, disregarding age, but not less than thirty percent nor more than fifty percent of the member’s average final compensation. If the surviving spouse remarries, such benefit shall cease unless remarriage occurs after the spouse attains the age of sixty years; the benefit shall resume after the member’s average final compensation.

(b) If the board of trustees determines that an active contributing member was killed as a result of injuries sustained in the line of duty, the cessation of benefits upon remarriage set forth in this Paragraph shall not apply. The surviving spouse shall receive a benefit equal to one hundred percent of the member’s average final compensation.
To amend and reenact R.S. 11:1581(5), 1612, 1614, 1617, provisions found in this Subsection.

provisions as provided in this Subsection whichever is greater. However, benefits payable on account of each child, when added to the benefits payable to the surviving spouse, shall not exceed an aggregate of one hundred percent of the deceased member's average final compensation. Benefits for a surviving child shall cease upon the child's attainment of age eighteen years or upon marriage, whichever occurs first, except that benefits shall continue:

(i) For a surviving child to age twenty-three if the child is a full-time, unmarried student at a recognized institution of higher education, high school, or vocational-technical school, and

(ii) For a surviving totally physically handicapped or mentally handicapped child if such child was totally physically handicapped or mentally handicapped at the time of the death of the member or became so prior to the attainment of age eighteen and is dependent upon the surviving spouse or other legal guardian for subsistence.

(a) Any member who has twelve or more years of service credit established in the retirement system and who terminates covered employment and leaves his accumulated contributions in the retirement system in order to receive a retirement benefit upon reaching the applicable age shall be covered by the survivor benefit provisions found in this Subsection.

(b) If an active contributing member or a disability retiree having at least ten years of creditable service in the system dies and leaves, in addition to a surviving spouse, one or more children under eighteen years of age, each child under age eighteen shall be paid monthly benefits equal to fifteen percent of the deceased member's average final compensation, or two hundred dollars per month, whichever is greater. Benefits shall continue for a surviving child until the child's eighteenth birthday, unless the child is disabled, in which case benefits shall continue in the same amount until the child reaches age twenty-three, provided that benefits shall cease upon the child's attainment of age eighteen years or upon marriage, whichever occurs first.

(c) If a surviving child is a full-time, unmarried student at a recognized institution of higher education, high school, or vocational-technical school, and

(d) If an active contributing member or a disability retiree having at least ten years of creditable service in the system dies and does not leave a surviving spouse but leaves one or more children under the age of eighteen, each child under age eighteen shall be paid monthly benefits equal to twenty-five percent of the deceased member's average final compensation. Benefits paid on an account of each child shall not exceed an aggregate of fifty percent of the average final compensation. If the deceased member is survived by only one minor child, the child shall be paid not less than thirty percent of the deceased member's average final compensation. Benefits shall continue until the child attains age eighteen as provided in Paragraph (a) of this Paragraph.

Amendments proposed by Senate Committee on Education to Reengrossed House Bill No. 1211 by Representative St. Germain

AMENDMENT NO. 1

On page 3, line 23, between "services" and the period "," insert "and is assigned by the office of juvenile justice to a community-based program or facility.

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

HOUSE BILL NO. 1211— (Substitute for House Bill No. 1175 by Representative St. Germain)

BY REPRESENTATIVE ST. GERMAIN

AN ACT

To amend and reenact R.S. 30:2456(D)(3), relative to the Louisiana Oil Spill Prevention and Response Act; to provide relative to contracts entered into by the oil spill coordinator; to provide relative to entry on to vessels by the coordinator; to provide for a study of the Oil Spill Contingency Fund; 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. 1211 by Representative St. Germain

AMENDMENT NO. 1

On page 1, line 14, delete "emergency" and insert "legally sensitive"
Rules Suspended

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

HOUSE BILL NO. 380—
BY REPRESENTATIVES MACK, BURFORD, HILL, HOFFMANN, AND POPE
AN ACT
To amend and reenact R.S. 46:460.10, relative to drug testing of adult recipients of cash assistance; to require participants to consent to possible random drug testing prior to receipt of cash benefits; to require random drug testing for twenty percent of recipients of cash assistance; to authorize the drug testing of more than twenty percent of all participants of the Family Independence Temporary Assistance Program under certain circumstances; to establish a cost savings program for drug testing; to provide for a determination of sufficiency of funding; to provide certain penalties for participants with positive test results for illegal drug use; to provide relative to the responsibility for the cost of drug testing; to require investigations under certain circumstances; to provide for an effective date; and to provide for related matters.

Senator Morrell moved to recommit the bill from the Committee on Health and Welfare to the Committee on Judiciary B.

Without objection, so ordered.

Rules Suspended

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

HOUSE BILL NO. 47—
BY REPRESENTATIVE MACK
AN ACT
To amend and reenact R.S. 14:98(C)(1)(introductory paragraph) and to enact R.S. 14:98(C)(4), relative to operating a vehicle while intoxicated; to provide for a minimum mandatory prison sentence and treatment for certain offenses of operating a vehicle while intoxicated; and to provide for related matters.

Senator Riser moved to recommit the bill, which was on Third Reading and Final Passage, to the Committee on Finance.

Without objection, so ordered.

Senate Concurrent Resolutions

Returned from the House of Representatives with Amendments, Subject to Call

Called from the Calendar

Senator Crowe asked that Senate Concurrent Resolution No. 95 be called from the Calendar.

SENATE CONCURRENT RESOLUTION NO. 95—
BY SENATORS CROWE, DONAHUE AND NEVERS AND REPRESENTATIVES CROMER AND PEARSON
A CONCURRENT RESOLUTION
To express the sincere condolences of the Senate of the Legislature of Louisiana upon the death of Cecelia Louise Minnick Drennan, a successful real estate agent and civic volunteer in Slidell.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representatives Cromer and Pearson to Original Senate Concurrent Resolution No. 95 by Senator Crowe

AMENDMENT NO. 1
On page 1, line 2, after "condolences" and before "of the Legislature" delete "of the Senate"

AMENDMENT NO. 2
On page 2, line 22, after "that" and before "Legislature" delete "the Senate of"

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

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
LaFleur
Tarver
Buffington
Long
Thompson
Chabert
Martiny
Walsworth
Claitor
Mills
Ward
Cortez
Morrell
White
Crowe
Morrish
Donahue
Murray
Total - 37

NAYS

Total - 0

ABSENT

Kostelka
Never

Total - 2

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

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

SENATE BILL NO. 19—
BY SENATORS CORTEZ AND WALSWORTH AND REPRESENTATIVE HOFFMANN
AN ACT
To amend and reenact R.S. 11:710(A)(1) and (4), (B)(1)(a), (C)(2), and (D), to enact R.S. 11:710(A)(5) and (6), and to repeal R.S. 11:710(H), relative to the Teachers' Retirement System of Louisiana; to provide for definitions; to allow certain retirees reemployed as substitute teachers to receive benefits during reemployment; to allow certain retirees reemployed as an instructor of adult education or literacy program to receive benefits during reemployment; to provide limitations; to provide for an effective date; 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 Retirement to Reengrossed Senate Bill No. 19 by Senator Cortez

AMENDMENT NO. 1
On page 1, line 2, after "11:710(A)(1)" insert a comma "," and delete "and (4)."
AMENDMENT NO. 2
On page 1, line 3, after "11:701(A)(5)" insert a comma "," and change "and (6)" to "(6), and (7)"

AMENDMENT NO. 3
On page 1, line 11, after "11:710(A)(1)" insert a comma "," and delete "and (4),"

AMENDMENT NO. 4
On page 1, line 12, after "11:710(A)(5)" insert a comma "," and change "and (6)" to "(6), and (7)"

AMENDMENT NO. 5
On page 2, delete lines 15 through 18 in their entirety and insert in lieu thereof:

"(5) A retired member who returns to active service covered by the provisions of this Chapter as a substitute classroom teacher who teaches any student in

AMENDMENT NO. 6
On page 2, at the beginning of line 27, change "(5)" to "(6)"

AMENDMENT NO. 7
On page 2, at the beginning of line 29, change "(6)" to "(7)"

AMENDMENT NO. 8
On page 3, line 16, after "Section providing for" delete the remainder of the line in its entirety and delete lines 17 through 19 in their entirety and insert in lieu thereof: "earning limitations, the most restrictive earnings limitation shall apply to the total earnings of the retired teacher for all such positions in a fiscal year."

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

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 LaFleur Tarver
Buffington Long Thompson
Chabert Martiny Walsworth
Claitor Mills Ward
Cortez Morrell White
Crowe Morrish
Donahue Murray
Total - 36

NAYS
Total - 0

ABSENT
Kostelka Nevers
Total - 2

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

SENATE BILL NO. 97—
BY SENATORS MORRELL, ALARIO, JOHNS, LAFLEUR AND GARY SMITH AND REPRESENTATIVES ADAMS, ANDERS, ARMES, ARNOLD, BADON, BERTHELOT, BILLIOT, BROSSETT, BROWN, HENRY BURNS, CARMODY, CHANEY, COX, DIXON, DOVE, EDWARDS, GAINES, GAROFALO, GESCLAIR, HARRISON, HAZEL, HENSGENS, HILL, HONORE, HOWARD, HUNTER, HUVAL, KATRINA JACKSON, JAMES, JEFFERSON, JOHNSON, JONES, KLECKLEY, TERRY LANDRY, LEGER, LEOPOLD, LOPINTO, MACK, MORENO, JAY MORRIS, NORTON, PIERRE, POSTI, PRICE, FLYANT, REYNOLDS, RITCHIE, SCHENK, SHADOW, SMITH, THOMPSON, WHITNEY, ALFRED WILLIAMS, PATRICK WILLIAMS AND WILLMOTT

AN ACT
To enact Part IV of Chapter 35 of Title 13 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 13:5631 through 5636 and R.S. 36:4(B)(1)(ff), to create and provide relative to the Louisiana Sheriff's Executive Management Institute; to provide relative to the board of directors, their qualifications and appointment; to provide for Senate confirmation; to provide for the necessary conditions required to receive an increase in compensation; 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 Retirement to Engrossed Senate Bill No. 31 by Senator Heitmeier

AMENDMENT NO. 1
On page 3, line 21, change "instrument that originated as SLS 12RS-108" to "Act that originated as Senate Bill No. 31 of the 2012 Regular Session of the Legislature"

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

ROLL CALL
The roll was called with the following result:

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

NAYS
Total - 0

ABSENT
Kostelka Nevers
Total - 3

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

SENATE BILL NO. 31—
BY SENATOR HEITMEIER

AN ACT
To amend and reenact R.S. 11:728(C)(1)(a) and (b)(ii) and (iii) and (2)(a) and (b) and R.S. 17:3997(A)(2) and (3) and to repeal Act 999 of the 2010 Regular Session, relative to the Teachers' Retirement System of Louisiana; to provide relative to membership in the system of charter school teachers; to provide for purchase of service credit by charter school teachers; to provide for an effective date; 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. 97 by Senator Morrell

AMENDMENT NO. 1
On page 2, line 11, following "Association" and before "all" insert "in".

AMENDMENT NO. 2
On page 4, line 11, following "if" and before "the" insert "both".

AMENDMENT NO. 3
On page 4, line 13, following "Part" and before the end of the line change "and" to "".

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

ROLL CALL

The roll was called with the following result:

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

NAYS
Total - 0

ABSENT
Allain Kostelka Nevers
Total - 3

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

SENATE BILL NO. 98—
BY SENATOR MORRELL

AN ACT
To enact R.S. 40:1510, relative to fire protection districts, municipal fire departments or volunteer fire departments; to allow expenditure of public funds in connection with certain activities; 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 Municipal, Parochial and Cultural Affairs to Engrossed Senate Bill No. 98 by Senator Morrell

AMENDMENT NO. 1
On page 1, delete lines 14 and 15 and insert the following:
"(2) The purchase of a meal in conjunction with an event acknowledging a firefighter who receives a plaque, trophy, certificate, medal, or similar memento to acknowledge outstanding achievement or valiant act of personnel not to exceed twenty-five dollars per recipient."

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representatives Adams and St. Germain to Engrossed Senate Bill No. 98 by Senator Morrell

AMENDMENT NO. 1
Delete House Committee Amendment No. 1 proposed by House Committee on Municipal, Parochial and Cultural Affairs and adopted by the House of Representatives on May 2, 2012.

AMENDMENT NO. 2
On page 1, line 14, after "Meals" insert comma "", and "snacks or refreshments".

AMENDMENT NO. 3
On page 1, line 14, after "in" insert "fire department related meetings, workshops, training programs, or".

AMENDMENT NO. 4
On page 1, after line 15, insert the following:
"(3) The provisions of this Section shall not be construed to prohibit or restrict the use of public funds to pay or defray the reasonable expenses of travel and lodging required for attendance at any conference or convention for the purpose of educating or training fire department personnel with regard to their public duties and responsibilities."

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

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 LaFleur Smith, J.
Brown Long Tarver
Buffington Martiny Thompson
Chabert Mills Walsworth
Clairot Morrell Ward
Crowe Morrish White
Donahue Murray Total - 35

NAYS
Total - 0

ABSENT
Cortez Kostelka Nevers
Total - 4

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

SENATE BILL NO. 115—
BY SENATOR MILLS

AN ACT
To enact R.S. 40:2110(D) and (E), relative to suspension of a license for a freestanding inpatient psychiatric hospital; to provide for immediate suspension of a license under certain circumstances; to provide for notice, appeal, and injunctive relief; 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. 115 by Senator Mills

AMENDMENT NO. 1
On page 2, line 11, following "appeal is" and before "lodged," insert "being"

AMENDMENT NO. 2
On page 2, line 22, following "practices" and before "led" change "which" to "that"

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

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  LaFleur  Smith, J.
Brown  Long  Tarver
Buffington  Martiny  Thompson
Chabert  Mills  Walsworth
Claitor  Morell  Ward
Cortez  Morrish  White
Dorsey-Colomb  Murray

Total - 35

NAYS

Total - 0

ABSENT

Crowe  Kostelka
Donahue  Nevers

Total - 4

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

SENATE BILL NO. 126—
BY SENATOR MURRAY

AN ACT
To amend and reenact R.S. 38:2225.2.1(A)(3), relative to public contracts; to extend the time relative to the utilization of design-build contracts under certain circumstances; and to provide for related matters.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Wesley Bishop to Engrossed Senate Bill No. 126 by Senator Murray

AMENDMENT NO. 4
On page 1 delete line 10 in its entirety and insert in lieu thereof the following:

"A.(1) Notwithstanding any law to the contrary, the following public entities may utilize the design-build method in the construction or repair of any public building or structure which has been destroyed or damaged by Hurricane Katrina, Hurricane Rita, or both, or any public building or structure to be constructed or repaired to meet a homeland security or criminal justice need pursuant to a hurricane recovery plan: the division of administration, the Recovery School District, the Orleans Parish School Board, the city of New Orleans, sheriffs, housing authorities, and parish governments in Calcasieu, Cameron, Jefferson, Orleans, Plaquemines, St. Bernard, St. Tammany, and Vermilion parishes and the Port of New Orleans.

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

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  LaFleur  Smith, J.
Brown  Long  Tarver
Buffington  Martiny  Thompson
Chabert  Mills  Walsworth
Claitor  Morell  Ward
Cortez  Morrish  White
Crowe  Murray

Total - 37

NAYS

Total - 0

ABSENT

Kostelka  Nevers

Total - 2

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

SENATE BILL NO. 128—
BY SENATOR CLAITOR

AN ACT
To amend and reenact R.S. 37:711.15(A)(4)(b), and to repeal R.S. 37:711.4(D) relative to the Louisiana Professional Geoscience Practice Act; to provide for license eligibility; to provide for exemptions from examination requirements; to repeal certain prohibitions and limitations upon the receipt and use of state funds; 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 Commerce to Reengrossed Senate Bill No. 128 by Senator Claitor

AMENDMENT NO. 1
On page 1, line 2, after "reenact" delete the remainder of the line and insert in lieu thereof the following:  "R.S. 37:711.15(A)(4)(b), and to repeal R.S. 37:711.4(D) relative to the Louisiana Professional Geoscience Practice Act; to provide for license eligibility; to provide for exemptions from examination requirements; to repeal certain prohibitions and limitations upon the receipt and use of state funds; and to provide for related matters.

The bill was read by title. Returned from the House of Representatives with amendments:
AMENDMENT NO. 2
On page 1, line 3, between "Act;" and "provide;" insert "provide for the definition of geoscience; to exempt petroleum geoscientists;"

AMENDMENT NO. 3
On page 1, line 4, after "requirements;" and before "to provide for board membership;"

AMENDMENT NO. 4
On page 1, line 8, after "Section 1."

AMENDMENT NO. 5
On page 1, between lines 9 and 10 insert the following:

AMENDMENT NO. 6
On page 2, between lines 2 and 3, insert the following:

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

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
LaFleur
Tarver
Buffington
Long
Thompson
Chabert
Martiny
Walsworth
Clairor
Mills
Ward
Cortez
Morrell
White
Crowe
Morrish

Total - 37
NAYS
Total - 0

Kostelka
* * *
Nevers

Total - 2

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

SENATE BILL NO. 130—
BY SENATORS CROWE, ALARIO, APPEL, KOSTELKA, LONG, THOMPSON AND WALSWORTH
AN ACT
To enact R.S. 40:989.3, relative to violations of the Controlled Dangerous Substances Law; to reenact and amend R.S. 40:989.2(C)(5)(m), relative to crimes involving the knowing and intentional possession of a compound or mixture of a certain prohibited plant; to provide for certain prohibited plants and to provide for related matters.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Lopinto to Reengrossed Senate Bill No. 130 by Senator Crowe

AMENDMENT NO. 1
On page 1, line 2, after "enact" delete the remainder of the line and delete lines 3 and 4 in their entirety and insert "R.S. 40:989.3, relative to violations of the Controlled Dangerous Substances Law; to create the crime of unlawful distribution of products containing Mitragyna speciosa to minors; to provide for penalties; and to provide for related matters."

AMENDMENT NO. 2
On page 1, line 6, change "R.S. 40:989.2(C)(5)(m)" to "R.S. 40:989.3"

AMENDMENT NO. 3
On page 1, delete lines 7 through 17 and insert the following:

Senator Crowe moved to concur in the amendments proposed by the House.
ROLL CALL

The roll was called with the following result:

YEAS

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

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

Total - 37

Total - 0

ABSENT

Kostelka

Total - 2

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

SENATE BILL NO. 157—

AN ACT

To enact R.S. 32:412(K) and R.S. 40:1321(K), relative to veteran designation on a driver's license and identification card; to provide for the exhibition of the word "Veteran" on a driver's license and identification card; 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 Transportation, Highways, and Public Works to Engrossed Senate Bill No. 157 by Senator Adley

AMENDMENT NO. 1

On page 1, line 13, after "Defense", insert "or equivalent, as established by administrative rule"

AMENDMENT NO. 2

On page 2, line 13, after "Defense", insert "or equivalent, as established by administrative rule"

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

ROLL CALL

The roll was called with the following result:

YEAS

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

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

Total - 37
38th DAY'S PROCEEDINGS

SENATE
May 21, 2012

NAYS
Total - 0

ABSENT
Kostelka Nevers
Total - 2

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

SENATE BILL NO. 167—
BY SENATOR GARY SMITH
AN ACT
To enact R.S. 22:821(B)(34) and 1431, and Part VIII-A of Chapter 5 of Title 22 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 22:1781.1 through 1781.6, relative to portable electronics insurance; to provide definitions; to provide with respect to the vendors of portable electronic devices; to provide for the requirements for the sale of portable electronics insurance; to provide with respect to termination of portable electronics insurance; 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 Insurance to Reengrossed Senate Bill No. 167 by Senator Gary Smith

AMENDMENT NO. 1
On page 3, line 5, delete "and shall terminate the enrollment of that customer"

AMENDMENT NO. 2
On page 9, line 6, between "the" and "information" insert "name and identifying"

AMENDMENT NO. 3
On page 9, at the end of line 10, insert "The name and identifying information only for such single designated responsible person is then required."

AMENDMENT NO. 4
On page 9, delete lines 20 through 23 in their entirety

Senator Gary Smith moved to concur in the amendments proposed by the House.

ROLL CALL

The roll was called with the following result:

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

NAYS
Total - 0

SENATE BILL NO. 173—
BY SENATOR MURRAY
AN ACT
To amend and reenact R.S. 13:2519(B) and to repeal R.S. 13:2501.1(J), 2502, 2503, 2504, 2504.1, 2505(A), 2508, 2510, 2511, 2517, and 2518, relative to the Traffic Court of New Orleans; to repeal provisions relative to certain multiple misdemeanors or ordinance violations; to repeal provisions relative to certain judicial employees and their compensation; to repeal provisions relative to certain fidelity bonds; 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.

SENATE BILL NO. 195—
BY SENATOR MILLS
AN ACT
To enact R.S. 40:964(Schedule I)(D)(4), relative to controlled dangerous substances; to provide relative to substances having a depressant effect on the central nervous system, specifically phenazepam; to add phenazepam to Schedule I of the Uniform Controlled Dangerous Substances Law; and to provide for related matters.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Lopinto to Engrossed Senate Bill No. 195 by Senator Mills

AMENDMENT NO. 1
On page 1, line 2, after "R.S. 40:964(Schedule I)(D)(4)" and before "relative" delete the comma "," and insert "and (F)(9) and (10),"

AMENDMENT NO. 2
On page 1, line 4, after "add" and before "to" delete "phenazepam" and insert "certain substances"

AMENDMENT NO. 3
On page 1, line 7, after "Section 1." and before "hereby" delete "R.S. 40:964(Schedule I)(D)(4) is" and insert "R.S. 40:964(Schedule I)(D)(4) and (F)(9) and (10) are"

AMENDMENT NO. 4
On page 2, between lines 5 and 6 add the following:

"F. Synthetic cannabinoids. Unless specifically excepted or unless listed in another schedule, any material, compound, mixture, or preparation, which contains any quantity of a synthetic cannabinoid found to be in any of the following chemical groups, or any of those groups which contain any synthetic cannabinoid salts, isomers, or salts of isomers, whenever the existence of such salts, isomers, or salts of isomers is possible within the specific chemical designation, including all synthetic cannabinoid chemical analogues in such groups:

* * *
(9) (1-pentylindol-3-yl)-(2,2,3,3-tetramethylcyclopropyl)methane
(10) (1-(5-fluoropentyl)indol-3-yl)-(2,2,3,3-tetramethylcyclopropyl)methane

* * *"

Senator Mills moved to concur in the amendments proposed by the House.
ROLL CALL

The roll was called with the following result:

YEAS
- Mr. President
- Dorsey-Colomb
- Murray
- Adley
- Erdey
- Peacock
- Allain
- Gallot
- Perry
- Amedee
- Guillory
- Peterson
- Appel
- Heitmeier
- Riser
- Broome
- Johns
- Smith, G.
- Brown
- Lafleur
- Smith, J.
- Buffington
- Long
- Tarver
- Chabert
- Martin
- Thompson
- Crowe
- Mills
- Walsworth
- Donahue
- Morrell
- White

Total - 36

NAYS

Total - 0

ABSENT
- Claitor
- Crowe
- Kostelka
- Nevers

Total - 3

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

SENATE BILL NO. 231—
BY SENATORS MURRAY, MILLS AND THOMPSON AND REPRESENTATIVE THIBAUT
AN ACT
To enact R.S. 22:1006.1, relative to prior authorization forms; to provide with respect to the issuance and use of prior authorization forms; to provide for an effective date; 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 Insurance to Reengrossed Senate Bill No. 231 by Senator Murray

AMENDMENT NO. 1
On page 2, line 16, after “documentation,” delete the remainder of the line and insert in lieu thereof “A health insurance issuer may make such form

LEGISLATIVE BUREAU AMENDMENTS
Amendments proposed by Legislative Bureau to Reengrossed Senate Bill No. 231 by Senator Murray

AMENDMENT NO. 1
In House Committee Amendment No. 1 proposed by the House Committee on Insurance to Reengrossed Senate Bill No. 231 by Senator Murray, on page 1, line 3, change “such” to “the”

AMENDMENT NO. 2
On page 2, line 15, following “benefits,” and before “form” change “Such” to “The”

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

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.
- Appel
- Heitmeier
- Smith, J.
- Appel
- Heitmeier
- Tarver
- Brown
- LaFleur
- Thompson
- Johnson
- Smith, G.
- Brown
- LaFleur
- Smith, J.
- Brown
- LaFleur
- Thompson
- Buffington
- Long
- Tarver
- Buffington
- Long
- Walsworth
- Chabert
- Martin
- Thompson
- Crowe
- Mills
- Walsworth
- Donahue
- Morrell
- Ward
- Donahue
- Morrell
- White

Total - 35

NAYS

Total - 0

ABSENT
- Claitor
- Crowe
- Kostelka
- Nevers

Total - 4

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

SENATE BILL NO. 234—
BY SENATOR GARY SMITH AND REPRESENTATIVES BILLIOT, BROWN, GUILLORY, GIROD JACKSON, MILLER, ST. GERMAIN AND WILLMOTT
AN ACT
To amend and reenact R.S. 26:932(1) and (5) through (9), 933(B)(2), (D) and (E), 934(2) and (3), 935(A), (B)(1)(a), and (C), 936(B), and 937 and to enact R.S. 26:932(10) and 933(F), relative to alcoholic beverages and tobacco; to provide regarding the Louisiana Responsible Vendor Program; to create server permits for security personnel; to provide for definitions; to provide for training requirements and for certification; to provide for security personnel liability and for penalties, fines, suspension or revocation of a permit; to provide for permit fees; to provide for exemption from local training and licensing regulation in certain instances; 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 Judiciary to Reengrossed Senate Bill No. 234 by Senator Gary Smith

AMENDMENT NO. 1
On page 2, at the end of line 11, insert the following: “Security personnel” shall not include persons employed by hotels or motels which consist of sleeping rooms, cottages or cabins unless the person works primarily in an area on the licensed premises of a hotel or motel where the principal commodity sold is alcoholic beverages for consumption on the licensed premises.

AMENDMENT NO. 2
On page 3, line 21, after “include” delete the remainder of the line and line 22 in its entirety and insert “training on the subject matter as required by the provisions of Subsection C of this Section as well as”

AMENDMENT NO. 3
On page 3, line 24, change “customer” to “customers”

LEGISLATIVE BUREAU AMENDMENTS
Amendments proposed by Legislative Bureau to Reengrossed Senate Bill No. 234 by Senator Gary Smith
AMENDMENT NO. 1
In House Committee Amendment No. 3 proposed by the House Committee on Judiciary to Reengrossed Senate Bill No. 234 by Senator G. Smith, on line 13, following "line 24," insert "following "disruptive" and before and ",

AMENDMENT NO. 2
On page 3, line 23, following including and before but delete ,

AMENDMENT NO. 3
On page 3, line 24, following to and before handling delete ":

HOUSE FLOOR AMENDMENTS
Amendments proposed by Representative Miller to Reengrossed Senate Bill No. 234 by Senator Gary Smith

AMENDMENT NO. 1
On page 2, line 19, after completion delete the remainder of the line and insert of all required server or security personnel training courses and

AMENDMENT NO. 2
On page 4, line 7, after completion delete the remainder of the line and insert of all required server or security personnel training courses

AMENDMENT NO. 3
On page 5, at the end of line 19, change the to each

Senator Gary Smith moved to concur in the amendments proposed by the House.

ROLL CALL
The roll was called with the following result:

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

Total - 36

NAYS
Total - 0

ABSENT
Amedee
Kostelka

Total - 3

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

SENATE BILL NO. 271—
BY SENATOR PERRY AND REPRESENTATIVES BERTHELOT, CHAMPAGNE AND HENSgens
AN ACT
To enact Subpart DD of Part 1 of Chapter 1 of Subtitle II of Title 47 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 47:120.102, relative to donations of refunds; to provide for such donations to the Dreams Come True, Inc.; to provide for the administration and disbursement of donated monies; 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. 271 by Senator Perry

AMENDMENT NO. 1
On page 2, line 8, following B. and before DCT delete The

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

ROLL CALL
The roll was called with the following result:

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

Total - 37

NAYS
Total - 0

ABSENT
Kostelka

Total - 2

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

SENATE BILL NO. 324—
BY SENATOR PERRY
AN ACT
To amend and reenact R.S. 13:783(D)(7), relative to clerks of court; to provide relative to the clerk of court of Cameron Parish, East Feliciana Parish, Vermilion Parish, and West Feliciana Parish; to provide for an automobile expense allowance for the clerk of court of Cameron Parish, East Feliciana Parish, Vermilion Parish, and West Feliciana Parish; 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 Judiciary to Engrossed Senate Bill No. 324 by Senator Perry

AMENDMENT NO. 1
On page 1, line 2, change R.S. 13:783(D)(7) to R.S. 13:783(D)(1)(a) and (7)

AMENDMENT NO. 2
On page 1, line 3, delete Vermilion Parish, and before "and" insert "Franklin Parish, St. Charles Parish, Vermilion Parish, West Baton Rouge Parish,"

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

HOUSE COMMITTEE AMENDMENTS
Amendments proposed by House Committee on Judiciary to Reengrossed Senate Bill No. 234 by Senator Perry

AMENDMENT NO. 1
In line 13, following "line 24," insert "following "disruptive" and before and ",

AMENDMENT NO. 2
On page 3, line 23, following including and before but delete ,

AMENDMENT NO. 3
On page 3, line 24, following to and before handling delete ":

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

HOUSE COMMITTEE AMENDMENTS
Amendments proposed by House Committee on Judiciary to Engrossed Senate Bill No. 324 by Senator Perry

AMENDMENT NO. 1
On page 1, line 2, change R.S. 13:783(D)(7) to R.S. 13:783(D)(1)(a) and (7)

AMENDMENT NO. 2
On page 1, line 3, delete Vermilion Parish, and before "and" insert "Franklin Parish, St. Charles Parish, Vermilion Parish, West Baton Rouge Parish,"

The Chair declared the Senate concurred in the amendments proposed by the House.
AMENDMENT NO. 3
On page 1, line 5, delete "Vermilion Parish," and before "and" insert "Franklin Parish, St. Charles Parish, Vermilion Parish, West Baton Rouge Parish,"

AMENDMENT NO. 4
On page 1, line 8, change "R.S. 13:783(D)(7) is" to "R.S. 13:783(D)(1)(a) and (7) are"

AMENDMENT NO. 5
On page 1, line 11, after "D(1)" delete the asterisks and insert the following:

"(a)(i) Each of the clerks of the district courts is hereby authorized to purchase, out of any surplus in his salary fund, an automobile for the use of his office, after having first obtained the consent of the governing authority of the parish.

(ii) However, the consent of the governing authority shall not be necessary as to any clerk of court who prior to July 29, 1970, has purchased an automobile under authority of any previously enacted law."

AMENDMENT NO. 6
On page 1, line 13, after "East Feliciana Parish," and before "Iberia Parish" insert "Franklin Parish"

AMENDMENT NO. 7
On page 1, line 14, after "Red River Parish," and before "St. Tammany Parish" insert "St. Charles Parish"

AMENDMENT NO. 8
On page 1, line 15, after "Washington Parish," and before "and" insert "West Baton Rouge Parish."

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Claitor Kostelka Nevers
Total - 3

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

SENATE BILL NO. 341—
BY SENATOR CLAITOR

To amend and reenact R.S. 56:699.5(A) and (B) and 699.6 and to repeal R.S. 56:699.1 and 699.2, relative to the firearm and hunter education courses; to provide for firearm and hunter education requirements; to provide terms and conditions for exceptions from firearm and hunter education; 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 Natural Resources and Environment to Engrossed Senate Bill No. 341 by Senator Claaitor

AMENDMENT NO. 1
On page 1, line 16, after "born" delete "on or"

AMENDMENT NO. 2
On page 2, line 9, after "born" delete "on or"

AMENDMENT NO. 3
On page 2, at the end of line 16, delete "on or"

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Johns Kostelka Nevers
Total - 3

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

SENATE BILL NO. 399—
BY SENATORS WHITE, NEVERS AND THOMPSON

AN ACT

To amend and reenact R.S. 12:403(2) and 407, relative to electric cooperatives; to provide relative to powers and bylaws; to provide for perpetual existence of cooperatives in certain circumstances; to provide relative to adoption, amendment, or repeal of bylaws; to provide certain terms, conditions, and requirements; to provide for the board of directors taking certain actions without authorization of the members of the cooperative; 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. 399 by Senator White
AMENDMENT NO. 1
On page 3, line 8, following "franchises," and before "permits" change "and" to "or."

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

ROLL CALL
The roll was called with the following result:

YEAS

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<th>Party</th>
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</thead>
<tbody>
<tr>
<td>Mr. President</td>
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<td>Crowe</td>
<td>Morell</td>
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<tr>
<td>Donahue</td>
<td>Morrish</td>
</tr>
<tr>
<td>Total - 36</td>
<td></td>
</tr>
</tbody>
</table>

NAYS

Total - 0

ABSENT

Kostelka Nevers
Total - 2

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

SENATE BILL NO. 625— (Substitute of Senate Bill No. 609 by Senator Murray)

BY SENATOR MURRAY

AN ACT
To amend and reenact R.S. 13:477 (introductory paragraph), 691(A), 1306, 1307, 1311, 1312, 1381.2, and 1594, and R.S. 44:181, to enact R.S. 13:1213.2 and 1336(D), to repeal R.S. 13:474.1, 477(41), 621.42 through 621.46, 714.1, 714.2, 751.1, 751.2 through 751.5, 841.3, 983, 996.62 through 996.64, R.S. 44:181.5 and 181.6, and Sections 6, 8, 9, 22, and 31 of Act No. 621 of the 2006 Regular Session of the Legislature, and to provide for certain provisions of Section 19 of Act No. 621 of the 2006 Regular Session of the Legislature as amended by Act No. 675 and Act No. 873 of the 2008 Regular Session of the Legislature and Act No. 340 of the 2011 Regular Session of the Legislature, relative to courts and judicial procedure; to provide relative to the civil and criminal district courts and juvenile court of the parish of Orleans; to repeal provisions relative to the consolidation of the civil and criminal district courts of Orleans Parish into the Forty-First Judicial District Court and their respective clerks; to repeal effective dates for repeals of provisions related to the civil and criminal district courts and the abolition of the juvenile court of Orleans Parish; to provide that certain provisions of law that would have otherwise been repealed shall remain in effect; to provide for the distribution of fees collected in the Civil District Court; to provide for the salaries of the civil and criminal district court judges and certain family and juvenile court judges; to provide exclusive jurisdiction to the magistrate and criminal district court judges and commissioners to set certain bonds and release certain defendants; to provide relative to terms of office and elections for Orleans Parish Juvenile Court judges; to direct the Louisiana State Law Institute to redesignate certain statutory provisions; 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 Judiciary to Reengrossed Senate Bill No. 625 by Senator Murray

AMENDMENT NO. 1
On page 1, line 3, after "R.S. 13:1213.2" and before the comma "and" delete "and 1336(D)"

AMENDMENT NO. 2
On page 2, line 29, after "R.S. 13:1213.2" delete the remainder of the line and insert "is"

LEGISLATIVE BUREAU AMENDMENTS
Amendments proposed by Legislative Bureau to Reengrossed Senate Bill No. 625 by Senator Murray

AMENDMENT NO. 1
On page 1, line 4, following "621.41" and before "through" delete ", 621.42"

AMENDMENT NO. 2
On page 1, line 4, following "751.1" and before the end of the line delete ",,"

AMENDMENT NO. 3
On page 1, line 5, following the beginning of the line and before "through" delete "751.2"

AMENDMENT NO. 4
On page 1, line 9, following "Legislature" and before "and" delete ",,"

AMENDMENT NO. 5
On page 4, line 7, delete "*     *     *"

AMENDMENT NO. 6
On page 5, line 2, following "file the" and before "with" change "same" to "audit"

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

ROLL CALL
The roll was called with the following result:

YEAS

<table>
<thead>
<tr>
<th>Name</th>
<th>Party</th>
</tr>
</thead>
<tbody>
<tr>
<td>Mr. President</td>
<td>Dorsey-Colomb</td>
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<tr>
<td>Adley</td>
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<td>Morell</td>
</tr>
<tr>
<td>Donahue</td>
<td>Morrish</td>
</tr>
<tr>
<td>Total - 37</td>
<td></td>
</tr>
</tbody>
</table>

NAYS

Total - 0

ABSENT

Kostelka Nevers
Total - 2

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

Senator Morrell stated his voting machine was voted in error. He was not present in the Senate Chamber when the vote was taken on Senate Bill No. 625. He asked that the Official Journal so state.

SENATE BILL NO. 667—
BY SENATOR GARY SMITH
AN ACT
To amend and reenact R.S. 32:402.1(A)(1)(a) and the introductory paragraph of 402.1(A)(2), relative to driver education; to provide relative to the requirements for driver education for persons who are less than eighteen years of age and for persons who are eighteen years of age or older; to provide relative to classroom instruction and actual driving instruction; 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 Transportation, Highways, and Public Works to Engrossed Senate Bill No. 667 by Senator Gary Smith

AMENDMENT NO. 1
On page 2, line 1, after “instruction.”, insert “A person shall not be allowed to receive more than four hours of actual driving instruction on any single calendar day.”

AMENDMENT NO. 2
On page 2, line 13, after “instruction.” insert, “A person shall not be allowed to receive more than four hours of actual driving instruction on any single calendar day.”

Senator Gary Smith moved to concur in the amendments proposed by the House.

ROLL CALL
The roll was called with the following result:

YEAS
Mr. President Cortez Martiny
Adley Crowe Morrell
Allain Donahue Peacock
Amedee Guillory Riser
Appel Heitmeier Smith, J.
Broome Johns Thompson
Buffington Kostelka Walsworth
Chabert LaFleur White
Claitor Long
Total - 26

NAYS
Brown Morrish Smith, G.
Dorsey-Colomb Murray Tarver
Gallot Perry
Mills Peterson
Total - 10

ABSENT
Erdey Nevers Ward
Total - 3

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

Senate Concurrent Resolutions on Third Reading and Final Passage

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.

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

ROLL CALL
The roll was called with the following result:

YEAS
Mr. President Cortez Martiny
Adley Crowe Morrell
Allain Donahue Peacock
Amedee Guillory Riser
Appel Heitmeier Smith, J.
Broome Johns Thompson
Buffington Kostelka Walsworth
Chabert LaFleur White
Claitor Long
Total - 26

NAYS
Brown Morrish Smith, G.
Dorsey-Colomb Murray Tarver
Gallot Perry
Mills Peterson
Total - 10

ABSENT
Erdey Nevers Ward
Total - 3

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

Rules Suspended
Senator Claitor asked for and obtained a suspension of the rules to pass over Senate Bills on Third Reading and Final Passage.

Senate Bills and Joint Resolutions on Third Reading and Final Passage, Subject to Call
Called from the Calendar

Senator Claitor asked that Senate Bill No. 726 be called from the Calendar.

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.
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
- Adley: Dorsey-Colomb
- Allain: Erdey
- Amedee: Gallot
- Appel: Guillory
- Broome: Heitmeier
- Brown: Johns
- Buffington: Kostelka
- Chabert: LaFleur
- Claitor: Long
- Cortez: Martiny
- Donahue: Mills
- Total: 33

**NAYS**

- Morrell
- Total: 3

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

**SENATE BILL NO. 226—**

**AN ACT**

To enact R.S. 42:1123(42), relative to the code of governmental ethics; to provide for an exception to the prohibition of a public servant from doing business with a person who has a business relationship with the agency of the public servant under certain circumstances; and to provide for related matters.

**Floor Amendments**

Senator Long proposed the following amendments.

**AMENDMENT NO. 1**

On page 1, line 15, after "municipality" insert: ", or a legal entity in which an elected official of a parish governing authority of a parish with a population of twenty-three thousand or less according to the latest federal decennial census has a controlling interest from bidding on or contracting with a public utility company if the only relationship the governing authority has with the public utility company is a standard, non-exclusive franchise agreement"

On motion of Senator Long, the amendments were adopted.

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

- Mr. President: Donahue
- Adley: Dorsey-Colomb
- Allain: Erdey
- Amedee: Gallot
- Appel: Guillory
- Broome: Heitmeier
- Brown: Johns
- Buffington: Kostelka
- Chabert: LaFleur
- Claitor: Long
- Cortez: Martiny
- Crowe: Mills
- Donahue: Morrish
- Total: 38

**NAYS**

- Total: 0

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

**SENATE BILL NO. 371—**

**AN ACT**

To enact R.S. 40:1300.332, relative to Medicaid; to provide for the Department of Health and Hospitals upper payment limit mechanism for outpatient behavioral health services for certain Medicaid recipients; to provide for rules and regulations; 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
- Adley: Dorsey-Colomb
- Allain: Erdey
- Amedee: Gallot
- Appel: Guillory
- Broome: Heitmeier
- Brown: Johns
- Buffington: Kostelka
- Chabert: LaFleur
- Claitor: Long
- Cortez: Martiny
- Crowe: Mills
- Donahue: Morrish
- Total: 38

**NAYS**

- Total: 0

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

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Long to Engrossed Senate Bill No. 226 by Senator Morrish.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

- Mr. President: Donahue
- Adley: Dorsey-Colomb
- Allain: Erdey
- Amedee: Gallot
- Appel: Guillory
- Broome: Heitmeier
- Brown: Johns
- Buffington: Kostelka
- Chabert: LaFleur
- Claitor: Long
- Cortez: Martiny
- Crowe: Mills
- Donahue: Morrish
- Total: 38

**NAYS**

- Total: 0

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

**ABSENT**

- Nevers
- Total: 1
The Chair declared the bill was passed and ordered it sent to the House. Senator Heitmeier moved to reconsider the vote by which the bill was passed and laid the motion on the table.

SENATE BILL NO. 423—
BY SENATOR CLAITOR
AN ACT
To enact R.S. 51:122(D), relative to contracts, combinations, and conspiracies in restraint of trade or commerce; to exempt officers and employees acting on behalf of the same entity from such provisions; and to provide for related matters.

The bill was read by title. Senator Claitor moved to reconsider the vote by which the bill was passed and laid the motion on the table.

ROLL CALL

The bill was read by title. Senator Claitor moved to reconsider the vote by which the bill was passed and laid the motion on the table.

SENATE BILL NO. 555—
BY SENATOR ADLEY
AN ACT
To amend and reenact R.S. 30:29(C)(1), (2), and (3) and to enact R.S. 30:29(B)(5), (6), (7), and (L), relative to the remediation of oilfield sites and exploration and production sites; to provide for the admission or finding of liability by certain parties; to provide for the issuance of subpoenas for certain individuals and the procedure for a preliminary hearing; to suspend the prescriptive period for cases involving environmental damage; to provide for indemnification; to provide terms, conditions, requirements, and procedures; 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. 555 by Senator Adley

AMENDMENT NO. 1
On page 6, line 15, at the beginning of the line change "(C)(3)(b)(1)" to "(i) of this Subparagraph"

On motion of Senator Alario, the amendments were adopted.

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

ROLL CALL
The roll was called with the following result:

YEAS

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

NAYS
Total  0

ABSENT
Total  2


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

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

Called from the Calendar

Senator Perry asked that Senate Bill No. 687 be called from the Calendar.

SENATE BILL NO. 687—

BY SENATOR PERRY

AN ACT

To amend and reenact R.S. 14:98(B)(1) and (2), (C)(1) and (3), (D)(1)(a) and (b)(i), and (E)(1)(b)(i), and to enact R.S. 14:98(B)(3), (C)(4), (D)(4), and (E)(5), relative to the crime of operating a vehicle while intoxicated; to provide relative to sentencing guidelines for conviction of operating a vehicle while intoxicated; and to provide for related matters.

Floor Amendments

Senator Martiny sent up floor amendments.

Floor Amendments

Senator Alario proposed the following amendments.

Floor Amendments

Senator Alario proposed the following amendments.
SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Martiny on behalf of the Legislative Bureau to Engrossed Senate Bill No. 687 by Senator Perry

AMENDMENT NO. 1
On page 4, line 7, following "treatment of" delete "such"

AMENDMENT NO. 2
On page 4, line 8, following "publish" change "such" to "the"

AMENDMENT NO. 3
On page 4, line 14, following "provide" delete "such"

AMENDMENT NO. 4
On page 4, line 16, following "with" change "such" to "the"

AMENDMENT NO. 5
On page 4, line 22, following "in" change "such" to "the"

AMENDMENT NO. 6
On page 6, line 25, following "of" delete "such"

AMENDMENT NO. 7
On page 6, line 26, following "publish" change "such" to "the"

AMENDMENT NO. 8
On page 7, line 3, following "provide" delete "such"

AMENDMENT NO. 9
On page 7, line 5, following "with" change "such" to "the"

AMENDMENT NO. 10
On page 7, line 11, following "in" change "such" to "the"

On motion of Senator Martiny, the amendments were adopted.

Floor Amendments

Senator Perry proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Perry to Engrossed Senate Bill No. 687 by Senator Perry

AMENDMENT NO. 1
On page 1, line 2, after "reenact" delete the remainder of the line and delete line 3 and insert "the introductory paragraph of R.S. 14:98(B)(1), the introductory paragraph of 98(C)(1) and (3), and (D)(1)(a) and to enact R.S. 14:98(B)(2)(c), relative to the"

AMENDMENT NO. 2
On page 1, line 8, after "Section 1." delete the remainder of the line and delete lines 9 and 10 and insert the following: "The introductory paragraph of R.S. 14:98(B)(1), the introductory paragraph of 98(C)(1) and (3), and (D)(1)(a) are hereby amended and reenacted and R.S. 14:98(B)(2)(c) is enacted to read as follows:"

AMENDMENT NO. 3
On page 2, delete lines 5 through 29 and insert the following: "(2)(a)"

AMENDMENT NO. 4
On page 3, delete lines 1 through 17

AMENDMENT NO. 5
On page 3, line 19, after "the crime of" delete the remainder of the line and on line 20, delete "in violation of R.S. 14:32.1, or"
The bill was read by title. Senator Guillory moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

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<td>Mr. President</td>
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<td>Morrell</td>
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The Chair declared the bill was passed and ordered it sent to the House. Senator Guillory moved to reconsider the vote by which the bill was passed and laid the motion on the table.

Rules Suspended

Senator Thompson asked for and obtained a suspension of the rules to pass over House Concurrent Resolutions Reported by Committee to be adopted.

House Bills and Joint Resolutions on Third Reading and Final Passage

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.

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:

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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. 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.

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

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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. 37—

BY REPRESENTATIVE GISCLAIR

AN ACT

To enact R.S. 33:447.9, relative to the Mayor's Court of the town of Lockport; to provide for additional court costs for violations of municipal ordinances; to provide for the use of additional funds; and to provide for related matters.

The bill was read by title. Senator Chabert moved the final passage of the bill.
ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 37

NAYS

Total - 0

ABSENT

Morrell  Nevers

Total - 2

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

HOUSE BILL NO. 103—

BY REPRESENTATIVE THIERRY

AN ACT

To amend and reenact R.S. 13:783(D)(1)(a) and (7), relative to the clerks of court for East Feliciana Parish, West Feliciana Parish, and St. Landry Parish; to exempt the clerks of court for East Feliciana Parish, West Feliciana Parish, and St. Landry Parish from obtaining consent from the governing authority to purchase an automobile; to authorize an automobile expense allowance for the East Feliciana Parish, West Feliciana Parish, and St. Landry Parish clerks of court; to require automobile insurance for bodily injury and property damage; to allocate surplus funds to the expense allowance; to prohibit additional expenses from being paid by the state or local governing authority; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 37

NAYS

Total - 0

ABSENT

Morrell  Nevers

Total - 2

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

HOUSE BILL NO. 126—

BY REPRESENTATIVES DIXON AND BROADWATER

AN ACT

To enact R.S. 23:1203.1(O) and 1294(C), relative to the Workers' Compensation; to provide for immunity from legal proceedings to the Medical Advisory Council; to provide for immunity from legal proceedings to the Workers' Compensation Advisory Council; to provide with respect to subpoenas; and to provide for related matters.

The bill was read by title. Senator Murray 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
Broome  Johns  Smith, G.
Brown  Kostelka  Smith, J.
Buffington  LaFleur  Tarver
Chabert  Long  Thompson
Claitor  Martiny  Walsworth
Cortez  Mills  Ward
Crowe  Morrish  White
Donahue  Murray  White

Total - 37

NAYS

Total - 0

ABSENT

Appel  Nevers

Total - 2

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. 166—

BY REPRESENTATIVE LEGER

AN ACT

To enact Children's Code Article 603(15)(j), relative to the mandatory reporting of child abuse; to provide for the addition of certain coaches to the statutory list of mandatory reporters; 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
Broome  Johns  Smith, G.
Brown  Kostelka  Smith, J.
Buffington  LaFleur  Tarver
Chabert  Long  Thompson
Claitor  Martiny  Walsworth
Cortez  Mills  Ward
Crowe  Morrish  White
Donahue  Murray  White

Total - 37

NAYS

Total - 0

ABSENT

Appel  Nevers

Total - 2

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

**R O L L C A L L**

The roll was called with the following result:

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<td>Total - 2</td>
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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. 326—**

*By Representative Willmott*

**AN ACT**

To amend and reenact Children’s Code Articles 1421, 1422(A)(1) and (2), and 1423(A)(2) and to enact Children’s Code Article 1404(23) and (24), relative to the emergency certificate admission procedure; to provide for definitions; to authorize a family psychiatric mental health nurse practitioner or psychologist to execute an emergency certificate under certain circumstances; to require the inclusion of the date that an examination was conducted by a family psychiatric mental health nurse practitioner or psychologist on the emergency certificate; to require the director of a treatment facility to provide the parish coroner with the name of the family psychiatric mental health nurse practitioner or psychologist that executed an emergency certificate for a minor’s admission to treatment; and to provide for related matters.

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

**R O L L C A L L**

The roll was called with the following result:

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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.

**Explanation of Vote**

Senator Riser stated he intended to vote nay on House Bill No. 222, and asked that the Official Journal so state.

**HOUSE BILL NO. 326—**

*By Representative Willmott*

**AN ACT**

To amend and reenact Children’s Code Articles 1421, 1422(A)(1) and (2), and 1423(A)(2) and to enact Children’s Code Article 1404(23) and (24), relative to the emergency certificate admission procedure; to provide for definitions; to authorize a family psychiatric mental health nurse practitioner or psychologist to execute an emergency certificate under certain circumstances; to require the inclusion of the date that an examination was conducted by a family psychiatric mental health nurse practitioner or psychologist on the emergency certificate; to require the director of a treatment facility to provide the parish coroner with the name of the family psychiatric mental health nurse practitioner or psychologist that executed an emergency certificate for a minor’s admission to treatment; and to provide for related matters.

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

**R O L L C A L L**

The roll was called with the following result:

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<tr>
<th>ABSENT</th>
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<tbody>
<tr>
<td>Appel</td>
<td>LaFleur</td>
<td>Nevers</td>
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<td>Total - 5</td>
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</table>

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.
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:

<table>
<thead>
<tr>
<th>YEAS</th>
<th>NAYS</th>
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<tbody>
<tr>
<td>Mr. President Dorsey-Colomb Morrish</td>
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<tr>
<td>Adley Erdey Murray</td>
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<td>Allain Gallot Peacock</td>
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<td>Amedee Guillory Perry</td>
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<td>Broome Heitmeier Peterson</td>
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<td>Brown Johns Riser</td>
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<td>Buffington Kostelka Smith, G.</td>
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<td>Chabert LaFleur Smith, J.</td>
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<td>Claitor Long Tarver</td>
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<td>Donahue Morrell White</td>
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<td>Appel Nevers White</td>
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<td>Total - 3</td>
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</table>

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. 446—BY REPRESENTATIVE LOPINTO

AN ACT

To enact R.S. 4:735(D), relative to violations of the Charitable Raffles, Bingo and Keno Licensing Law; to prohibit persons associated or affiliated with charitable gaming licensees from benefiting from net gaming proceeds; to provide for exceptions; to provide for definitions; and to provide for related matters.

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

### ROLL CALL

The roll was called with the following result:

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<tr>
<td>Mr. President Gallot Murray</td>
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<td>Adley Guillory Perry</td>
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<td>Amedee Heitmeier Peterson</td>
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<td>Appel Nevers Ward</td>
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</table>
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. 450—**

By Representative Abramson

**AN ACT**

To amend and reenact R.S. 9:4823(A)(introductory paragraph) and (2), 4831(A), 4833(E), 4835(A) and (B), 4862(B)(3), 4865(C), 4872(A) and (B), and 4885(C), relative to claims and privileges; to provide for a one-year time limitation within which to file a suit to enforce a Private Works Act privilege; to provide with respect to a notice of pendency of action; to provide for technical corrections; 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:

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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. 452—**

By Representative Abramson

**AN ACT**

To amend and reenact R.S. 13:4344.1(A)(introductory paragraph), (6), and (7), (D), (E), and (F) and to enact R.S. 13:4344.1(G) and (H), relative to inscriptions on mortgage certificates; to provide for deletion of inscriptions; to delete antiquated references to the recorder of mortgages for Orleans Parish; to provide for technical corrections; to provide for inscriptions of cancelled and prescribed mortgages; to provide for retroactive application; 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. 452 by Representative Abramson

**AMENDMENT NO. 1**

On page 3, line 6, change "cancelled" to "canceled"

On motion of Senator Appel, the amendments were adopted.
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. 455—
BY REPRESENTATIVE ABRAMSON

To amend and reenact R.S. 9:371 and Code of Civil Procedure Article 3604(B)(introductory paragraph) and (3) and to enact Code of Civil Procedure Article 3604(D) and (E), relative to injunctions; to provide for service of injunctions, preliminary injunctions, and temporary restraining orders; to provide for liability of federally insured financial institutions for compliance with injunctions, preliminary injunctions, and temporary restraining orders; 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  Peacock
Adley  Gallot  Perry
Allain  Guillory  Peterson
Amedee  Heitmeier  Riser
Appel  Johns  Smith, G.
Broume  Kostelka  Smith, J.
Brown  LaFleur  Tarver
Buffington  Long  Thompson
Chabert  Martiny  Walsworth
Cortez  Mills  Ward
Crowe  Morrell  White
Donahue  Morrish
Dorsey-Colomb  Murray
Total - 37

NAYS

Total - 0

ABSENT

Claitor  Nevers
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. 469—
BY REPRESENTATIVE ABRAMSON

To amend and reenact R.S. 9:2092 and Code of Civil Procedure Article 3604(B)(introductory paragraph) and (3) and to enact Code of Civil Procedure Article 3604(D) and (E), relative to injunctions; to provide for service of injunctions, preliminary injunctions, and temporary restraining orders; to provide for liability of federally insured financial institutions for compliance with injunctions, preliminary injunctions, and temporary restraining orders; and to provide for related matters.

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

Floor Amendments

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.

AMENDMENT NO. 1
On page 1, line 3 after "9:" and before "2262.2(B)(3)" delete "2092(B)(3) and"

AMENDMENT NO. 2
On page 1, line 9 after "9:" and before "2262.2(B)(3)" delete "2092(B)(3) and"

AMENDMENT NO. 3
On page 1, at the beginning of line 19 after "(2)" delete the remainder of the line and delete lines 20 and 21, and on page 2 delete lines 1 through 3

AMENDMENT NO. 4
On page 2, at the beginning of line 4 delete "(3)"

On motion of Senator Claitor, the amendments were adopted.

Floor Amendments

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.

AMENDMENT NO. 5
On page 1, delete lines 2 through 3 and insert "To amend and reenact R.S. 9:2092(A) and (B)(1)(f) and (2) and 2262.2(A) and (B)(1)(g) and (2), and to enact R.S. 9:2092(B)(3) and 2262.2(B)(3), relative to property held in a trust; to provide for recordation of"

AMENDMENT NO. 6
On page 1, delete lines 1 through 5 and insert ""Section 1. R.S. 9:2092(A) and (B)(1)(f) and (2) and 2262.2(A) and (B)(1)(g) and (2) are hereby amended"

AMENDMENT NO. 7
On page 1, delete lines 17 through 21 and insert "B. (1) For purposes of recording an extract of a trust instrument, such an extract shall be executed by either the settlor or the trustee and shall include all of the following:

(f) A description of the immovable property or other property subject to the trust, the title to which must be recorded in order to affect third persons, then the extract shall contain a brief legal description of the property.

(2) Unless the trust and abstract of trust recite or otherwise note any modification or restriction of the trustee's power or duties, the trustee shall have all of the powers and duties granted to trustees under the Louisiana Trust Code.

AMENDMENT NO. 8
On page 2, delete lines 1 through 3

AMENDMENT NO. 9
On page 2, line 4, change "(3)" to "(3)"

AMENDMENT NO. 10
On page 2, delete lines 23 through 28 and insert "B.(1) For purposes of recording an extract of a trust instrument, such an extract of a trust instrument either shall be in such form and contain such information as may be lawful under the law of the jurisdiction which the parties have expressly chosen to govern the trust, or shall be executed by either the settlor or the trustee and shall include all of the following:

(g) A description of the immovable property or other property subject to the trust. If the trust instrument also contains a transfer of immovable property or other property to the trust, the title to which
must be recorded in order to affect third persons, then the extract shall contain a brief legal description of the property.

(2) Unless the trust and abstract of trust recite or otherwise note any modification or restriction of the trustee's power or duties, the trustee shall have all of the powers and duties granted to trustees under the Louisiana Trust Code.

AMENDMENT NO. 7
On page 3, delete lines 1 and 2

AMENDMENT NO. 8
On page 3, line 3, change "(3)" to "(2) (3)"

AMENDMENT NO. 9
On page 3, delete lines 10 and 11

On motion of Senator Murray, 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:

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<table>
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<tr>
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<tbody>
<tr>
<td>Mr. President</td>
<td>Dorsey-Colomb</td>
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<td>Adley</td>
<td>Erdey</td>
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<td>Allain</td>
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<td>Broome</td>
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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. 470—
BY REPRESENTATIVE ABRAMSON
AN ACT
To amend and reenact R.S. 35:2.1(A), relative to notaries; to provide for the execution of an act of correction; to provide for notaries who may execute an act of correction; to provide for the form of the act of correction; 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:

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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. 535—
BY REPRESENTATIVE JAY MORRIS
AN ACT
To amend and reenact R.S. 9:4422(introductory paragraph) and (3), relative to obligations secured by mortgages or privileges; to provide with the respect to promissory notes; 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:

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NAYS

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ABSENT

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<td>Donahue</td>
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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. 543—
BY REPRESENTATIVES SMITH AND TERRY LANDRY
AN ACT
To amend and reenact R.S. 15:574.4(B), relative to parole; to amend provisions relative to parole eligibility for certain offenders; to provide for parole eligibility for offenders sentenced to life imprisonment; to provide for exceptions; to provide for conditions for eligibility; 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

Allain    Heitmeier    Morrell
Broome    Johns        Morrish
Brown     LaFleur      Murray
Buffington Long        Peterson
Dorsey-Colomb Martiny    Tarver
Gallot    Mills        White
Total - 18

NAYS

Mr. President Crowe    Martiny
Adley     Donahue      Morrell
Amedee    Erdey        Murray
Appel     Gallot       Peacock
Broome    Guillory     Peterson
Brown     Heitmeier    Smith, G.
Buffington Johns        Smith, J.
Chabert    Kostelka    Tarver
Claitor    LaFleur     Thompson
Cortez     Long        Ward
Total - 33

ABSENT

Nevers    Smith, G.
Total - 2

The Chair declared the bill failed to pass.

Notice of Reconsideration

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

Explanation of Vote

Senator Heitmeier stated he intended to vote nay on House Bill No. 543, and asked that the Official Journal so state.

HOUSE BILL NO. 464—
BY REPRESENTATIVE ABRAMSON
AN ACT
To amend and reenact Code of Civil Procedure Article 123(A) and Civil Code Article 38 and to enact Code of Civil Procedure Articles 593.1 and 593.2, relative to civil procedure; to provide relative to domicile; to provide for the domicile of juridical persons; to provide for certain procedures for class actions; and to provide for related matters.

Floor Amendments

Senator Martiny proposed the following amendments.

SENATE FLOOR AMENDMENTS

 Amendments proposed by Senator Martiny to Reengrossed House Bill No. 464 by Representative Abramson

AMENDMENT NO. 1
Delete Committee Amendments Nos. 1, 2, 3, and 6 proposed by the Senate Committee on Judiciary A and adopted by the Senate on May 16, 2012.

Senator Martiny moved the adoption of the amendments.

Senator Perry objected.

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Nevers    Riser        White
Total - 6

The Chair declared the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Crowe    Martiny
Adley     Donahue      Morrell
Allain    Dorsey-Colomb Morrish
Amedee    Erdey        Murray
Appel     Gallot       Peacock
Broome    Guillory     Peterson
Brown     Heitmeier    Smith, G.
Buffington Johns        Smith, J.
Chabert    Kostelka    Tarver
Claitor    LaFleur     Thompson
Cortez     Long        Ward
Total - 33

NAYS

Total - 0

ABSENT

Mills    Perry        Walsworth
Nevers    Riser        White
Total - 6

The Chair declared the amendments were adopted.

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

The roll was called with the following result:

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<th>YEAS</th>
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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. 766—**

**BY REPRESENTATIVE LIGI**

AN ACT

To amend and reenact R.S. 40:1299.39.1(A)(1)(b)(ii) and (B)(2), 1299.44(A)(3), (D)(2)(b)(xiv) and (5), 1299.47(A)(1)(b)(ii) and (B)(2) and (3), to enact R.S. 40:1299.39.1(A)(6) and 1299.47(A)(6), and to repeal R.S. 40:1299.44(A)(7)(e), relative to medical review; to provide relative to the state medical review panel; to provide for the Patient's Compensation Fund; to provide relative to the surcharge levied on health care providers; to provide for time limitations; to provide relative to proper parties to remit the surcharge to the Patient's Compensation Fund; to provide for procedure of board meetings; to provide for requests for review of a malpractice claim; to provide relative to raising peremptory exceptions; 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:

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The Chair declared the amended 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. 581—**

**BY REPRESENTATIVE LEGER**

AN ACT

To enact Code of Criminal Procedure Article 334.4, relative to bail; to provide for the reinstatement of bail in certain cases; to provide for the circumstances in which bail may be reinstated; and to provide for related matters.

Floor Amendments

Senator Morrell proposed the following amendments.

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Morrell to Engrossed House Bill No. 581 by Representative Leger

AMENDMENT NO. 1

On page 1, after line 16, insert the following:

"B. Judges for the Criminal District Court, including the Magistrate Judge and Commissioners, for the parish of Orleans shall have exclusive jurisdiction to set state misdemeanor and felony bonds and exclusive jurisdiction to release a defendant on state misdemeanor and felony bonds. Orleans Parish district judges with criminal jurisdiction sitting en banc shall establish rules effectuating telephonic communication and verification of bonds and releases."

AMENDMENT NO. 2

On page 1, line 15, delete "B." and insert "C."

On motion of Senator Morrell, the amendments were adopted.

The bill was read by title. Senator Murray moved the final passage of the amended bill.
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. 781—
BY REPRESENTATIVE PYLANT
AN ACT
To amend and reenact R.S. 32:666(A)(1)(a)(ii), (2)(introductory paragraph), and (3), relative to chemical tests for suspected drunken drivers; to provide for the administration of multiple chemical tests; and to provide for related matters.

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

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

The bill was read by title. Senator Thompson 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 Guillory Peterson
Amedee Heitmeier Riser
Appel Johns Smith, G.
Broule Kostelka Smith, J.
Brown LaFleur Tarver
Buffington Long Thompson
Chabert Martiny Walsworth
Cortez Mills Ward
Crowe Morrish White
Donahue Murray
Total - 35

NAYS

Total - 0

ABSENT
Claitor Morrell
Gallot Nevers
Total - 4

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. 912—
BY REPRESENTATIVE NANCY LANDRY
AN ACT
To amend and reenact Children's Code Articles 1247 through 1250 and 1252(A), relative to intrafamily adoptions; to provide relative to notice to certain persons; to provide for the filing of an answer; to provide for redacting of social security numbers; to provide for service of process; to provide relative to investigations by the Department of Children and Family Services; and to provide for related matters.

Floor Amendments
Senator Martiny proposed the following amendments.

SENATE FLOOR AMENDMENTS
Amendments proposed by Senator Martiny to Engrossed House Bill No. 912 by Representative Nancy Landry

AMENDMENT NO. 1
On page 1, line 2, after "Articles" insert "1187, 1188(C)," and after "1252(A)" insert "and to enact R.S. 40:800"

AMENDMENT NO. 2
On page 1, line 6, after "Services;" insert "to provide for access to original birth certificate by certain persons;"

AMENDMENT NO. 3
On page 1, line 8, after "Articles" insert "1187, 1188(C),"

AMENDMENT NO. 4
On page 1, between lines 9 and 10 insert: "Art. 1187. Court records of proceedings Except as provided in R.S. 40:80, all court records of adoption proceedings shall be confidential and shall not be open to inspection except on written authorization by the court and there shall be no publication thereof."

AMENDMENT NO. 5
On page 4, after line 19, insert the following:

"Section 2. R.S. 40:80 is hereby enacted to read as follows:
§80. Intrafamily adoption; certified copy of original birth certificate Notwithstanding any provision of law to the contrary:
(1) A certified copy of an original birth certificate sealed at any time as a result of an intrafamily adoption, as provided in Children's Code Articles 1243 et seq., shall be obtained upon written request to the state registrar by any of the following:
(a) The person adopted through such intrafamily adoption.
(b) A member of the immediate or surviving family of such adopted person, or named in a court proceeding as a member of the immediate or surviving family of such adopted person, or the beneficiary of an insurance policy or trust of the adopted person, or an attorney who makes a written declaration that he is a legal representative of any of these persons.
(2) The written request to the state registrar shall include the name of the biological mother and the name of the biological father of the person adopted through such intrafamily adoption. Prior to the issuance of a certified copy of the birth certificate, the state registrar shall verify the accuracy of the name of the biological mother and the name of the biological father included in the written request. In order for the state registrar to complete the request, the names of the biological mother and father shall be accurate."

Senator Martiny moved the adoption of the amendments.

Senator Claitor objected.

ROLL CALL
The roll was called with the following result:

YEAS
Amedee Johns Murray
Appel Kostelka Peacock
Broome Long Peterson
Buffington Martiny Smith, G.
Crowe Morrell Smith, J.
Dorsey-Colomb Morrish White
Total - 18
38th DAY'S PROCEEDINGS

Page 53  SENATE
May 21, 2012

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 30

NAYS

Crowe  Long  Walsworth
Kostelka  Riser  Walsworth

Total - 5

ABSENT

Claitor

Total - 4

The Chair declared the bill was passed and ordered it returned to the House. Senator Amedee moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 35

NAYS

Crowe

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. 1116—

BY REPRESENTATIVE BADON

AN ACT

To amend and reenact R.S. 14:35.3(D)(introductory paragraph), relative to domestic abuse battery; to increase the minimum mandatory sentence for second offense domestic abuse battery; to require participation in a domestic abuse prevention program; and to provide for related matters.

The bill was read by title. Senator Morrell 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  Peacock
Allain  Guillory  Peterson
Amedee  Heitmeier  Riser
Appel  Johns  Smith, G.
Broome  Kostelka  Smith, J.
Brown  Long  Tarver
Buffington  Martiny  Thompson
Chabert  Mills  Ward
Cortez  Morrish  White
Donahue  Morrell

Total - 35

NAYS

Claitor

Total - 1

ABSENT

Gallot

Total - 3

The Chair declared the bill was passed and ordered it returned to the House. Senator Amedee moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 15
NAYS

Claitor

Total - 6

The Chair declared the amendments were adopted.

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

HOUSE BILL NO. 941—

BY REPRESENTATIVE ABRAMSON

AN ACT

To amend and reenact R.S. 9:4821 and to enact R.S. 9:4820(D), relative to the Private Works Act; to provide for effective dates of privileges; to provide for priority of privileges; 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  Allain  Peacock
Adley  Donahue  Perry
Allain  Guillory  Thompson
Brown  Heitmeier  Walsworth
Chabert  Heitmeier  Thompson
Claitor  Mills  Ward

Total - 15

ABSENT

Adley  Gallot  Nevers

Total - 6

The Chair declared the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 30
NAYS

Claitor

Total - 0

ABSENT

Gallot

Total - 4

The Chair declared the bill was passed and ordered it returned to the House. Senator Claitor moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 35

ABSENT

Gallot

Total - 3

The Chair declared the bill was passed and ordered it returned to the House. Senator Claitor moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 30

NAYS

Claitor

Total - 0

ABSENT

Gallot

Total - 4

The Chair declared the bill was passed and ordered it returned to the House. Senator Claitor moved the final passage of the bill.
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. 1144— (Substitute for House Bill No. 953 by Representative Leger)  
BY REPRESENTATIVE LEBER AND SENATOR MURRAY  
AN ACT  
To amend and reenact R.S. 13:477(introductory paragraph), 691(A), 1306, 1307, 1311, 1312, 1381.2, and 1594, and R.S. 44:181, to enact R.S. 13:1213.2, and to repeal R.S. 13:477(41), 621.41, 621.42, 621.43 through 621.46, 714.1, 714.2, 751.1 through 751.5, 841.3, 983, 996.62 through 996.64, R.S. 44:181.5 and 181.6, and Sections 6, 8, 9, 22, and 31 of Act No. 621 of the 2006 Regular Session of the Legislature, and Section 19 of Act No. 621 of the 2006 Regular Session of the Legislature as amended by Act No. 675 and Act No. 873 of the 2008 Regular Session of the Legislature, and Act No. 340 of the 2011 Regular Session, relative to courts and judicial procedure; to provide relative to the civil and criminal district courts and juvenile court of the parish of Orleans; to repeal provisions relative to the consolidation of the civil and criminal district courts of Orleans Parish into the Forty-First Judicial District Court and their respective clerks; to repeal effective dates for repeals of provisions related to the civil and criminal district courts and the abolition of the juvenile court of Orleans Parish; to provide that certain provisions of law that would have otherwise been repealed shall remain in effect; to provide for the distribution of fees collected in the Civil District Court; to provide for the salaries of the civil and criminal district court judges and certain family and juvenile court judges; to provide for transitional provisions; 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 Bills and Joint Resolutions on Third Reading and Final Passage, Subject to Call

Called from the Calendar

Senator Morrell asked that House Bill No. 518 be called from the Calendar.

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

NAYS

Total - 0

ABSENT

Claitor Gallot Nevers
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 Amedee asked that House Bill No. 71 be called from the Calendar.

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

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

NAYS

Total - 0

ABSENT

Claitor Nevers
Gallot White
Total - 4

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.
C. The financial statement required by this Section shall be filed on a form prescribed by the Board of Ethics and shall include the following information for the preceding calendar year:

§1124.2. Financial disclosure; certain elected officials; members of certain boards and commissions; ethics administrator

A. Each of the following, except a person who is required to file a financial statement pursuant to R.S. 42:1124, shall annually file a financial statement as provided in this Section:

B. (1) The financial statement required by this Section shall be filed by May fifteenth of each year during which the person holds an office or position included in Subsection A of this Section and except as provided in Subsection B(2) of this Section by May fifteenth of the year following the termination of the holding of such office or position the financial statement shall include all the required information in Subsection C of this Section for the preceding calendar year.

(2) In the year in which the holding of the office or position is terminated, the financial statement required by this Section may be filed within sixty days following the termination of the holding of such office or position and the financial statement shall include all the required information in Subsection C of this Section for the period in which the person held the office or position which is true and correct to the best knowledge, information and belief of the person.

C. The financial statement required by this Section shall be filed on a form prescribed by the Board of Ethics and shall include the following information for the preceding calendar year:

§1124.2.1 Financial disclosure; members of boards and commissions

A. Each of the following, except a person who is required to file a financial statement pursuant to R.S. 42:1124 or 1124.2, shall annually file a financial statement as provided in this Section:

B. (1) The financial statement required by this Section shall be filed by May fifteenth of each year during which the person holds an office included in Subsection A of this Section and except as provided in Subsection B(2) of this Section May fifteenth of the year following the termination of the holding of such office the financial statement shall include all the required information in Subsection C of this Section for the preceding calendar year.

(2) In the year in which the holding of the office or position is terminated, the financial statement required by this Section may be filed within sixty days following the termination of the holding of such office or position and the financial statement shall include all the required information in Subsection C of this Section for the period in which the person held the office or position which is true and correct to the best knowledge, information and belief of the person.

C. The financial statement required by this Section shall be filed on a form prescribed by the Board of Ethics and shall include the following information for the preceding calendar year:

§1124.3. Financial disclosure; certain elected officials, voting districts of under five thousand

A. Each person holding a public office who represents a voting district having a population of fewer than five thousand and each member of the governing authority or management board of a charter school created pursuant to Chapter 42 of Title 17 of the Louisiana Revised Statutes of 1950, except any person who is required to file a financial statement by R.S. 42:1124, 1124.2, or 1124.2.1 shall annually file a financial statement as provided in this Section.

B. (1) The financial statement required by this Section shall be filed by May fifteenth of each year during which the person holds an office included in Subsection A of this Section and except as provided in Subsection B(2) of this Section May fifteenth of the year following the termination of the holding of such office the financial statement shall include all the required information in Subsection C of this Section for the preceding calendar year.

(2) In the year in which the holding of the office or position is terminated, the financial statement required by this Section may be filed within sixty days following the termination of the holding of such office.
such office or position and the financial statement shall include all the required information in Subsection C of this Section for the period in which the person held the office or position which is true and correct to the best knowledge, information and belief of the person.

C. The financial statement required by this Section shall be filed on a form prescribed by the Board of Ethics and shall include the following information for the preceding calendar year:

AMENDMENT NO. 6
On page 2, between lines 12 and 13, insert the following:

"Section 3. Any person required by R.S. 42:1124, 1124.2, 1124.2.1 or 1124.3 to file a financial disclosure statement who terminates his public service in 2012 shall file a financial statement including all the information required by law covering the time served in 2012 on or before March 1, 2013."

AMENDMENT NO. 7
On page 2, line 13, change "Section 3." to "Section 4."

On motion of Senator Amedee, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 37

NAYS

Total - 0

ABSENT

Gallot Nevers

Total - 2

The Chair declared the amended 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.

Called from the Calendar

Senator Amedee asked that House Bill No. 942 be called from the Calendar.

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.

Floor Amendments

Senator Amedee proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Amedee to Engrossed House Bill No. 942 by Representative Tim Burns

AMENDMENT NO. 1
On page 2, line 12, change "mailing" to "transmission"

AMENDMENT NO. 2
On page 2, line 15, change "mailing" to "transmission"

AMENDMENT NO. 3
On page 2, line 16, change "mailing" to "transmission"

AMENDMENT NO. 4
On page 2, line 20, change "mailing" to "transmission"

AMENDMENT NO. 5
On page 2, line 22, change "mailing" to "transmission"

On motion of Senator Amedee, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 37

NAYS

Total - 0

ABSENT

Gallot Nevers

Total - 2

The Chair declared the amended 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.

Called from the Calendar

Senator Amedee asked that House Bill No. 942 be called from the Calendar.
The Chair declared the amended 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.

Called from the Calendar

Senator Martiny asked that House Bill No. 274 be called from the Calendar.

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.

Floor Amendments

Senator Claitor proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Claitor to Reengrossed House Bill No. 274 by Representative Foil

AMENDMENT NO. 1
On page 1, line 3 after "9," delete "12,"

AMENDMENT NO. 2
On page 1, line 14 after "9," delete "12,"

AMENDMENT NO. 3
On page 8, delete lines 22 through 29

Senator Claitor moved the adoption of the amendments. Senator Martiny objected.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President  Donahue  Morrell
Adley  Dorsey-Colomb  Morrish
Appel  Erdey  Murray
Brown  Heitmeier  Peterson
Buffington  Johns  Riser
Chabert  Kostelka  Smith, G.
Clair  LaFleur  Tarver
Cortez  Long  Thompson
Crowe  Mills  White

Total - 27

NAYS

Adley  Peacock  Walsworth
Allain  Perry  Ward
Amedee  Smith, J.  Total - 8

ABSENT

Gallot  Martiny

Total - 4

The Chair declared 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  Donahue  Morrell
Appel  Dorsey-Colomb  Morrish
Broome  Erdey  Murray
Brown  Heitmeier  Peterson
Buffington  Johns  Riser
Chabert  Kostelka  Smith, G.
Clair  LaFleur  Tarver
Cortez  Long  Thompson
Crowe  Mills  White

Total - 27

NAYS

Adley  Peacock  Walsworth
Allain  Perry  Ward
Amedee  Smith, J.  Total - 8

ABSENT

Gallot  Martiny

Total - 4

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

Called from the Calendar

Senator Martiny asked that House Bill No. 476 be called from the Calendar.

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.

Floor Amendments

Senator Martiny proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Martiny to Reengrossed House Bill No. 476 by Representative Abramson

AMENDMENT NO. 1
Delete Senate Committee Amendment No. 1 proposed by the Senate Committee on Judiciary A and adopted by the Senate on May 9, 2012.
AMENDMENT NO. 2
On page 2, line 7, after "time" and before "assign" insert "gratuitously"

AMENDMENT NO. 3
On page 2, line 8, after "trust," delete the remainder of the line and on line 9 delete "trust instrument specifically provides for it," and insert the following: "unless the trust instrument specifically contains a special needs provision or provides otherwise.

On motion of Senator Martiny, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Dorsey-Colomb Peacock
Adley Erdey Perry
Allain Guillory Peterson
Amedee Heitmeier Riser
Appel Johns Smith, G.
Broome Kostelka Smith, J.
Brown LaFleur Tarver
Buffington Long Thompson
Chabert Martiny Walsworth
Claitor Mills Ward
Cortez Morrell White
Crowe Morrish
Donahue Murray
Total - 37 NAYS
Total - 0
ABSENT
Gallot Nevers
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 Heitmeier asked that House Bill No. 156 be called from the Calendar.

HOUSE BILL NO. 156—
BY REPRESENTATIVE SIMON
AN ACT
To amend and reenact R.S. 46:236.1(C) and (D)(4) and (5) and to enact R.S. 46:236.1(A)(7) and (D)(6), relative to the Supplemental Nutrition Assistance Program educational component; to provide for legislative findings; to provide for requirements of nutrition education services; to provide for reporting requirements of the Department of Children and Family Services; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Dorsey-Colomb Murray
Adley Erdey Peacock
Allain Guillory Perry
Appel Heitmeier Peterson
Broome Heitmeier Riser
Brown Johns Smith, G.
Buffington Long Thompson
Chabert Martiny Walsworth
Clair Martiny Smith, J.
Cortez Morrell White
Crowe Morrish
Donahue Morrell
Total - 36 NAYS
Total - 0
ABSENT
Amedee Gallot
Total - 3

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.

38th DAY'S PROCEEDINGS

May 21, 2012

AMENDMENT NO. 2
On page 2, line 7, after "time" and before "assign" insert "gratuitously"

AMENDMENT NO. 3
On page 2, line 8, after "trust," delete the remainder of the line and on line 9 delete "trust instrument specifically provides for it," and insert the following: "unless the trust instrument specifically contains a special needs provision or provides otherwise.

On motion of Senator Martiny, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Dorsey-Colomb Peacock
Adley Erdey Perry
Allain Guillory Peterson
Amedee Heitmeier Riser
Appel Johns Smith, G.
Broome Kostelka Smith, J.
Brown LaFleur Tarver
Buffington Long Thompson
Chabert Martiny Walsworth
Claitor Mills Ward
Cortez Morrell White
Crowe Morrish
Donahue Murray
Total - 37 NAYS
Total - 0
ABSENT
Gallot Nevers
Total - 2

The Chair declared the amended 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.

Called from the Calendar

Senator Heitmeier asked that House Bill No. 202 be called from the Calendar.

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.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Dorsey-Colomb Murray
Adley Erdey Peacock
Allain Guillory Perry
Appel Heitmeier Peterson
Broome Johns Riser
Brown Kostelka Smith, G.
Buffington LaFleur Tarver
Chabert Martiny Thompson
Clair Martiny Smith, J.
Cortez Mills Walsworth
Crowe Morrell Ward
Donahue Morrish White
Total - 36 NAYS
Total - 0
ABSENT
Amedee Gallot Nevers
Total - 3

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.
Amendments proposed by Senator Claitor to Reengrossed House Bill No. 754 by Representative Robideaux

AMENDMENT NO. 1
On page 1, line 10, between the "the" and "Specialized" insert "Unfunded Accrued Liability and"

AMENDMENT NO. 2
On page 2, line 5, between "R." and "SPECIALIZED" insert "UNFUNDED ACCRUED LIABILITY AND"

AMENDMENT NO. 3
On page 2, line 9, between the quotation mark after "the" and "Specialized" insert "Unfunded Accrued Liability and"

AMENDMENT NO. 4
On page 2, line 13, between the second "for" and "the" insert "(1) payments against the unfunded accrued liability of the public retirement systems which are in addition to any payments required for the annual amortization of the unfunded accrued liability of the public retirement systems, as required by Article X, Section 29(E)(2)(c) of the constitution; however, any such payments to the public retirement systems shall not be used, directly or indirectly, to fund cost-of-living increases for such systems and (2)"

AMENDMENT NO. 5
On page 2, line 22, after "Subsection" delete the remainder of the line, delete line 23 and 24, and insert the following: 

"(1) Fifty percent of the fund as payment against the unfunded accrued liability of the public retirement systems as provided in Subsection B of this Section,

(2) In the event that the amount available in the remaining fifty percent of the fund for appropriations in any fiscal year is insufficient to provide for the allocations in this Paragraph, the amounts allocated in this Paragraph shall be reduced proportionally.

AMENDMENT NO. 6
In Senate Committee Amendment No. 2 proposed by the Senate Committee on Finance and adopted by the Senate on May 10, 2012 on line 7 thereof, change "(1)" to "(a)"

AMENDMENT NO. 7
In Senate Committee Amendment No. 2 proposed by the Senate Committee on Finance and adopted by the Senate on May 10, 2012 on line 9 thereof, change "(2)" to "(b)"

AMENDMENT NO. 8
In Senate Committee Amendment No.3 proposed by the Senate Committee on Finance and adopted by the Senate on May 10, 2012 on line 12 thereof, change "(3)" to "(c)"

AMENDMENT NO. 9
In Senate Committee Amendment No. 2 proposed by the Senate Committee on Finance and adopted by the Senate on May 10, 2012 on line 14 thereof, change "(4)" to "(d)"

AMENDMENT NO. 10
In Senate Committee Amendment No. 2 proposed by the Senate Committee on Finance and adopted by the Senate on May 10, 2012 on line 16 thereof, change "(5)" to "(e)"

On motion of Senator Claitor, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:
YEAS

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

NAYS

Total - 0

ABSENT

Mr. President Guillory
Gallot Nevers
Total - 4

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

Called from the Calendar

Senator Brown asked that House Bill No. 1109 be called from the Calendar.

HOUSE BILL NO. 1109—
BY REPRESENTATIVE PRICE
AN ACT
To enact R.S. 17:87.6(C), relative to alienation of school property by school boards; to authorize local public school boards to sell certain used individual computing devices at private sale to students or their parents, tutors, or legal guardians; to provide limitations on such sales and for the deposit and use of funds derived from such sales; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Gallot Guillory Nevers
Total - 6

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

HOUSE CONCURRENT RESOLUTION NO. 11—
BY REPRESENTATIVE HOFFMANN
A CONCURRENT RESOLUTION
To memorialize the United States Congress to take such actions as are necessary to defund and appropriate no future funding to Planned Parenthood.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Gallot Guillory Nevers
Total - 3

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

Mr. President: Crowe, Peacock
Adley: Donahue, Perry
Allain: Erdey, Riser
Amedee: Johns, Smith, G.
Appel: Kostelka, Smith, J.
Broome: LaFleur, Thompson
Brown: Long, Walsworth
Buffington: Martiny, Ward
Chabert: Mills, White
Cortez: Morrish
Total: 29

Nays

Dorsey-Colomb: Murray, Tarver
Morrell: Peterson
Total: 5

Absent

Claitor: Guillory, Nevers
Gallot: Heitmeier
Total: 5

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

House Concurrent Resolution No. 52—

By Representative Katrina Jackson

A Concurrent Resolution

To urge and request the office of public health in the Department of Health and Hospitals to study the feasibility of establishing a breast milk bank at a hospital in Northeast Louisiana with a level three neonatal intensive care unit.

Reported favorably by the Committee on Health and Welfare.

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

Roll Call

The roll was called with the following result:

Yeas

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

Nays

Total: 0

Absent

Gallot: Mills
Guillory: Nevers
Total: 4

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

House Concurrent Resolution No. 69—

By Representative Ligi

A Concurrent Resolution

To amend the Department of Health and Hospitals, Board of Medical Examiners, rule (LAC 46:XLV.3149), which provides for limitations on examinations of an applicant for certification as an athletic trainer, and to direct the office of the state register to print the amendments in the Louisiana Administrative Code.

Reported favorably by the Committee on Health and Welfare.

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

Roll Call

The roll was called with the following result:

Yeas

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

Nays

Total: 0

Absent

Gallot: Mills
Guillory: Nevers
Total: 4

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

House Concurrent Resolution No. 84—

By Representative Katrina Jackson

A Concurrent Resolution

To urge and request the Department of Health and Hospitals and the Louisiana Hospital Association to promote and encourage public hospitals, hospitals receiving state funding, and medical clinics to promote the Text4baby initiative in Louisiana.

Reported favorably by the Committee on Health and Welfare.

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

Roll Call

The roll was called with the following result:

Yeas

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

Nays

Total: 0

Absent

Gallot: Mills
Guillory: Nevers
Total: 4

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

HOUSE CONCURRENT RESOLUTION NO. 105—
BY REPRESENTATIVE LORUSO
A CONCURRENT RESOLUTION
To urge and request the Louisiana Department of Veterans Affairs to study Veterans Treatment Courts and the feasibility of creating and implementing such courts in the state of Louisiana.

Reported favorably by the Committee on Health and Welfare.

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

ROLL CALL

The roll was called with the following result:

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

NAYS
Total - 0

ABSENT
Gallot Kostelka Peacock
Guillory Nevers
Total - 5

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

HOUSE CONCURRENT RESOLUTION NO. 132—
BY REPRESENTATIVE HODGES
A CONCURRENT RESOLUTION
To express support for the people of Israel and for their right to live in freedom and to defend themselves, to recognize the longstanding friendship between the people of Israel and the people of Louisiana, and to extend best wishes to the people of Israel for peace, security, and prosperity.

Reported favorably by the Committee on Senate and Governmental Affairs.

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

ROLL CALL

The roll was called with the following result:

YEAS
Mr. President Donahue Murray
Adley Dorsey-Colomb Peacock
Allain Erdey Perry
Amedee Heitmeier Peterson
Appel Johns Riser
Broome LaFleur Smith, J.
Brown Long Thompson
Buffington Martiny Walsworth
Chabert Mills Ward
Claitor Morrell White
Cortez Morrish
Crowe Murray
Total - 34

NAYS
Total - 0

ABSENT
Gallot Kostelka Peacock
Guillory Nevers
Total - 5

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

Floor Amendments

Senator Dorsey-Colomb proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Dorsey-Colomb to Engrossed House Concurrent Resolution No. 108 by Representative Simon
The Chair declared the Senate concurred in the House Concurrent Resolution and ordered it returned to the House.

Rules Suspended

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

Message from the House

CONCURRING IN SENATE CONCURRENT RESOLUTIONS

May 21, 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. 115—

BY SENATOR CROWE

A CONCURRENT RESOLUTION

To commend Jerrie LeDoux for her ten years of outstanding service to the Louisiana TeenPact Leadership School.

Reported without amendments.

SENATE CONCURRENT RESOLUTION NO. 117—

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

A CONCURRENT RESOLUTION

To express the sincere condolences of the Legislature of Louisiana upon the passing of Donald Long, a gentleman and Christian family man, and to commemorate a life well spent in service to his fellow man.

Reported without amendments.

SENATE CONCURRENT RESOLUTION NO. 118—

BY SENATOR BROOME

A CONCURRENT RESOLUTION

To commend Lucy S. McGough, a professor of law at LSU's Paul M. Hebert Law Center, upon her many outstanding career accomplishments and contributions in the realm of Children and Family Law.

Reported without amendments.

Respectfully submitted,

ALFRED W. SPEER

Clerk of the House of Representatives

Message from the House

DISAGREEMENT TO HOUSE BILL

May 21, 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. 615 by Representative St. Germain, 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

DISAGREEMENT TO HOUSE BILL

May 21, 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. 589 by Representative St. Germain, 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

DISAGREEMENT TO HOUSE BILL

May 21, 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. 586 by Representative St. Germain, 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

DISAGREEMENT TO HOUSE BILL

May 21, 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. 596 by Representative St. Germain, 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

DISAGREEMENT TO HOUSE BILL

May 21, 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. 596 by Representative St. Germain, 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

DISAGREEMENT TO HOUSE BILL

May 21, 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. 94 by Representative Cromer, 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

Appointment of Conference Committee on House Bill No. 231

The President of the Senate appointed to the Conference Committee on House Bill No. 231 the following members of the Senate:

Senators Morrell,
Heitmeier
and Peacock.

Introduction of Senate Resolutions

SENATE RESOLUTION NO. 133—
BY SENATOR ALLAIN
A RESOLUTION
To designate May 31, 2012, as St. Jude Children's Hospital Day at the Louisiana Senate.

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

SENATE RESOLUTION NO. 134—
BY SENATOR RISER
A RESOLUTION
To urge and request officials in Louisiana to partner with prescribers, pharmacists, school-based organizations, and the manufacturers of branded and generic prescription medications to evaluate existing efforts at deterring prescription drug abuse, determine the effectiveness of current efforts and make recommendations to the state on best practices for combating abuse while ensuring that access is not restricted for those individuals who are in need of prescription medications.

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

SENATE RESOLUTION NO. 135—
BY SENATOR CROWE
A RESOLUTION
To recognize the third Sunday in January, as Pro-Life Day at the Louisiana State Capitol.

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

SENATE RESOLUTION NO. 136—
BY SENATOR CROWE
A RESOLUTION
To recognize the first Thursday in May of each year as the State Day of Prayer at the Louisiana State Capitol.

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

SENATE RESOLUTION NO. 137—
BY SENATOR JOHN SMITH
A RESOLUTION
To commend the players, coaches, managerial personnel, and statistician of the Hornbeck High School Hornets Boys Baseball Team upon its excellence during the 2012 season that culminated in winning the Class B State High School Baseball Championship.

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

SENATE RESOLUTION NO. 138—
BY SENATOR JOHN SMITH
A RESOLUTION
To commend and congratulate the players and coaches of the Anacoco High School Lady Indians on winning the Class B Girls High School State Softball Championship.

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

Introduction of Senate Concurrent Resolutions

SENATE CONCURRENT RESOLUTION NO. 121—
BY SENATOR CORTEZ
A CONCURRENT RESOLUTION
To express the sincere condolences of the Legislature of Louisiana upon the death of George Norris Hebert.

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

SENATE CONCURRENT RESOLUTION NO. 122—
BY SENATOR MILLS
A CONCURRENT RESOLUTION
To urge and request the State Board of Elementary and Secondary Education to make recommendations relative to the consideration of family involvement or use of family involvement data in measuring school performance and educator effectiveness.

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

SENATE CONCURRENT RESOLUTION NO. 123—
BY SENATOR WHITE
A CONCURRENT RESOLUTION
To commemorate the two hundredth anniversary of the War of 1812 and "The Star Spangled Banner".

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

SENATE CONCURRENT RESOLUTION NO. 124—
BY SENATOR CLAITOR
A CONCURRENT RESOLUTION
To urge and request the State Board of Elementary and Secondary Education to study and determine the most equitable funding methodology to appropriately address the individual needs of children with special needs within the Minimum Foundation Program formula and to incorporate such methodology into the formula as expeditiously as possible.

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

SENATE CONCURRENT RESOLUTION NO. 125—
BY SENATOR PETERSON
A CONCURRENT RESOLUTION
To create and provide with respect to a special committee to study and make recommendations with respect to statutes relative to inappropriate communication between school employees and minor students which should be enacted into law.

The resolution was read by title and placed on the Calendar for a second reading.
The bill was read by title and referred by the President to the Committee on Finance.

HOUSE BILL NO. 625—
BY REPRESENTATIVE ST. GERMAIN
AN ACT
To amend and reenact R.S. 22:1476(A)(2), relative to the dedication of assessments paid by certain insurers; to increase the dedication to the Municipal Fire and Police Civil Service Operating Fund; and to provide for related matters.

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

HOUSE BILL NO. 741—
BY REPRESENTATIVE BROADWATER
AN ACT
To enact R.S. 39:88.3, relative to the Louisiana Collection Policy and Procedure Act; to provide for the sale or securitization of long-term delinquent accounts receivable and other obligations due to the state; to provide for selling or securitizing certain percentages in 2013 and 2014; to provide for reporting results of such sale or securitization; to direct the Louisiana State Law Institute to redesignate the provisions of R.S. 39:88.3 and 88.4 as R.S. 39:88.4 and 88.5; to provide for exceptions; and to provide for related matters.

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

HOUSE BILL NO. 812—
BY REPRESENTATIVES CHAMPAGNE, BARRAS, BERTHELOT, GAROFALO, GISCLAIR, GREENE, GUINN, HENSIGENS, HUNTER, HUVAL, GIROD JACKSON, JONES, NANCY LANDRY, LEGER, MILLER, ORTEGO, PIERRE, SCHENKIENERY, ST. GERMAIN, THIERRY, WHITNEY, AND WILLMOTT
A JOINT RESOLUTION
Proposing to add Article VII, Section 10.2(G) of the Constitution of Louisiana, to provide for the deposit of any monies received by the state from violations of federal and state environmental and water quality laws associated with the Deepwater Horizon oil spill into the Coastal Protection and Restoration Fund; to provide for submission of the proposed amendment to the electors; and to provide for related matters.

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

HOUSE BILL NO. 1069—
BY REPRESENTATIVE TIM BURNS
AN ACT
To enact Chapter 21 of Title 49 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 49:1311 through 1315, relative to state departments, offices, and agencies that provide services by means of a website; to require certain contact information on such websites; and for the department, office, or agency to respond on the website; to require certain customer satisfaction survey on the website and provide for website users to submit comments and for the department, office, or agency to respond on the website; to require certain contact information on such websites; to provide for implementation and oversight; and to provide for related matters.

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

HOUSE BILL NO. 203—
BY REPRESENTATIVE REYNOLDS, HENRY BURNS, FANNIN, AND THOMPSON AND SENATOR ADLEY
AN ACT
To enact R.S. 56:10.2, relative to state mineral income from activity in and adjacent to Lake Bistineau; to dedicate a portion of such revenue to operations, management, and improvements to the lake; to create the Lake Bistineau Management Account in the Conservation Fund; and to provide for related matters.

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

Message from the House
ASKING CONCURRENCE IN
HOUSE CONCURRENT RESOLUTIONS
May 21, 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. 203 HB NO. 333 HB NO. 625
HB NO. 1069 HB NO. 183 HB NO. 347
HB NO. 741 HB NO. 812

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

House Bills and Joint Resolutions

Senator Adley 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. 183—
BY REPRESENTATIVE REYNOLDS
AN ACT
To amend and reenact R.S. 27:247 and 270(A)(3)(a), relative to the casino support services contract; to provide for the funding of such contract; to establish the Casino Support Services Fund as a special treasury fund; to provide for uses of monies in the fund; to provide for an effective date; and to provide for related matters.

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

HOUSE BILL NO. 203—
BY REPRESENTATIVE REYNOLDS
AN ACT
To amend and reenact R.S. 27:247, relative to the casino support services contract; to provide for compensation to the parish for providing support services; to provide for an effective date; and to provide for related matters.

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

THE BILL AS ENACTED, PROPOSED TO BE CONCURRED IN

The legislature having resumed its session at Baton Rouge, on the twenty-first day of May, two thousand twelve, the following House Bills and Joint Resolutions having been recommitted for further consideration:

HOUSE BILL NO. 741 HB NO. 812 HB NO. 1069 HB NO. 183 HB NO. 347 HB NO. 625

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

Message from the House
ASKING CONCURRENCE IN
HOUSE CONCURRENT RESOLUTIONS
May 21, 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. 203 HB NO. 333 HB NO. 625
HB NO. 1069 HB NO. 183 HB NO. 347
HB NO. 741 HB NO. 812

Respectfully submitted,
ALFRED W. SPEER
Clerk of the House of Representatives
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. 59  HCR NO. 86  HCR NO. 90
HCR NO. 92  HCR NO. 106  HCR NO. 107
HCR NO. 113  HCR NO. 159  HCR NO. 160
HCR NO. 161  HCR NO. 162  HCR NO. 163
HCR NO. 164  HCR NO. 165  HCR NO. 166
HCR NO. 167

Respectfully submitted,

ALFRED W. SPEER
Clerk of the House of Representatives

House Concurrent Resolutions on First Reading

HOUSE CONCURRENT RESOLUTION NO. 59—
BY REPRESENTATIVE CARMODY
A CONCURRENT RESOLUTION
To adopt Joint Rule No. 9 of the Joint Rules of the Senate and House of Representatives to require the most recently calculated amount of the Unfunded Accrued Liability to be displayed on the homepage of the legislative website.

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

HOUSE CONCURRENT RESOLUTION NO. 86—
BY REPRESENTATIVE THOMPSON
A CONCURRENT RESOLUTION
To urge and request the State Board of Elementary and Secondary Education to study the feasibility of assessing certain fees for applications for post-conviction relief to the Legislature of Louisiana.

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

HOUSE CONCURRENT RESOLUTION NO. 90—
BY REPRESENTATIVE SEABAUGH
A CONCURRENT RESOLUTION
To direct the Criminal Code Committee of the Louisiana State Law Institute to study the issue of post-conviction relief, specifically with regard to the costs associated with providing such relief, and to issue a report of its findings and recommendations on the feasibility of assessing certain fees for applications for post-conviction relief to the Legislature of Louisiana.

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

HOUSE CONCURRENT RESOLUTION NO. 92—
BY REPRESENTATIVE CHAMPAGNE
A CONCURRENT RESOLUTION
To urge and request the Board of Regents to study executive compensation at the university system offices and boards and to report its findings to the legislature 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. 96—
BY REPRESENTATIVE HOFFMANN
A CONCURRENT RESOLUTION
To urge and request the State Board of Elementary and Secondary Education to provide for the inclusion of "read alouds" in early childhood education programs administered at the state level.

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

HOUSE CONCURRENT RESOLUTION NO. 107—
BY REPRESENTATIVE HARRISON
A CONCURRENT RESOLUTION
To urge and request the House Committee on House and Governmental Affairs and the Senate Committee on Senate and Governmental Affairs to meet and function as a joint committee to study financial disclosure and ethics training requirements for the calendar year in which the terms of office end for elected officials whose terms end early in the calendar year.

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

HOUSE CONCURRENT RESOLUTION NO. 113—
BY REPRESENTATIVES TIM BURNS, ABRAMSON, ARNOLD, BURRELL, EDWARDS, GREENE, Leger, AND RICHARD AND SENATORS BROOME, GALLOW, MARTHY, MURRAY, AND NEVERS
A CONCURRENT RESOLUTION
To direct the Louisiana Sentencing Commission to study the feasibility of requiring an offender to serve his term of imprisonment through home incarceration with the use of electronic monitoring and to report its findings to the legislature 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. 159—
BY REPRESENTATIVES STUART BISHOP, NANCY LANDRY, AND ROBIDEAUX AND SENATOR CORTEZ
A CONCURRENT RESOLUTION
To commend Professor Lucy McGough, longtime professor of law at the Louisiana State University Paul M. Hebert Law Center, for her extraordinary achievements and contributions to the state of Louisiana.

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

HOUSE CONCURRENT RESOLUTION NO. 160—
BY REPRESENTATIVES TIM BURNS, ABRAMSON, ARNOLD, BURRELL, EDWARDS, GREENE, Leger, AND RICHARD AND SENATORS BROOME, GALLOW, MARTHY, MURRAY, AND NEVERS
A CONCURRENT RESOLUTION
To commend Katie Atkins of Lafayette for her outstanding artistic accomplishments, including winning the 2012 art contest sponsored by the George Rodrigue Foundation of the Arts and the selection of her design for the official Louisiana Bicentennial poster.

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

HOUSE CONCURRENT RESOLUTION NO. 161—
BY REPRESENTATIVE HOFFMANN
A CONCURRENT RESOLUTION
To urge and request the Department of Health and Hospitals to study prospective changes to Louisiana statutes and policies which could reduce the incidence of fetal exposure to controlled dangerous substances and alcohol and to report its findings to the legislative committees on health and welfare.

The resolution was read by title and placed on the Calendar for a second reading.
HOUSE CONCURRENT RESOLUTION NO. 162—
BY REPRESENTATIVES FRANKLIN, DANAHAY, GEYMANN, GUINN, HENSGENS, HILL, AND KLECKLEY AND SENATORS JOHNS, MORRISH, AND JOHN SMITH
A CONCURRENT RESOLUTION
To commend Joshua Ledet of Westlake for his extraordinary musical talents and achievements and for the tremendous pride he brings to the state of Louisiana.

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

HOUSE CONCURRENT RESOLUTION NO. 163—
BY REPRESENTATIVE HOFFMANN
A CONCURRENT RESOLUTION
To urge and request the Department of Public Safety and Corrections to study the feasibility and effectiveness of establishing a procedure for allowing persons under the custody of the Department of Public Safety and Corrections to participate in bone marrow testing and for creating incentives to encourage participation.

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

HOUSE CONCURRENT RESOLUTION NO. 164—
BY REPRESENTATIVE HOFFMANN
A CONCURRENT RESOLUTION
To urge and request the Department of Children and Family Services to study prospective changes to Louisiana statutes and policies relative to children placed in state custody pending child in need of care proceedings which would provide for the best interests of such children and to report its findings to the legislative committees on health and welfare.

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

HOUSE CONCURRENT RESOLUTION NO. 165—
BY REPRESENTATIVE TALBOT
A CONCURRENT RESOLUTION
To urge and request the legislative auditor to identify expenditures of "Non-Appropriated Requirements" proceeds collected by the state but not deposited into the treasury and expenditures of "Non-Appropriated Requirements" to study prospective changes to Louisiana statutes and policies relative to children placed in state custody pending child in need of care proceedings which would provide for the best interests of such children and to report its findings to the legislative committees on health and welfare.

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

HOUSE CONCURRENT RESOLUTION NO. 166—
BY REPRESENTATIVE SHADOIN
A CONCURRENT RESOLUTION
To commend members of the administration, faculty, and staff of Hopewell Elementary School and Hopewell High School in Dubach, Louisiana.

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

HOUSE CONCURRENT RESOLUTION NO. 167—
BY REPRESENTATIVE SIMON AND SENATOR HEITMEIER
A CONCURRENT RESOLUTION
To commend Ms. Jodi Wilson on her thirty-three years of outstanding service and dedication to the citizens of the state of Louisiana and to congratulate her on the occasion of her retirement from 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 FINANCE

Senator Jack Donahue, Chairman on behalf of the Committee on Finance, submitted the following report:

May 21, 2012

To the President and Members of the Senate:

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

HOUSE BILL NO. 168—
BY REPRESENTATIVE THIERRY
AN ACT
To amend and reenact R.S. 27:392(13)(b)(i), relative to the St. Landry Parish Excellence Fund; to provide for use of monies appropriated from the fund; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 507—
BY REPRESENTATIVE PONTI
AN ACT
To amend and reenact R.S. 39:2006(A)(4) and 2176(A)(4), relative to children placed in state custody pending child in need of care proceedings which would provide for the best interests of such children and to report its findings to the legislative committees on health and welfare.

Reported favorably.

HOUSE BILL NO. 838—
BY REPRESENTATIVE CHAMPAGNE
AN ACT
To enact R.S. 49:214.5.4(I), relative to the Coastal Protection and Restoration Fund; to dedicate certain monies into the fund; to provide for effectiveness; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 1043—
BY REPRESENTATIVE HENRY BURNS
AN ACT
To amend and reenact R.S. 39:100.61(B), relative to the New Opportunities Waiver Fund; to provide for deposit of monies into the New Opportunities Waiver Fund; provides for an effective date; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 1045—
BY REPRESENTATIVE SEBALD
AN ACT
To amend and reenact R.S. 13:5108.1(A)(1) and (E)(2) and (3) and to enact R.S. 13:5108.1(E)(4), relative to individuals covered under the Louisiana Governmental Claims Act; to provide for indemnification; to provide for the definition of "covered individual"; and to provide for related matters.

Reported with amendments.

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
To amend and reenact R.S. 44:4.1(B)(29) and to enact Chapter 5 of HOUSE BILL NO. 694—Proposing to add Article VII, Section 21(L) of the Constitution of HOUSE BILL NO. 674—To amend and reenact R.S. 15:168(B)(1), relative to the judicial HOUSE BILL NO. 325—
to submit the following report:

To the President and Members of the Senate:

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

HOUSE BILL NO. 325—
BY REPRESENTATIVE ARNOLD
AN ACT
To amend and reenact R.S. 15:168(B)(1), relative to the judicial district indigent defender fund; to increase the special cost assessed in criminal cases in each judicial district court for the district indigent defender fund; to provide for effectiveness; and to provide for related matters.

Respectfully submitted, JACK DONAHUE
Chairman

REPORT OF COMMITTEE ON REVENUE AND FISCAL AFFAIRS

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

May 21, 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:

HOUSE BILL NO. 325—
BY REPRESENTATIVE ARNOLD
AN ACT
To amend and reenact R.S. 15:168(B)(1), relative to the judicial district indigent defender fund; to increase the special cost assessed in criminal cases in each judicial district court for the district indigent defender fund; to provide for effectiveness; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 674—
BY REPRESENTATIVE ROBIDEAUX
A JOINT RESOLUTION
Proposing to add Article VII, Section 21(L) of the Constitution of Louisiana, to authorize the granting of ad valorem tax exemption contracts to certain businesses; to authorize the Board of Commerce and Industry to enter into contracts; to provide with respect to contract approvals; to provide for certain contract limitations; to provide with respect to the assessment and taxation of property subject to a contract; to require the legislature to establish a program for the granting of contracts; to provide for effectiveness; to provide for submission of the proposed amendment to the electors; and to provide for related matters.

Respectfully submitted, JACK DONAHUE
Chairman

HOUSE BILL NO. 694—
BY REPRESENTATIVE ROBIDEAUX
AN ACT
To amend and reenact R.S. 44:4.1(B)(29) and to enact Chapter 5 of Subtitle V of Title 47 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 47:4351 through 4355, relative to ad valorem taxation; to establish a program for the granting of ad valorem tax exemption contracts to certain businesses; to provide for the administration of the program; to provide for optional participation by parishes, municipalities, and school districts; to provide relative to the confidentiality of certain records in the possession of parish governing authorities relative thereto; to provide for eligibility for participation in the program; to authorize contracts under certain circumstances; to provide for contract terms, conditions, and limitations; to provide with respect to approval of contracts and notification of certain entities relative to contracts; to provide with respect to contract suspension and cancellation; to authorize rulemaking; to provide for effectiveness; and to provide for related matters.

Respectfully submitted, JACK DONAHUE
Chairman

HOUSE BILL NO. 1092—
BY REPRESENTATIVE FANNIN
AN ACT
To amend and reenact R.S. 47:1621(D)(1), relative to the payment of tax refunds; to authorize the payment of refunds for overpayments by means of a debit card under certain circumstances; and to provide for related matters.

Respectfully submitted, SENATOR NEIL RISER
Chairman

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

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

HOUSE BILL NO. 168—
BY REPRESENTATIVE THIERRY
AN ACT
To amend and reenact R.S. 27:392(B)(3)(b)(i), relative to the St. Landry Parish Excellence Fund; to provide for use of monies appropriated from the fund; and to provide for related matters.

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

HOUSE BILL NO. 325—
BY REPRESENTATIVE ARNOLD
AN ACT
To amend and reenact R.S. 15:168(B)(1), relative to the judicial district indigent defender fund; to increase the special cost assessed in criminal cases in each judicial district court for the district indigent defender fund; to provide for effectiveness; and to provide for related matters.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Revenue and Fiscal Affairs to Reengrossed House Bill No. 325 by Representative Arnold

AMENDMENT NO. 1
Delete Senate Committee Amendment No. 1 proposed by the Committee on Judiciary “B” and adopted by the Senate on May 16, 2012

AMENDMENT NO. 2
On page 2, at the end of line 2, insert: "Mayors' courts which are required to assess the court cost of thirty-five dollars on the effective date of that Act which originated as House Bill No. 325 of the Regular Session of 2012 shall continue to assess such amount as cost of court."

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

HOUSE BILL NO. 507—
BY REPRESENTATIVE PONTI
AN ACT
To amend and reenact R.S. 39:2006(A)(4) and 2176(A)(4), relative to contracts; to authorize rulemaking; to provide for certain entities relative to contracts; to provide for contract terms, conditions, and limitations; to provide with respect to approval of contracts and notification of certain entities relative to contracts; to provide with respect to contract suspension and cancellation; to authorize rulemaking; to provide for effectiveness; and to provide for related matters.

Respectfully submitted, SENATOR NEIL RISER
Chairman

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

HOUSE BILL NO. 168—
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AN ACT
To amend and reenact R.S. 27:392(B)(3)(b)(i), relative to the St. Landry Parish Excellence Fund; to provide for use of monies appropriated from the fund; and to provide for related matters.

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

HOUSE BILL NO. 325—
BY REPRESENTATIVE ARNOLD
AN ACT
To amend and reenact R.S. 15:168(B)(1), relative to the judicial district indigent defender fund; to increase the special cost assessed in criminal cases in each judicial district court for the district indigent defender fund; to provide for effectiveness; and to provide for related matters.

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

SENATE COMMITTEE AMENDMENTS

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

HOUSE BILL NO. 507—
BY REPRESENTATIVE PONTI
AN ACT
To amend and reenact R.S. 39:2006(A)(4) and 2176(A)(4), relative to contracts; to authorize rulemaking; to provide for certain entities relative to contracts; to provide for contract terms, conditions, and limitations; to provide with respect to approval of contracts and notification of certain entities relative to contracts; to provide with respect to contract suspension and cancellation; to authorize rulemaking; to provide for effectiveness; and to provide for related matters.

Respectfully submitted, SENATOR NEIL RISER
Chairman

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

HOUSE BILL NO. 168—
BY REPRESENTATIVE THIERRY
AN ACT
To amend and reenact R.S. 27:392(B)(3)(b)(i), relative to the St. Landry Parish Excellence Fund; to provide for use of monies appropriated from the fund; and to provide for related matters.

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

HOUSE BILL NO. 325—
BY REPRESENTATIVE ARNOLD
AN ACT
To amend and reenact R.S. 15:168(B)(1), relative to the judicial district indigent defender fund; to increase the special cost assessed in criminal cases in each judicial district court for the district indigent defender fund; to provide for effectiveness; and to provide for related matters.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Revenue and Fiscal Affairs to Reengrossed House Bill No. 325 by Representative Arnold

AMENDMENT NO. 1
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AMENDMENT NO. 2
On page 2, at the end of line 2, insert: "Mayors' courts which are required to assess the court cost of thirty-five dollars on the effective date of that Act which originated as House Bill No. 325 of the Regular Session of 2012 shall continue to assess such amount as cost of court."

On motion of Senator Riser, the committee amendment was adopted. The amended bill was read by title and referred to the Legislative Bureau.
Proposing to add Article VII, Section 21(L) of the Constitution of Louisiana, to authorize the granting of ad valorem tax exemption contracts to certain businesses; to authorize the Board of Commerce and Industry to enter into contracts; to provide with respect to contract approvals; to provide for certain contract limitations; to provide with respect to the assessment and taxation of property subject to a contract; to require the legislature to establish a program for the granting of contracts; to provide for effectiveness; to provide for submission of the proposed amendment to the electors; and to provide for related matters.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Revenue and Fiscal Affairs to Reengrossed House Bill No. 674 by Representative Robideaux

AMENDMENT NO. 1
On page 1, line 3, after “businesses” delete the remainder of the line, delete lines 3 through 5, and insert: “which contain such terms and conditions as provided by law; to provide with”

AMENDMENT NO. 2
On page 1, line 6, after “contract;” delete the remainder of the line, and delete line 7, and insert “to provide for”

AMENDMENT NO. 3
On page 2, delete lines 1 through 22, and insert the following:

“Section 2. (a) Except as otherwise provided herein, property owned or leased by, and used by, a targeted non-manufacturing business in the operation of its facility, including buildings, improvements, equipment and other property necessary or beneficial to such operation, pursuant to contracts of exemption which contain such terms and conditions as provided by law, Land underlying the facility and other property pertaining to the facility on which ad valorem taxes have previously been paid, inventories, consumables, and property eligible for the manufacturing exemption provided by Paragraph (F) of this Section, shall not be exempt under this Paragraph.

(b) Ad valorem taxes shall apply to the assessed valuation of the first ten million dollars or ten percent of fair market value, whichever is greater, and this amount of property shall not be exempt under this Paragraph.

(c) A targeted non-manufacturing business means at least fifty percent of such business’ total annual sales from a site or sites in the state is to out-of-state customers or buyers, or to in-state customers or buyers but the product or service is resold by the purchaser to an out-of-state customer or buyer for ultimate use, or to the federal government, or any combination thereof. The legislature may provide by law for the inclusion of sales by affiliates when appropriate in making this fifty percent determination.

(d) A contract for the exemption shall be available only in parishes which have agreed to participate, in the manner provided by the legislature by law.

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

HOUSE BILL NO. 694—
BY REPRESENTATIVE ROBIDEAUX

AN ACT
To amend and reenact R.S. 44:4.1(B)(29) and to enact Chapter 5 of Subtitle V of Title 47 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 47:4351 through 4355, relative to ad valorem taxation; to establish a program for the granting of ad valorem tax exemption contracts for certain businesses; to provide for the administration of the program; to provide for optional participation by parishes, municipalities, and school districts; to provide relative to the confidentiality of certain records in the possession of parish governing authorities relative thereto; to provide for eligibility for participation in the program; to authorize contracts under certain circumstances; to provide for contract terms, conditions, and limitations; to provide with respect to approval of contracts and notification of certain entities relative to contracts; to provide with respect to contract suspension and cancellation; to authorize rulemaking; to provide for effectiveness; and to provide for related matters.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Revenue and Fiscal Affairs to Re-Reengrossed House Bill No. 694 by Representative Robideaux

AMENDMENT NO. 1
On page 1, line 2, after “To” delete “amend and reenact R.S. 44:4.1(B)(29) and to”

AMENDMENT NO. 2
On page 1, line 7, after “municipalities,” insert “law enforcement districts and assessors,” and after “districts;” delete the remainder of the line and delete line 8, and insert “to”

AMENDMENT NO. 3
On page 1, delete lines 16 through 20, and on page 2, delete lines 1 through 7

AMENDMENT NO. 4
On page 2, line 8, change “Section 2.” to “Section 1.”

AMENDMENT NO. 5
On page 2, between lines 18 and 19, insert the following:

“(3) “Contract” means a contract executed between the board and a targeted non-manufacturing business, granting the exemption for a facility.”

AMENDMENT NO. 6
On page 2, line 19, change “(3)” to “(4)”

AMENDMENT NO. 7
On page 2, between lines 20 and 21, insert the following:

“(5) “Exemption” means the exemption from ad valorem property tax provided by Article VII, Section 21(L) of the Constitution of Louisiana for targeted non-manufacturing business facilities and granted under this program.

(6) “Facility” means the new or expanded site of a targeted non-manufacturing business's activities in Louisiana, including buildings, improvements, equipment and other property necessary or beneficial to such operation, which is owned or leased for a term of more than five years by the business. “Facility” does not include the land underlying the facility and other property pertaining to the facility on which ad valorem taxes have previously been paid, inventories, consumables, and property eligible for the manufacturing exemption provided by Article VII, Section 21(F) of the Constitution of Louisiana.

AMENDMENT NO. 8
On page 2, line 21, change “(4)” to “(7)”
AMENDMENT NO. 9
On page 2, between lines 26 and 27, insert the following:

"(8) "New direct jobs" means permanent full-time positions of employment, meaning working thirty or more hours per week, exclusive of contract labor, based at the facility and filled by Louisiana residents, and not existing in the state prior to implementation of the project and the effective date of the contract.

AMENDMENT NO. 10
On page 2, line 27, change "(5)" to "(9)"

AMENDMENT NO. 11
On page 2, after line 29, insert the following:

"(10) "Project" means the establishment and operation of a new facility or expanded existing facility in Louisiana by a targeted non-manufacturing business.

AMENDMENT NO. 12
On page 3, delete lines 1 through 3

AMENDMENT NO. 13
On page 3, line 4, change "(7)" to "(11)"

AMENDMENT NO. 14
On page 3, line 6, change "(8)" to "(12)"

AMENDMENT NO. 15
On page 3, delete lines 9 through 29, and delete pages 4, 5 and 6, and on page 3, delete lines 1 through 7, and insert the following:

"(13) "Targeted non-manufacturing business" means a business, other than a manufacturer, that meets the requirements of Section 4354 of this Subpart.

§4352. Program administration
The department may establish a program to implement the exemption provided by Article VII, Section 21(I) of the Constitution of Louisiana. The program shall be implemented and administered by the Department of Economic Development, which shall adopt and promulgate such rules as are necessary for the administration of the program in compliance with the Administrative Procedure Act.

§4353. Parish participation
A. A contract for the exemption shall be available only in parishes which have agreed to participate in the program. A parish participates in the program upon approval by all of the following local governmental entities:

1. The parish governing authority.
2. All municipalities in the parish which levy an ad valorem tax.
3. All school boards in the parish which levy an ad valorem tax.
4. The parish law enforcement district.
5. The assessor.
B. Any one of the local governmental entities listed in Paragraph A(1) through A(5) of this Section may withdraw the participation of a parish. The withdrawal of a participating parish shall become effective ninety days after the date upon which any one of the local governmental entities provides written notification to the secretary of its intention to discontinue participation. The withdrawal of a participating parish shall not affect existing contracts.

§4354. Targeted non-manufacturing business
A. Targeted non-manufacturing business shall meet all of the following requirements:
B. The business undertakes a project to establish a new or expanded facility in the state.
C. The primary activities at the facility are or will be among the following targeted non-manufacturing business activities: corporate headquarters, distribution facilities, data services facilities, research and development operations, and digital media and software development centers.
D. Within the time period provided in the contract, the business shall make capital expenditures of at least twenty-five million dollars for the facility, and create and maintain at least fifty new direct jobs.
E. At least fifty percent of total annual sales by the business from a Louisiana site or sites are to out-of-state customers or buyers, or to in-state customers or buyers but the product or service is resold by the purchaser to an out-of-state customer or buyer for ultimate use, or to the federal government, or any combination thereof. The secretary, at his discretion, may include sales by closely associated affiliates of the business in determining the percentage of sales.
F. The withdrawal of a participating parish shall become effective ninety days after the date upon which any one of the local governmental entities listed in Paragraph A(1) through A(5) of this Section may withdraw the participation of a parish.
G. The secretary, at his discretion, may include sales by affiliates of the applicant business in making the fifty percent determination required under Section 4354(E) of this Subpart.

§4355. Contracts
A. At the invitation of the secretary or any of the local governmental entities listed in Paragraph A(1) through A(5) of this Section, a targeted non-manufacturing business undertaking a project in a participating parish may apply for a contract by submitting to the department such certified statements and documentation as the department may require.
B. The secretary may recommend the project to the board for a contract upon determining the applicant meets the requirements of a targeted non-manufacturing business, and the exemption would be advantageous in a competitive site selection situation to encourage the establishment of a targeted non-manufacturing business facility which is expected to yield significant positive economic benefit to the state and the parish. The secretary, at his discretion, may include sales by affiliates of the applicant business in making the fifty percent determination required under Section 4354(E) of this Subpart.
C. The contract shall include the following provisions:
1. A term of ten years.
2. Performance obligations, including required capital expenditures and new direct jobs, and the time for performance of such obligations.
3. Monitoring by the department, reporting by the business and auditing of contract performance.
4. Consequences of failure to perform contract obligations.
D. Upon approval by the board, the secretary shall execute the contract on behalf of the board and provide a copy of the contract to the assessor and the parish governing authority of the respective parish. The secretary shall notify the assessor and parish governing authority of a contract is suspended or cancelled.
E. In the event the secretary determines that a business has failed to meet the eligibility requirements of the program or the performance obligations of the contract, the secretary may, at his discretion, suspend or cancel the contract. A contract suspension shall remove the exemption for the year in which the failure occurred, but secretary may, at his discretion, suspend the contract in which eligibility requirements and performance obligations are met, and the exemption shall then be restored effective for that year. A contract cancellation shall remove the exemption for the calendar year in which the failure occurred and all future years. Upon receipt of notification from the secretary that a contract is suspended or cancelled, the assessor shall adjust the property assessment in the manner provided by law. Taxes becoming due for a prior year due to removal of an exemption shall, at the discretion of the tax collector, be collectable immediately or with the taxes for the current year.

Section 2. The state shall be the sole proper defendant in any taxpayer challenge to the correctness of an assessment based upon the constitutionality of an exemption provided for in this Act."

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

HOUSE BILL NO. 838—
BY REPRESENTATIVE CHAMPAGNE
AN ACT
To enact R.S. 49:214.5.4(I), relative to the Coastal Protection and Restoration Fund; to dedicate certain monies into the fund; to provide for effectiveness; and to provide for related matters.

Reported favorably by the Committee on Finance. The bill was read by title and referred to the Legislative Bureau.
HOUSE BILL NO. 1043—
BY REPRESENTATIVE HENRY BURNS
AN ACT
To amend and reenact R.S. 39:100.61(B), relative to the New Opportunities Waiver Fund; to provide for the deposit of monies into the New Opportunities Waiver Fund; provides for an effective date; and to provide for related matters.

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

HOUSE BILL NO. 1045—
BY REPRESENTATIVE SEABAUGH
AN ACT
To amend and reenact R.S. 13:5108.1(A)(1) and (E)(2) and (3) and to enact R.S. 13:5108.1(E)(4), relative to individuals covered under the Louisiana Governmental Claims Act; to provide for indemnification; to provide for the definition of "covered individual"; and to provide for related matters.

Reported with amendments by the Committee on Finance.

SENATE COMMITTEE AMENDMENTS
Amendments proposed by Senate Committee on Finance to Reengrossed House Bill No. 1045 by Representative Seabaugh

AMENDMENT NO. 1
On page 1, line 2, after "R.S." delete the remainder of the line and insert "13:5108.1(A)(1) and (E)(2),"

AMENDMENT NO. 2
On page 1, at the beginning of line 3, delete "13:5108.1(E)(4),"

AMENDMENT NO. 3
On page 1, line 7, after "(E)(2)" delete the remainder of the line, delete line 8, and insert "are hereby amended and reenacted to read as follows:"

AMENDMENT NO. 4
On page 1, line 17, after "with the" delete the remainder of the line, delete line 18, and insert "state, or engaged in the provision of services on behalf of the state or any of its departments pursuant to Subsection (E)(2) of this Section."

AMENDMENT NO. 5
On page 2, line 2, after "or not," insert "(1)"

AMENDMENT NO. 6
On page 2, line 4, change "parties." to "parties, or (2) in providing professional assistance to the contracting agency when such professional assistance is alleged to have caused harm to third parties."

AMENDMENT NO. 7
On page 2, delete lines 6 through 19

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

HOUSE BILL NO. 1092—
BY REPRESENTATIVE FANNIN
AN ACT
To amend and reenact R.S. 47:1621(D)(1), relative to the payment of tax refunds; to authorize the payment of refunds for overpayments by means of a debit card under certain circumstances; and to provide for related matters.

Reported favorably by the Committee on Revenue and Fiscal Affairs. The bill was read by title and recommitted to the Committee on Finance.

HOUSE BILL NO. 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 by the Committee on Finance.

SENATE COMMITTEE AMENDMENTS
Amendments proposed by Senate Committee on Finance to Engrossed House Bill No. 1106 by Representative Katrina Jackson

AMENDMENT NO. 1
In Senate Committee Amendment No. 1, proposed by the Senate Committee on Revenue and Fiscal Affairs and adopted by the Senate on May 15, 2012, on page 1, line 2, change "have" to "has"

AMENDMENT NO. 2
On page 2, line 2, after "parents," and before "or" insert "for school based health clinics."

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

Petitions, Memorials and Communications
The following petitions, memorials and communications were received and read:

STATE OF LOUISIANA
DIVISION OF ADMINISTRATION
Office of the Commissioner
May 16, 2012

The Honorable John A. Alario Jr.
President
Louisiana Senate
Post Office Box 94183
Baton Rouge, LA 70804-9183

Dear President Alario and Members of the Senate:

In accordance with Louisiana Revised Statute 42:803, as Commissioner of the Division of Administration, I have appointed Mr. Charles D. Calvi Jr. as Chief Executive Officer of the Office of Group Benefits in the Division of Administration.

In that regard, I hereby acknowledge the following appointment to the Division of Administration and submit his name to you for consideration of Senate confirmation as required by law.

Effective: 01/09/2012
Mr. Charles D. Calvi Jr.
7389 Florida Blvd., Ste. 400
Baton Rouge, LA 70806
Vice: Vacant (Scott J. Kipper)
Seat: Appointed by the Commissioner of Administration; Chief Executive Officer of the Office of Group Benefits
Term: Pleasure

If further information is needed, please do not hesitate to contact me.
With best wishes and kindest personal regards, I remain
Very truly yours,
PAUL RAINWATER

LOUISIANA DEPARTMENT OF
AGRICULTURE & FORESTRY

April 4, 2012

The Honorable John Alario
President of the Louisiana Senate
P.O. Box 94183
Baton Rouge, LA 70804

Re: Appointment of Officers to the Department of Agriculture and Forestry

Dear President Alario:

Pursuant to the authority granted to me as set forth in La. R.S. 36:621, et seq, I have appointed the following individuals to positions within the Louisiana Department of Agriculture and Forestry and, therefore, respectfully request the consent of the Senate:

Brent Robbins, DVM Deputy Commissioner
Fred E. Bass Confidential Assistant
Colonel Dane Kyle Morgan Assistant Commissioner - Office of Management and Finance
James Todd Parker Assistant Commissioner - Office of Agricultural and Environmental Sciences
Benjamin Avery Rayburn Assistant Commissioner - Office of Agro-Consumer Services
John Stanley Walther Assistant Commissioner - Office of Animal Health and Food Safety

Furthermore, in accordance with La. R.S. 36:627(A), I have selected the following individuals in positions within the Louisiana Department of Agriculture and Forestry and, therefore, respectfully request the consent of the Senate:

Wade Dubea Assistant Commissioner - Office of Forestry

I am confident that each individual meets the qualifications required by law and will serve the State of Louisiana and the Louisiana Department of Agriculture and Forestry honorably. Hence, I submit their names for consideration of confirmation by the Senate.

Respectfully yours,
MIKE STRAIN DVM Commissioner

LOUISIANA DEPARTMENT OF
AGRICULTURE & FORESTRY

April 19, 2012

The Honorable John Alario
President of the Louisiana Senate
P.O. Box 94183
Baton Rouge, LA 70804

Re: Appointment of Members to the Louisiana Agricultural Commodities Commission

Dear President Alario:

Pursuant to the authority granted to me as set forth in La. R.S. 3:3403, I have appointed the following individuals as members of the Louisiana Agricultural Commodities Commission and, therefore, respectfully request the consent of the Senate.

Member
Mr. Robert Hanks
P.O. Box 490
Crowley, LA 70526
Rice Miller's Association
APPT DATE: April 16, 2012-Concurrent
VICE: Self

Mr. Stephen Logan
P.O. Box 238
Gilliam, LA 71029
LA Farm Bureau Federation
APPT DATE: April 16, 2012-Concurrent
VICE: Kenny Self

Mr. E. Lee Carter
2214 Liberty St.
Monroe, LA 71201
Commodity Broker
APPT DATE: April 16, 2012-Concurrent
VICE: Self

Mr. F. Ryan Ellington
4270 Front St.
Winnsboro, LA 71295
Cotton Merchant At-Large
APPT DATE: April 16, 2012-Concurrent
VICE: Self

Mr. F. Ryan Ellington
4270 Front St.
Winnsboro, LA 71295
Cotton Merchant At-Large
APPT DATE: April 16, 2012-Concurrent
VICE: Self

I am confident that each individual meets the qualifications required by law and will serve the State of Louisiana and the Louisiana Agricultural Commodities Commission honorably. Hence, I submit their names for consideration of confirmation by the Senate.

Thank you.

Respectfully yours,
MIKE STRAIN DVM Commissioner

LOUISIANA DEPARTMENT OF
AGRICULTURE & FORESTRY

March 13, 2012

The Honorable John Alario
President of the Louisiana Senate
P.O. Box 94183
Baton Rouge, LA 70804

Re: Appointment of Members to the Louisiana Board of Animal Health

Dear President Alario:

Pursuant to the authority granted to me as set forth in Louisiana Revised Statute 3:2091, I have appointed the following individuals as members of the Louisiana Board of Animal Health and, therefore, respectfully request the consent of the Senate.

Member
Tom Ardoin
P.O. Box 400
Pine Prairie, LA 70576
Louisiana Cattlemen's Assoc.
Commercial Breeder
Vice: T.B. Porter
Appointment Date: March 9, 2012

John Van Bennett
563 Tucker Story Rd.
Spearsville, LA 71277
Louisiana Farm Bureau Poultry Grower
Vice: Self
Appointment Date: March 9, 2012

I am confident that each individual meets the qualifications required by law and will serve the State of Louisiana and the Louisiana Board of Animal Health honorably. Hence, I submit their names for consideration of confirmation by the Senate.

Respectfully yours,
MIKE STRAIN DVM Commissioner
Dear President Alario:

Re: Appointment of Members to the Louisiana Egg Commission

Appointment Date: March 9, 2012

Bob Pitre
1406 Talbot Rd.
Thibodaux, LA 70301

Jeff Evans
17252 Greenwell Springs Rd.
Greenwell Springs, LA 70739

Member at large
VICE: Self
TERM: Concurrent

I am confident that each individual meets the qualifications required by law and will serve the State of Louisiana and the Louisiana Board of Animal Health. Hence, I submit their names for consideration of confirmation by the Senate. Thank you.

Respectfully yours,

MIKE STRAIN DVM
Commissioner

Member:

Jeanette Eisworth
13554 Lovett Rd.
Baton Rouge, LA 70818

Alternate:
Christi Langlois
17252 Greenwell Springs Rd.
Greenwell Springs, LA 70739

Alternate member at large
VICE: Add
TERM: Concurrent

Pursuant to the authority granted to me as set forth in La. R.S. 3:3801. I have appointed the following individuals as members of

Alternate active egg producer

Pursuant to the authority granted to me as set forth in La. R.S. 3:837. I have appointed the following individuals as members and alternates of the Louisiana Egg Commission and, therefore, respectfully request the consent of the Senate.

Respectfully yours,

MIKE STRAIN DVM
Commissioner

LOUISIANA DEPARTMENT OF AGRICULTURE & FORESTRY

April 3, 2012

The Honorable John Alario
President of the Louisiana Senate
P.O. Box 94183
Baton Rouge, LA 70804

Re: Appointment of Members to the Louisiana Egg Commission

Dear President Alario:

Pursuant to the authority granted to me as set forth in La. R.S. 3:837. I have appointed the following individuals as members and alternates of the Louisiana Egg Commission and, therefore, respectfully request the consent of the Senate.

Respectfully yours,

MIKE STRAIN DVM
Commissioner

LOUISIANA DEPARTMENT OF AGRICULTURE & FORESTRY

March 13, 2012

The Honorable John Alario
President of the Louisiana Senate
P.O. Box 94183
Baton Rouge, LA 70804

Re: Appointment of Members to the Louisiana Horticulture Commission

Dear President Alario:

Pursuant to the authority granted to me as set forth in La. R.S. 3:837. I have appointed the following individuals as members and alternates of the Louisiana Horticulture Commission and, therefore, respectfully request the consent of the Senate.

Respectfully yours,

MIKE STRAIN DVM
Commissioner

LOUISIANA DEPARTMENT OF AGRICULTURE & FORESTRY

March 13, 2012

The Honorable John Alario
President of the Louisiana Senate
P.O. Box 94183
Baton Rouge, LA 70804

Re: Appointment of Members to the Louisiana Egg Commission
the Louisiana Horticulture Commission and, therefore, respectfully request the consent of the Senate.

Mitch Mayes
8680 Perkins Rd.
Baton Rouge, LA 70810
Nursery Stock Dealer
Appointed: 3/13/2012
Term: 12/31/2015
Vice: Roger Mayes

Rob Barry III
Sunset, LA 70584
Wholesale Nurseryman
Appointed: 3/13/2012
Term Expires: 12/31/2015
Vice: Self

I am confident that each individual meets the qualifications required by law and will serve the State of Louisiana and the Louisiana Horticulture Commission honorably. Hence, I submit their names for consideration of confirmation by the Senate. Thank you.

Respectfully yours,
MIKE STRAIN DVM
Commissioner

LOUISIANA DEPARTMENT OF AGRICULTURE & FORESTRY
April 3, 2012

The Honorable John Alario
President of the Louisiana Senate
Baton Rouge, LA 70804
Re: Appointment of Members and Alternates to the Livestock Brand Commission

Dear President Alario:

Pursuant to the authority granted to me as set forth in La. R.S. 3:732, I have appointed the following individuals as members and alternates for members of the Livestock Brand Commission and, therefore, respectfully request the consent of the Senate.

Primary Member
Mr. Vic Blanchard
Wilbert's Sons
58020 Bayou Rd.
Plaquemine, LA 70765

Mr. Calvin LeBouef
13610 South Hwy 335
Abbeville, LA 70510

Sheriff Steve Prator
Caddo Parish Sheriff's Office
501 Texas St., Room 101
Shreveport, LA 71101

Alternate
David Richard
Stream Properties
P.O. Box 40
Lake Charles, LA 70602

Mr. James LeLeux
P.O. Box 45
Perry, LA 70575

Sheriff Austin Daniel
West Feliciana Parish Sheriff's Office
P.O. Box 1844
St. Francisville, LA 70775

TERM: April 3, 2012 - Concurrent
Louisiana Landowners Association
TERM: April 3, 2012 - Concurrent
Louisiana Cattlemen's Association alternate
TERM: April 3, 2012 - Concurrent
Louisiana Sheriff's Association alternate

I am confident that each individual meets the qualifications required by law and will serve the State of Louisiana and the Livestock Brand Commission honorably. Hence, I submit their names for consideration of confirmation by the Senate. Thank you.

Respectfully yours,
MIKE STRAIN DVM
Commissioner

LOUISIANA DEPARTMENT OF AGRICULTURE & FORESTRY
April 23, 2012

The Honorable John Alario
President of the Louisiana Senate
P.O. Box 94183
Baton Rouge, LA 70804
Re: Appointment of an Alternate to the Livestock Brand Commission

Dear President Alario:

Pursuant to the authority granted to me as set forth in La. R.S. 3:732, I have appointed the following individual as an alternate for the Louisiana Farm Bureau Federation member of the Livestock Brand Commission and, therefore, respectfully request the consent of the Senate.

Mr. Jim Marsalis
616 St. John Rd.
Athens, LA 71003
TERM: April 3, 2012 - Concurrent
Louisiana Farm Bureau Federation, Inc.
TERM: April 3, 2012 - Concurrent
Louisiana Forestry Association alternate
TERM: April 3, 2012 - Concurrent
Louisiana Farm Bureau Federation, Inc.

Kent LeDoux
Gray Ranch Manager
P.O. Box 40
Lake Charles, LA 70601
TERM: April 3, 2012 - Concurrent
Louisiana Forestry Association
TERM: April 3, 2012 - Concurrent
Louisiana Forestry Association alternate
TERM: April 3, 2012 - Concurrent
Louisiana Forestry Association alternate
TERM: April 3, 2012 - Concurrent
Louisiana Forestry Association alternate

I am confident that each individual meets the qualifications required by law and will serve the State of Louisiana and the Livestock Brand Commission honorably. Hence, I submit their names for consideration of confirmation by the Senate. Thank you.

Respectfully yours,
MIKE STRAIN DVM
Commissioner
Mr. John Tilton
7121 N River Rd.
Port Allen, LA 70767
Alternate for Louisiana Farm Bureau Federation position
APPT. DATE: April 13, 2012-Concurrent
VICE: ADD

I am confident that Mr. Tilton meets the qualifications required by law and will serve the State of Louisiana and the Livestock Brand Commission honorably. Hence, I submit his name for consideration of confirmation by the Senate. Thank you.

Respectfully yours,
MIKE STRAIN DVM
Commissioner

LOUISIANA DEPARTMENT OF AGRICULTURE & FORESTRY
April 5, 2012

The Honorable John Alario
President of the Louisiana Senate
P.O. Box 94183
Baton Rouge, LA 70804

Re: Appointment of Members to the Structural Pest Control Commission

Dear President Alario:

Pursuant to the authority granted to me as set forth in La. R.S. 3:3363(B), I have appointed the following individuals as members of the Structural Pest Control Commission and, therefore, respectfully request the consent of the Senate.

MEMBERS

George Bragg
1043 6th St.
Port Allen, LA 70767
VICE: Wayne Kent
TERM: April 4, 2012 - Concurrent
LA Mosquito Control Association

Dr. Grady Coburn
P.O. Box 302
Cheneyville, LA 71325
VICE: Self
TERM: April 4, 2012 - Concurrent
LA Agricultural Consultants’ Association

Wayne Ducote
715 Hummingbird Ln.
New Iberia, LA 70560
VICE: Self
TERM: April 4, 2012 - Concurrent
LA Ag Industries Association

Martin Floyd
2044 Bayou Rd.
Cheneyville, LA 71325
VICE: Smitty Smith
TERM: April 4, 2012 - Concurrent
LA Wildlife Federation

William “Billy” Guthrie
P.O. Box 38
Newellton, LA 71357
VICE: Self
TERM: April 4, 2012 - Concurrent
Farmer At Large

Dr. Marcia Hardy
451 Florida St.
Baton Rouge, LA 70801
VICE: Self
TERM: April 4, 2012 - Concurrent
Society of Toxicology

ALTERNATES

Wayne Kent
725 Woodcliff Dr.
Baton Rouge, LA 70815
VICE: Cole Church
TERM: April 4, 2012 - Concurrent
LA Mosquito Control Association

Ray Young
P.O. Box 648
Wisner, LA 71378
VICE: Joe Pankey
TERM: April 4, 2012 - Concurrent
LA Agricultural Consultants’ Association

Chad LeBlanc
202 Grand Lake Dr.
Arnaudville, LA 70512
VICE: Randy Verret
TERM: April 4, 2012 - Concurrent
LA Ag Industries Association

Vacant at this time.

Vacant at this time.

Vacant at this time.

I am confident that each individual meets the qualifications required by law and will serve the State of Louisiana and the Structural Pest Control Commission honorably. Hence, I submit their names for consideration of confirmation by the Senate. Thank you.

Respectfully yours,
MIKE STRAIN DVM
Commissioner

LOUISIANA DEPARTMENT OF AGRICULTURE & FORESTRY
March 13, 2012

The Honorable John Alario
President of the Louisiana Senate
P.O. Box 94183
Baton Rouge, LA 70804

Re: Appointment of Members to the Structural Pest Control Commission

Dear President Alario:

Pursuant to the authority granted to me as set forth in La. R.S. 3:3363(B), I have appointed the following individuals as members of the Structural Pest Control Commission and, therefore, respectfully request the consent of the Senate.

Robert L. Kunst
1980 Surgi Dr.
Mandeville, LA 70448
Licensed Pest Control Operator
VICE: Self
Appointed: 03/09/2012
TERM: Concurrent

Vacant at this time.
Daniel L. Foster  
110 Melody Dr.  
Houma, LA 70363  
Licensed Pest Control Operator  
Vice: Self  
Appointed: 03/09/2012  
Term: Concurrent  

Dr. Timothy D. Schowalter  
Professor and Department Head  
404 Life Sciences Bldg., LSU  
Baton Rouge, LA 70894  
Member of Faculty of Entomology Dept. at LSU  
Vice: Self  
Appointed: 03/09/2012  
Term: Concurrent  

I am confident that each individual meets the qualifications required by law and will serve the State of Louisiana and the Structural Pest Control Commission honorably. Hence, I submit their names for consideration of confirmation by the Senate. Thank you.

Respectfully yours,  
MIKE STRAIN DVM  
Commissioner  
LOUISIANA DEPARTMENT OF AGRICULTURE & FORESTRY  
March 22, 2012  
The Honorable John Alario  
President of the Senate- State of Louisiana  
P.O. Box 94183  
Baton Rouge, LA 70804  

Re: Appointment of the Director and Assistant Director of the Commission on Weights and Measures  

Dear President Alario:  

On March 21, 2012, the Commission on Weights and Measures convened in open and public session and recommended the appointment of its Director and Assistant Director pursuant to R.S. 3:4603(1).  

Francis Todd Thompson - Director of the Commission of Weights and Measures  
4452 Cypress St.  
Baton Rouge, LA 70808  

Danny Milas McCartney - Assistant Director of the Commission of Weights and Measures  
17093 Rannes  
Prairieville, LA 70760  

In accordance with the authority granted to me as set forth in R.S. 3:14603(1), I have reappointed Francis Todd Thompson as Director and Danny McCartney as Assistant Director, within the Louisiana Department of Agriculture and Forestry and, therefore, respectfully request the required consent of the Senate.  

I am confident that these gentlemen meet the qualifications required by law and will serve the State of Louisiana and the Department of Agriculture and Forestry honorably. Hence, I submit their names for consideration of confirmation by the Senate. Thank you.

Respectfully yours,  
MIKE STRAIN DVM  
Commissioner  
LOUISIANA DEPARTMENT OF AGRICULTURE & FORESTRY  
April 23, 2012  
The Honorable John Alario  
President of the Louisiana Senate  
P.O. Box 94183  
Baton Rouge, LA 70804  

Re: Appointment of Members to the Commission on Weights and Measures  

Dear President Alario:  

Pursuant to the authority granted to me as set forth in La. R.S. 3:4603, I have appointed the following individuals as members of the Commission on Weights and Measures and, therefore, respectfully request the consent of the Senate.  

Mr. Roy Amedee  
20 Thrasher St.  
New Orleans, LA 70124  
LA Retail Association  
TERM: 04/16/2012-Concurrent  
VICE: Self  

Mr. Mike Miller  
952 15th Ave.  
Franklinton, LA 70438  
LA Restaurant Association  
TERM: 04/16/2012-Concurrent  
VICE: Self  

Mr. Larry Terrell  
P.O. Box 1446  
Covington, LA 70434  
Nonagricultural Industries  
TERM: 04/16/2012-Concurrent  
VICE: Self  

Mr. Nolan Percy  
2240 Fairway Dr.  
Baton Rouge, LA 70809  
Consumer at-large  
TERM: 04/16/2012-Concurrent  
VICE: Self  

Mr. Dave George  
3210 N.E. Evangeline Thruway  
Lafayette, LA 70507  
Commercial Weighing/Measuring Device Industries  
TERM: 04/16/2012-Concurrent  
VICE: Self  

Mr. John O'Neill  
7580 Hot Wells Rd.  
Boyce, LA 71409  
LA Ag Industries Association  
TERM: 04/16/2012-Concurrent  
VICE: VACANT (Ronald Gonsoulin)  

I am confident that each individual meets the qualifications required by law and will serve the State of Louisiana and the Commission on Weights and Measures honorably. Hence, I submit their names for consideration of confirmation by the Senate. Thank you.

Respectfully yours,  
MIKE STRAIN DVM  
Commissioner  
LOUISIANA DEPARTMENT OF AGRICULTURE & FORESTRY  
April 23, 2012  
The Honorable John Alario  
President of the Louisiana Senate  
P.O. Box 94183  
Baton Rouge, LA 70804  

Re: Appointment of Members to the Commission on Weights and Measures  

Dear President Alario:  

Pursuant to the authority granted to me as set forth in La. R.S. 3:4603, I have appointed the following individuals as members of the Commission on Weights and Measures and, therefore, respectfully request the consent of the Senate.  

Mr. Joseph "Al" Moreaux  
124 Belle Helene  
Thibodaux, LA 70301  
Consumer at-large  
TERM: 04/16/2012-Concurrent  
VICE: Self  

Mr. Justin Alford  
9611 Airline Hwy  
Baton Rouge, LA 70815  
LA Oil Marketers & Convenience Stores Assn.  
TERM: 04/16/2012-Concurrent  
VICE: Tony Savoie  

Mr. Brad Terral  
70 Cypress Cove  
Delhi, LA 71232  
Agricultural Industries  
TERM: 04/16/2012-Concurrent  
VICE: VACANT  

I am confident that each individual meets the qualifications required by law and will serve the State of Louisiana and the Commission on Weights and Measures honorably. Hence, I submit their names for consideration of confirmation by the Senate. Thank you.

Respectfully yours,  
MIKE STRAIN DVM  
Commissioner  
STATE OF LOUISIANA  
DEPARTMENT OF CHILDREN AND FAMILY SERVICES  
February 27, 2012  
The Honorable John A. Alario Jr.  
President  
Louisiana State Senate  
Post Office Box 94183  
Baton Rouge, LA 70804-9183
Dear Senator Alario:

In accordance with Louisiana Revised Statute 36:475, I have reappointed Mr. Brent Villemarette as Deputy Secretary of Programs for the Louisiana Department of Children and Family Services, and Ms. Denise Fair as Deputy Secretary of Operations for the Louisiana Department of Children and Family Services.

In that regard, I hereby acknowledge the following appointments to the Department of Children and Family Services and submit to you the names for consideration of Senate confirmation as required by law.

DEPUTY SECRETARY OF PROGRAMS
(Effective January 10, 2012)
Mr. Brent Villemarette Vice: Self
627 N. 4th St., 8th Fl.
Baton Rouge, LA 70802

DEPUTY SECRETARY OF OPERATIONS
(Effective January 10, 2012)
Ms. Denise Fair Vice: Self
1525 Fairfield Ave., Room 850
Shreveport, LA 71101

Thank you in advance for your attention to this important matter, and please contact me should you have any questions or need additional information.

Sincerely,
RUTH JOHNSON
Secretary

LOUISIANA CULTURAL ECONOMY FOUNDATION
February 27, 2012

The Honorable John A. Alario
President, Louisiana Senate
P.O. Box 94183
Baton Rouge, LA 70804

Dear Senator Alario and Members of the Senate:

Pursuant to RS 25:652 of the Regular Session concerning the restructuring of CODOFIL, the Louisiana Cultural Economy Foundation has appointed Stacey Simmons, Ph.D. to serve on the CODOFIL board.

In that regard, I hereby acknowledge the following appointment and submit to you the name for consideration of Senate confirmation as required by law.

(Effective 01/09/12)
Stacey Simmons, Ph.D.
3711 North River Rd.
Port Allen, LA 70767

Thank you in advance for your attention to this important matter, and please contact me should you have any questions or need additional information.

Sincerely,  
RUTH JOHNSON
Secretary

STATE BOARD OF ELEMENTARY AND SECONDARY EDUCATION
January 17, 2012

The Honorable John Alario, President
Louisiana State Senate
State Capitol
P.O. Box 94183
Baton Rouge, LA 70804

Re: Senate Confirmation of the State Superintendent of Education

Dear Senator Alario:

In accordance with mandates of the Louisiana Constitution and Titles 17 and 36 of the Louisiana Revised Statutes, we have appointed the following individual to the position of Louisiana State Superintendent of Education, and therefore, respectfully request the consent of the Senate.

Superintendent of Education
(Effective January 11, 2012)
Mr. John C. White
P.O. Box 94064
Baton Rouge LA 70804

Thank you in advance for your attention to this important matter, and please contact the BESE office should you have any questions or need additional information.

Sincerely,  
PENNY DASTUGÜÊ
President

STATE OF LOUISIANA
DEPARTMENT OF EDUCATION
March 9, 2012

The Honorable Joan A. Alario, President
Louisiana State Senate
Post Office Box 94183
Baton Rouge, LA 70804-9183

Dear Senator Alario:

In accordance with mandates of the Louisiana Constitution and the Titles 17 and 36 of the Louisiana Revised Statutes, I have appointed the following individuals to positions within the Louisiana Department of the Education which require Senate confirmation, and therefore, respectfully request the consent of the Senate.

Sincerely,  
AIMEE SMALLWOOD
CEO

LOUISIANA ECONOMIC DEVELOPMENT
March 8, 2012

The Honorable John A. Alario Jr., President
Louisiana State Senate
Post Office Box 94183
Baton Rouge, LA 70804-9183

Dear Senator Alario and Members of the Senate:
I respectfully submit this name for consideration and consent by the Senate. Thank you in advance for your attention to this important matter, and please contact me should you have any questions or need additional information.

Sincerely,

JOHN C. WHITE
State Superintendent of Education

STATE OF LOUISIANA
DEPARTMENT OF ENVIRONMENTAL QUALITY
March 5, 2012

The Honorable John A. Alario Jr.
President
Louisiana State Senate
Post Office Box 94183
Baton Rouge, LA 70804-9183

Dear Senator Alario:

In accordance with Louisiana Revised Statute 36:235, I have reappointed Dr. Vladimir Alexander Appeaning as Deputy Secretary of the Louisiana Department of Environmental Quality.

In that regard, I hereby acknowledge the following appointment to the Department of Environmental Quality and submit to you the name for consideration of Senate confirmation as required by law.

DEPUTY SECRETARY OF THE DEPT. OF ENVIRONMENTAL QUALITY
(Effective January 10, 2012)
Dr. Vladimir Alexander Appeaning  Vice: Self
P.O. Box 4301
Baton Rouge, LA 70821

Thank you in advance for your attention to this important matter, and please contact me should you have any questions or need additional information.

Sincerely,

JOHN C. WHITE
State Superintendent of Education

STATE OF LOUISIANA
DEPARTMENT OF HEALTH AND HOSPITALS
Office of the Secretary
February 29, 2012

The Honorable John A. Alario Jr., President
Louisiana State Senate
Post Office Box 94183
Baton Rouge, LA 70804-9183

Dear Senator Alario:

In accordance with Louisiana Revised Statute 36:255, I have appointed Ms. Kathy Hawkins Kliebert as deputy secretary of the Department of Health and Hospitals.

In that regard, I hereby acknowledge the following appointment to the Department of Health and Hospitals and submit to you the name for consideration of Senate confirmation as required by law.

DEPUTY SECRETARY
(Effective January 10, 2012)
Ms. Kathy Hawkins Kliebert
P.O. Box 629
Baton Rouge, LA 70821-0629
Vice: Self
Seat: Deputy Secretary of the Department of Health and Hospitals
Term: Pleasure

Thank you in advance for your attention to this important matter, and please contact me should you have any questions or need additional information.

Sincerely,

BRUCE GREENSTEIN
Secretary

STATE OF LOUISIANA
GOVERNOR'S OFFICE OF HOMELAND SECURITY AND EMERGENCY PREPAREDNESS
March 1, 2012

The Honorable John A. Alario Jr., President
Louisiana State Senate
Post Office Box 94183
Baton Rouge, LA 70804-9183

Dear Senator Alario:

In accordance with Louisiana Revised Statute 29:725, I have appointed Mr. Earl Patrick Santos Jr. as Deputy Director of the Governor's Office of Homeland Security and Emergency Preparedness.

In that regard, I hereby acknowledge the following appointment to the Governor's Office of Homeland Security and Emergency Preparedness and submit to you the name for consideration of Senate confirmation as required by law.

DEPUTY DIRECTOR
(Effective January 10, 2012)
Mr. Earl Patrick Santos Jr.
7667 Independence Blvd.
Baton Rouge, LA 70806

Thank you in advance for your attention to this important matter, and please contact me should you have any questions or need additional information.

Sincerely,

PEGGY HATCH
Secretary

BRUCE GREENSTEIN
Secretary
Sincerely,
KEVIN C. DAVIS
Director

LOUISIANA DEPARTMENT OF INSURANCE
March 9, 2012

The Honorable John A. Alario Jr.
President
Louisiana Senate
Post Office Box 94183
Baton Rouge, LA 70804-9183

Dear President Alario and Members of the Senate:

In accordance with Louisiana Revised Statute 22:2294, I have appointed Mr. Gene Galligan as a member of the Board of Directors of the Louisiana Citizens Property Insurance representing the Professional Insurance Agents of Louisiana, or its successor.

In that regard, I hereby acknowledge the following appointment to the Board of Directors of the Louisiana Citizen's Property Insurance Corporation and submit his name to you for consideration of Senate confirmation as required by law.

Effective: 11/21/11
Mr. Gene Galligan
1605 Lamy Ln., Ste. A
Monroe, LA 71201
Vice: Vacant (Jody Miller Boudreaux)
Seat: One member appointed by the commissioner from a list of three nominees from the Professional Insurance Agents of Louisiana, or its successor.
Term: 12/31/12

If further information is needed, please do not hesitate to contact me.

With best wishes and kindest personal regards, I remain
Very truly yours,
JAMES J. DONÉLON
Commissioner of Insurance

LOUISIANA DEPARTMENT OF INSURANCE
March 29, 2012

The Honorable John A. Alario Jr.
President of the Senate
Post Office Box 94183
Baton Rouge, LA 70804

Dear Senator Alario:

The Louisiana Health Care Commission was created with its members serving terms of two years. The new study period for the two year term began July 1, 2011 and continues through June 30, 2013. Pursuant to the authority granted to me as set forth in Louisiana Revised Statute 22:2161, I have appointed the following individuals as members of the Louisiana Health Care Commission.

Ms. Rhonda Bagby
One Galleria Blvd., Ste. 1122
Metairie, LA 70001-7542
Appointed: 07/01/2011
Term: 06/30/2013
Seat: Represents a domestic commercial health insurance issuer (Humana Health Benefit Plan of Louisiana, Inc.).
Vice: VACANT (George Renaudin II)

Ms. Coletta C. Barrett, RN, MHA, FAHA
5000 Hennessy Blvd.
Baton Rouge, LA 70808-4375
Appointed: 07/11/2011
Term: 06/30/2013
Seat: Represents the Louisiana Hospital Association.
Vice: Self

Ms. Leah Barron
Post Office Drawer 83880
Baton Rouge, LA 70884-3880
Appointed: 07/01/2011
Term: 06/30/2013
Seat: Represents the Louisiana Health Plan.
Vice: Self

Robert E. Barsley, D.D.S., JD
Post Office Box 745
Ponchatoula, LA 70454
Appointed: 07/01/2011
Term: 06/30/2013
Seat: Represents the Louisiana Dental Association.
Vice: Self

Ms. Doreen O. Brasseaux
3810 W. Lakeshore Dr., Ste. 126
Baton Rouge, LA 70808
Appointed: 07/01/2011
Term: 06/30/2013
Seat: Represents the governing boards of state colleges and universities (Louisiana State University System).
Vice: Self

Mr. Scott Broussard
417 Industrial Park Dr.
Oberlin, LA 70655
Appointed: 07/01/2011
Term: 06/30/2013
Seat: Represents the Louisiana Nursing Home Association.
Vice: Self

Mr. Roderick C. Campbell, MBA/HCM
806 Jefferson Terrace Blvd.
New Iberia, LA 70560
Appointed: 07/01/2011
Term: 06/30/2013
Seat: Represents the Louisiana Primary Care Association.
Vice: Rhonda Renee Litt

Ms. Down E. Cantrell
Post Office Box 98029
Baton Rouge, LA 70898-9029
Appointed: 07/01/2011
Term: 06/30/2013
Seat: Represents a domestic mutual, non-profit health service and indemnity company (Blue Cross and Blue Shield of Louisiana).
Vice: Self

John Steven Caraway, D.C.
1200 Enterprise Blvd.
Lake Charles, LA 70601
Appointed: 07/18/2011
Term: 06/30/2013
Seat: Represents the Chiropractic Association of Louisiana.
Vice: Self

Mr. Allen Cassidy
Post Office Box 957
Jennings, LA 70546
Appointed: 07/19/2011
Term: 06/30/2013
Seat: Represents the Louisiana Independent Pharmacists Association.
Vice: Self
Ms. Julie T. Cherry  
Post Office Box 3477  
Baton Rouge, LA 70821  
Appointed: 07/01/2011  
Term: 06/30/2013  
Seat: Represents the Louisiana AFL-CIO.  
Vice: Self

Mr. Derrell Cohoon  
714 N. 5th St.  
Baton Rouge, LA 70802  
Appointed: 03/21/2012  
Term: 06/30/2013  
Seat: At-large.  
Vice: Karen DeSalvo, M.D.

Denise Danna, DNS, RN, NEA-BC, FACHE  
4432 Ithaca St.  
Metairie, LA 70006  
Appointed: 07/01/2011  
Term: 06/30/2013  
Seat: Represents the Louisiana State Nurses Association.  
Vice: Gordon Natal Jr.

Ms. Diane Davidson  
Post Office Box 1110  
Alexandria, LA 71309  
Appointed: 07/01/2011  
Term: 06/30/2013  
Seat: Represents the Louisiana Business Group on Health.  
Vice: Self

Michael S. Ellis, M.D.  
8 Park Island Dr.  
New Orleans, LA 70122  
Appointed: 07/01/2011  
Term: 06/30/2013  
Seat: Represents the Louisiana State Medical Society.  
Vice: Robert Chugden, M.D.

Ms. Kerry Everitt  
One American Place  
301 Main St., Ste. 1012  
Baton Rouge, LA 70825  
Appointed: 07/08/2011  
Term: 06/30/2013  
Seat: Represents AARP Louisiana.  
Vice: Self

Thomas C. Fain, Ph.D., M.P.  
10641 Hillary Ct., Ste. 1  
Baton Rouge, LA 70810  
Appointed: 07/15/2011  
Term: 06/30/2013  
Seat: Represents the Louisiana Psychological Association.  
Vice: Warren C. Lowe, Ph.D., M.P.

William L. Ferguson, Ph.D.,CLU, CPCU, ARM  
Post Office Box 44570  
Lafayette, LA 70504-4570  
Appointed: 07/01/2011  
Term: 06/30/2013  
Seat: Represents the governing boards of state colleges and universities-University of Louisiana System-University of Louisiana Lafayette.  
Vice: L. Philip Caillouet, Ph.D.

Donna Fraiche, Esq.  
201 St. Charles Ave., Ste. 3600  
New Orleans, LA 70170  
Appointed: 07/01/2011  
Term: 06/30/2013  
Seat: At-large: Chair.  
Vice: Self

Holley Galland, M.D.  
254 Nelson Dr.  
Baton Rouge, LA 70808  
Appointed: 07/01/2011  
Term: 06/30/2013  
Seat: Represents the Louisiana Council on Human Relations.  
Vice: Self

Ms. Leah Guerry  
Post Office Box 4289  
Baton Rouge, LA 70821-4289  
Appointed: 07/01/2011  
Term: 06/30/2013  
Seat: Represents the Louisiana Association for Justice (formerly Louisiana Trial Lawyers' Association).  
Vice: Benjamin P. Mouton

Ms. Linda P. Hawkins  
22271 Main St.  
Abita Springs, LA 70420  
Appointed: 08/16/2011  
Term: 06/30/2013  
Seat: Represents the League of Women Voters.  
Vice: Myra Myers

Mr. Paul A. Hildreth, PT, DPT, MPH  
930 Marengo St.  
New Orleans, LA 70115  
Appointed: 08/08/2011  
Term: 06/30/2013  
Seat: Represents the Louisiana Physical Therapy Association.  
Vice: William R. Naquin

Ms. Bridgette R. Jamison  
Post Office Box 8258  
Baton Rouge, LA 70808  
Appointed: 07/01/2011  
Term: 06/30/2013  
Seat: Represents the Louisiana Association of Business and Industry.  
Vice: Self (Bridgette J. Richard)

Anil Kukreja, Ph.D.  
1 Drexel Dr.  
New Orleans, LA 70125  
Appointed: 07/01/2011  
Term: 06/30/2013  
Seat: Represents the Louisiana Association of Independent Colleges and Universities (Xavier University of Louisiana).  
Vice: Self

Eva Lamendola, O.D.  
1004 W. Highway 30  
Gonzales, LA 70737  
Appointed: 07/01/2011  
Term: 06/30/2013  
Seat: Represents the Optometry Association of Louisiana.  
Vice: Thomas R. Fairley, O.D.

Ms. Janie Ward Martin  
Post Office Box 65047  
Baton Rouge, LA 70896  
Appointed: 07/01/2011  
Term: 06/30/2013  
Seat: Represents the Louisiana Maternal and Child Health Coalition (formerly the Louisiana Coalition for Maternal and Infant Health).  
Vice: Self

Ms. Donna M. Mayeux  
1555 Knollwood Dr.  
Baton Rouge, LA 70808  
Appointed: 07/01/2011  
Term: 06/30/2013  
Seat: At-large.  
Vice: Self
Hugh V. McKnight Sr., D.D.S.
1134 Swan Ave.
Baton Rouge, LA 70807
Appointed: 07/08/2011
Term: 06/30/2013
Seat: Represents the National Dental Association.
Vice: Self

Mr. John David Monlezun Sr.
401 West College St.
Lake Charles, LA 70605
Appointed: 07/01/2011
Term: 06/30/2013
Seat: Represents the National Federation of Independent Businesses.
Vice: Self

Mr. Ron Nezat
Post Office Box 91180
Lafayette, LA 70509
Appointed: 07/01/2011
Term: 06/30/2013
Seat: At-large.
Vice: Bert T. Melancon

Ms. B. Ronnell Nolan, HIA
Post Office Box 65128
Baton Rouge, LA 70896
Appointed: 07/01/2011
Term: 06/30/2013
Seat: Represents the Louisiana Association of Health Underwriters.
Vice: Ron J. Nezat

Ms. Phyllis A. Perron
450 Laurel St., Ste. 1400
Baton Rouge, LA 70801
Appointed: 07/01/2011
Term: 06/30/2013
Seat: Represents the Louisiana Insurers' Conference.
Vice: Self

Mr. Bobby G. Savoie
25569 Winged Foot Ct.
Denham Springs, LA 70726
Appointed: 07/01/2011
Term: 06/30/2013
Seat: Represents AARP Louisiana, as a volunteer representative.
Vice: Self

Ms. Sherry Soileau, RHU, CLTC
6421 Perkins Rd.
Bldg. A, Ste. 2B
Baton Rouge, LA 70808
Appointed: 07/01/2011
Term: 06/30/2013
Seat: Represents NAIFA Louisiana (formerly the Louisiana Association of Insurance and Financial Advisors).
Vice: VACANT (Kerry B. Drake)

Laura E. Trunk, M.D.
#1 Galleria Blvd., Ste. 1122
Metairie, LA 70001
Appointed: 07/13/2011
Term: 06/30/2013
Seat: Represents the Louisiana Association of Health Plans.
Vice: Self

Ms. Shelia Williams
11184 Coco Dr.
Tickfaw, LA 70466
Appointed: 07/22/2011
Term: 06/30/2013
Seat: Represents the National Association for the Advancement of Colored People.
Vice: VACANT (Veronica Gray)

Mr. Mayur Yermaneni
8591 United Plaza Blvd., #270
Baton Rouge, LA 70809
Appointed: 08/24/2011
Term: 06/30/2013
Seat: Represents eQHealth Solutions (formerly Louisiana's Medicare Peer Review Organization as designated by the Health Care Financing Administration).
Vice: Scott Flowers

I hereby submit the above listed appointments for Senate confirmation as required by law.

Ms. Emma Fontenot, Deputy Commissioner for Health Insurance, shall serve ex-officio on the commission as my designee, effective July 1, 2011.

If further information is needed, please call me or have a member of your staff contact Alison Ferguson, Executive Director of the Louisiana Health Care Commission to coordinate Senate confirmation.

With best wishes and kindest personal regards, I remain
Very truly yours,
JAMES J. DONELON
Commissioner of Insurance

LOUISIANA DEPARTMENT OF INSURANCE
February 10, 2012

The Honorable John A. Alario Jr.
President of the Senate
Louisiana State Senate
Post Office Box 94183
Baton Rouge, LA 70804-9183

Dear Senator Alario:

In accordance with LSA-R.S. 36:681 et seq., I have made the following appointment:

Susan Denise Brignac
Title: Deputy Commissioner of Management and Finance
Department of Insurance
Mailing Address: P.O. Box 858, Clinton, LA 70722
Appointment Effective: January 30, 2012

In that regard, I hereby acknowledge and submit the above listed appointment for Senate confirmation as required by law. For your records, the previous incumbent, Shirley Bowler, was appointed to the position of Special Assistant to the Chief Deputy Commissioner under R.S. 22:2(A)(2) effective January 30, 2012. Please contact Ms. Pamela Croxton, Human Resources Director, to coordinate Senate confirmation.

If further information is needed, please do not hesitate to contact me.

With best wishes and kindest personal regards, I remain
Very truly yours,
JAMES J. DONELON
Commissioner of Insurance

Ms. Shelia Williams
11184 Coco Dr.
Tickfaw, LA 70466
Appointed: 07/22/2011
Term: 06/30/2013
Seat: Represents the National Association for the Advancement of Colored People.
Vice: VACANT (Veronica Gray)

Mr. Mayur Yermaneni
8591 United Plaza Blvd., #270
Baton Rouge, LA 70809
Appointed: 08/24/2011
Term: 06/30/2013
Seat: Represents eQHealth Solutions (formerly Louisiana's Medicare Peer Review Organization as designated by the Health Care Financing Administration).
Vice: Scott Flowers

I hereby submit the above listed appointments for Senate confirmation as required by law.

Ms. Emma Fontenot, Deputy Commissioner for Health Insurance, shall serve ex-officio on the commission as my designee, effective July 1, 2011.

If further information is needed, please call me or have a member of your staff contact Alison Ferguson, Executive Director of the Louisiana Health Care Commission to coordinate Senate confirmation.

With best wishes and kindest personal regards, I remain
Very truly yours,
JAMES J. DONELON
Commissioner of Insurance
LOUISIANA DEPARTMENT OF INSURANCE
February 10, 2012

The Honorable John A. Alario Jr.
President of the Senate
Louisiana State Senate
Post Office Box 94183
Baton Rouge, LA 70804-9183

Dear Senator Alario:

In accordance with LSA-R.S. 36:681 et seq., I have made the following appointment:

Amy Wynne David
Title: Deputy Commissioner for Public Affairs
Department of Insurance
Mailing Address: 19614 S. Muirfield Cir.,
Baton Rouge, LA 70810
Appointment Effective: January 30, 2012

In that regard, I hereby acknowledge and submit the above listed appointment for Senate confirmation as required by law. For your records, the previous incumbent, Lori J. Cherry, resigned from her position effective January 26, 2012. Please contact Ms. Pamela Croxton, Human Resources Director, to coordinate Senate confirmation.

If further information is needed, please do not hesitate to contact me.

With best wishes and kindest personal regards, I remain
Very truly yours,

JAMES J. DONÉLON
Commissioner of Insurance

LOUISIANA DEPARTMENT OF INSURANCE

The Honorable Joel T. Chaissen II
President of the Senate
Louisiana State Senate
Post Office Box 94183
Baton Rouge, LA 70804-9183

Dear Senator Chaissen:

In accordance with LSA-R.S. 36:681 et seq., I have made the following appointment:

Barry Eugene Ward
Title: Deputy Commissioner for Licensing and Compliance
Department of Insurance
Mailing Address: 5328 Kennesaw Dr.,
Baton Rouge, LA 70817
Appointment Effective: September 1, 2011

In that regard, I hereby acknowledge and submit the above listed appointment for Senate confirmation as required by law. For your records, the previous incumbent, Ron Henderson, resigned effective August 16, 2011. Please contact Ms. Pamela Croxton, Human Resources Director, to coordinate Senate confirmation.

If further information is needed, please do not hesitate to contact me.

With best wishes and kindest personal regards, I remain
Very truly yours,

JAMES J. DONÉLON
Commissioner of Insurance

LOUISIANA DISTRICT JUDGES ASSOCIATION
March 14, 2012

The Honorable John A. Alario Jr., President
Louisiana State Senate
Post Office Box 94183
Baton Rouge, LA 70804-9183

Re: Appointment to Judicial Compensation Commission By Louisiana District Judges Association

Dear Senator Alario and Members of the Senate:

In accordance with Louisiana Revised Statute 13:42, et seq., please allow this letter to serve as the Louisiana District Judges Association's reappointment of Judge Frank A. Marullo Jr. to the Judicial Compensation Commission.

In that regard, I hereby acknowledge the following appointment to the Judicial Compensation Commission and submit to you the name for consideration of Senate confirmation as required by law.

Judge Frank A. Marullo Jr. Vice: Self
2700 Tulane Ave.
New Orleans, LA 70119
Appointed: September 27, 2011
Term: August 15, 2015

If you need further information, please feel free to contact our liaison counsel, Jennifer Eagan.

Sincerely,

JUDGE SCOTT CRICHTON
President
Honorable Jody Amedee  
State Senator  
2109 South Burnside Ave.  
Ste. A  
Gonzales, LA 70737  
RE: Judicial Compensation Commission  

Dear Senator Amedee:  
In accordance with R.S. 13:42, I hereby appoint you to serve as a member of the Judicial Compensation Commission.  
I appreciate your willingness to serve in this important role. Please call if I can be of any assistance.  

Sincerely,  
JOHN A. ALARIO JR.  
Senate President  

Honorable Dan Claitor  
State Senator  
7520 Perkins Rd.  
Ste. 160A  
Baton Rouge, LA  70808  
RE: Judicial Compensation Commission  

Dear Senator Claitor:  
In accordance with R.S. 13:42, I hereby appoint you to serve as a member of the Judicial Compensation Commission.  
I appreciate your willingness to serve in this important role. Please call if I can be of any assistance.  

Sincerely,  
JOHN A. ALARIO JR.  
Senate President  

Mr. Byron Doug Johnson  
2100 Rue Simone  
Hammond, LA  70403  
RE: Judicial Compensation Commission  

Dear Mr. Johnson:  
In accordance with R.S. 13:42, it is my pleasure to reappoint you to serve as a member of the Judicial Compensation Commission.  
I appreciate your willingness to serve in this important role. Please call if I can be of any assistance.  

Sincerely,  
JOEL T. CHAISSON II  
Senate President  

The Honorable John A. Alario Jr., President  
Louisiana State Senate  
Post Office Box 94183  
Baton Rouge, LA 70804-9183  
RE: Trey Phillips, First Assistant Attorney General  
Senate Confirmation  

Dear Senator Alario and Members of the Senate:  
In accordance with Article 4, Section 13 of the Louisiana Constitution and R.S. 36:703, I have reappointed Mr. Trey Phillips as First Assistant Attorney General, Louisiana Department of Justice effective January 9, 2012.  

In that regard, I hereby acknowledge the following appointment and submit to you the name for consideration of Senate confirmation as required by law. Mr. Phillip's contact information is:  

Mr. Trey Phillips  
Department of Justice  
P.O. Box 94005  
Baton Rouge, LA 70804-9005  

Thank you in advance for your attention to this important matter, and please contact me should you have any questions or need additional information.  

Yours very truly,  
JAMES D. "BUDDY" CALDWELL  
Attorney General  

The Honorable Joel Chaisson, President  
Louisiana State Senate  
Louisiana State Capitol  
Baton Rouge, Louisiana  70802  
RE: Paul E. Pendas, First Assistant Legislative Auditor  
Senate Confirmation  

In accordance with Louisiana Revised Statute 24:511(E), I have appointed Paul E. Pendas as First Assistant Legislative Auditor,
effective September 9, 2011. Mr. Pendas is replacing David K. Greer, who has retired from our agency.

In that regard, I hereby acknowledge the following appointment and submit to you the name for consideration of Senate confirmation as required by law.

FIRST ASSISTANT LEGISLATIVE AUDITOR
(Effective September 9, 2011)
Mr. Paul E. Pendas
Post Office Box 94397
Baton Rouge, Louisiana 70804

I believe this confirmation will be in the best interest of the Louisiana Legislative Auditor’s Office and in the best interest of the State of Louisiana. Thank you in advance for your attention to this important matter, and please contact me if you should have any questions or need additional information.

Sincerely,
DARYL G. PURPERA, CPA, CFE
Legislative Auditor
OFFICE OF THE LIEUTENANT GOVERNOR
STATE OF LOUISIANA
May 1, 2012

The Honorable John A. Alario
President, Louisiana Senate
Post Office Box 94183
Baton Rouge, LA 70804-9183

Dear Senator Alario and Members of the Senate:

Pursuant to R. S. 36:207, I have appointed Mr. Kyle Edmistion as assistant secretary of the office of tourism from a list of nominees selected by the Louisiana Tourism Development Commission. In that regard, I hereby acknowledge the following appointment to the Louisiana Department of Culture, Recreation and Tourism, and submit to you the name for consideration of Senate confirmation as required by law:

Mr. Kyle Edmistion  Vice: James Hutchinson
P.O. Box 94291
Baton Rouge, LA 70804
Appointed by Lt. Governor effective May 1, 2012

Thank you in advance for your attention to this important matter, and please contact me should you have any questions or need further information.

Very truly yours,
JAY DARDENNE
Lieutenant Governor
OFFICE OF THE LIEUTENANT GOVERNOR
STATE OF LOUISIANA
April 10, 2012

The Honorable John A. Alario Jr.
President
Louisiana Senate
Post Office Box 94183
Baton Rouge, LA 70804-9183

Dear President Alario:

In accordance with La R.S. 36:201 et seq., I have appointed the officers named below to serve in the Louisiana Department of Culture, Recreation and Tourism effective January 9, 2012. All serve at my pleasure. I submit to you these names for consideration of Senate confirmation as required by law.
Very truly yours,
JAY DARDENNE
Lieutenant Governor

OFFICE OF THE LIEUTENANT GOVERNOR
STATE OF LOUISIANA

April 25, 2012

The Honorable John A. Alario Jr.
President
Louisiana Senate
Post Office Box 94183
Baton Rouge, LA 70804-9183

Dear President Alario:

In accordance with R.S. 25:341, I have appointed the following individuals to the Board of Directors of the Louisiana State Museum effective immediately to serve a term concurrent with that of the lieutenant governor. In that regard, I hereby submit to you these names for consideration for Senate confirmation as required by law:

Ms. Myrna Bergeron  
Vice: Darryl Gissel
1506 Stephens Ave.
Baton Rouge, LA 70808
Appointed April 23, 2012 by Lt. Governor
Seat: Represents Foundation for Historical Louisiana

Mr. Robert A. Barnett  
Vice: Elna P. Dease
639 Loyola Ave., Ste. 2500
New Orleans, LA 70113
Appointed April 23, 2012 by Lt. Governor
Seat: At large

Thank you in advance for your attention to this matter. Should you have any questions or need further information, please do not hesitate to contact me.

Very truly yours,
JAY DARDENNE
Lieutenant Governor

CITY OF MORGAN CITY, LOUISIANA

March 28, 2012

The Honorable John A. Alario, President
Louisiana State Senate
Post Office Box 94183
Baton Rouge, LA 70804-9183

Dear Senator Alario:

In accordance with Louisiana R.S. 34:322.1, the council of the city of Morgan City has appointed Mr. R. Scott Melancon to the Board of the Morgan City Harbor and Terminal District.

In that regard, I hereby acknowledge the following appointment and submit to you the name for consideration of Senate confirmation as required by law.

(Effective March 27, 2012)
Mr. R. Scott Melancon
37 Marquis Manor
Morgan City, LA 70380

Thank you in advance for your attention to this important matter, and please contact me should you have any questions or need additional information.

Very truly yours,
TIMOTHY MATTE
Mayor

STATE OF LOUISIANA
OFFICE OF THE LIEUTENANT GOVERNOR
DEPARTMENT OF CULTURE, RECREATION & TOURISM

August 17, 2011

The Honorable Joel T. Chaissen II, President
Louisiana State Senate
Post Office Box 94183
Baton Rouge, LA  70804-9183

Dear Senator Chaissen:

In accordance with La. R.S. 25:902, as the State Historic Preservation Officer, I have appointed the following members to the Louisiana National Register Review Committee effective June 24, 2011.

In that regard, I hereby acknowledge the following appointments to the Department of Culture, Recreation, and Tourism and submit to you the names for consideration of Senate confirmation as required by law.

Cooper, Mr. Gary W.  
Vice: Self
106 Azalea Dr.
DeQuincy, LA 70633
Seat: At Large; Interested Non-Professional
Kramer, Mrs. Glenna  
Vice: Self  
4484 Irish Bend Rd.  
Franklin, LA 70538  
Seat: At Large; Interested Non-Professional

Lewis, The Honorable J. Lynn, Mayor  
Vice: Self  
Town of Delhi  
City Hall  
209 Broadway St.  
Delhi, LA 71232  
Seat: At Large; Interested Non-Professional

Turner, Mrs. Sue  
Vice: Self  
#3 Rue Sorbonne  
Baton Rouge, LA 70808  
Seat: At Large; Interested Non-Professional

Thank you in advance for your attention to this important matter, and please contact me should you have any questions or need additional information.

Sincerely,

PAM BREAUX  
Deputy Assistant Secretary  
Office of Cultural Development

CONGRESS OF THE UNITED STATES  
HOUSE OF REPRESENTATIVES  

May 14, 2012

The Honorable John A. Alario Jr.  
President  
Louisiana Senate  
Post Office Box 94183  
Baton Rouge, LA 70804-9183

Dear President Alario and Members of the Senate:

In accordance with Louisiana Revised Statute 34:2471, as Parish President with the concurrence of two thirds of the St. John the Baptist Council, it is the desire of the Parish Council to appoint Mr. Blaise Gravois to the board of commissioners of the Port of South Louisiana.

In that regard, I hereby acknowledge the following appointment to the Port of South Louisiana and submit to you the name for consideration of Senate confirmation as required by law.

(Effective March 8, 2012)

Mr. Blaise Gravois  
13303 Maria Gravois Rd.  
Vacherie, LA 70090

Thank you in advance for your attention to this important matter, and please contact me should you have any questions or need additional information.

Sincerely,

TIMOTHY ROUSSEL  
President

ST. JOHN THE BAPTIST PARISH

March 15, 2012

The Honorable John A. Alario Jr.  
Louisiana State Senate  
Post Office Box 94183  
Baton Rouge, LA 70804-9183

Dear Senator Alario:

In accordance with Louisiana Revised Statute 34:2471, as Parish President with the concurrence of two thirds of the St. John the Baptist Parish Council, it is the desire of the Parish Council to appoint Mr. Blaise Gravois to the board of commissioners of the Port of South Louisiana.

In that regard, I hereby acknowledge the following appointment to the Port of South Louisiana and submit to you the name for consideration of Senate confirmation as required by law.

(Effective March 8, 2012)

Mr. Blaise Gravois  
13303 Maria Gravois Rd.  
Vacherie, LA 70090

Thank you in advance for your attention to this important matter, and please contact me should you have any questions or need additional information.

Sincerely,

TIMOTHY ROUSSEL  
President

ST. CHARLES PARISH  
OFFICE OF THE COUNCIL  

March 15, 2012

Honorable John A. Alario Jr., President  
Louisiana State Senate  
Post Office Box 94183  
Baton Rouge, LA 70804-9183

Re: Port of South Louisiana Commission

Dear Senator Alario:

On Monday, January 23, 2012, the St. Charles Parish Council adopted Resolution No. 5876 approving the appointment of Mr. James Raymond Fryoux as a member of the Port of South Louisiana Commission.

I hereby acknowledge this appointment and submit to you the name for consideration of Senate confirmation as required by law.

A copy of the resolution is enclosed for your records.

Sincerely,

CALLI T. MADERE  
Acting Council Secretary

PARISH OF ST. JAMES

March 19, 2012

The Honorable John A. Alario Jr.  
Louisiana State Senate  
Post Office Box 94183  
Baton Rouge, LA 70804-9183

Dear Senator Alario:

In accordance with Louisiana Revised Statute 34:2471, as parish president with the concurrence of two thirds of the St. James Council, it is the desire of the Parish Council to appoint Mr. Blaise Gravois to the board of commissioners of the Port of South Louisiana.

In that regard, I hereby acknowledge the following appointment to the Port of South Louisiana and submit to you the name for consideration of Senate confirmation as required by law.

(Effective March 8, 2012)

Mr. Blaise Gravois  
13303 Maria Gravois Rd.  
Vacherie, LA 70090

Thank you in advance for your attention to this important matter, and please contact me should you have any questions or need additional information.

Sincerely,

CALLI T. MADERE  
Acting Council Secretary
Baptist Council, it is the desire of the Parish Council to appoint Mr. Joseph M. Scontrino III to the Board of Commissioners of the Port of South Louisiana.

In that regard, I hereby acknowledge the following appointment to the Port of South Louisiana and submit to you the name for consideration of Senate confirmation as required by law.

(Effective March 8, 2012)
Mr. Joseph M. Scontrino III
1401 Main St.
LaPlace, LA 70068

Thank you in advance for your attention to this important matter, and please contact me should you have any questions or need additional information.

Sincerely,

NATALIE ROBOTTOM
Parish President

LOUISIANA STATE BAR ASSOCIATION

March 21, 2012

The Honorable John A. Alario Jr., President
Louisiana State Senate
Post Office Box 94183
Baton Rouge, LA 70804-9183

Re: Appointment to the Louisiana Public Defender Board
By the President of the Louisiana Bar Association

Dear President Alario and Members of the Senate:

Pursuant to La. R.S. 15:146, please be advised that, on behalf of the Louisiana State Bar Association, I have appointed Herschel E. Richard Jr. to the Public Defender Board.

In that regard, I hereby acknowledge the appointment to the Public Defender Board and submit his name to you for consideration of Senate confirmation as required by law.

Herschel E. Richard Jr.  Vice: Vacant (Christine Lipsey)
Cook, Yancy, King & Galloway, APLC
333 Texas St.
Ste. 1700
Shreveport, LA 71101-3675
Seat: Appointed by president of LSBA
Appointed: 07/21/2011
Term: 01/21/2015

Please do not hesitate to contact me if you have any questions.

Sincerely yours,

JAMES J. DAVIDSON III
President

STATE OF LOUISIANA
DEPARTMENT OF PUBLIC SAFETY
AND CORRECTIONS

July 19, 2011

The Honorable Joel T. Chaisson II
President
Louisiana Senate
Post Office Box 94183
Baton Rouge, LA 70804-9183

Dear Senator Chaisson:

In accordance with La. R. S. 36:405, I have appointed and hereby acknowledge the appointment of Eugenie C. Powers as the Deputy Secretary for the Department of Public Safety and Corrections, Corrections Services. I submit to you the following information to request consideration of Senate confirmation as required by law:

Eugenie C. Powers
Deputy Secretary for Corrections Services
(Effective July 11, 2011)
7628 Chairman Ave.
Baton Rouge, LA 70817

I thank you in advance for your consideration of this confirmation. Please contact me if you should have any questions.

Sincerely,

JAMES M. LEBLANC
Secretary

STATE OF LOUISIANA
DEPARTMENT OF PUBLIC SAFETY
AND CORRECTIONS

February 24, 2012

The Honorable John A. Alario Jr.
President
Louisiana Senate
Post Office Box 94183
Baton Rouge, LA 70804-9183

Dear President Alario and Members of the Senate:

In accordance with Louisiana Revised Statute 36:405, I have appointed Ms. Eugenie C. Powers as Deputy Secretary for Corrections Services, Col. Michael Edmonson as Deputy Secretary for Public Safety Services.

In that regard, I hereby acknowledge the following appointments to the Department of Public Safety and Corrections and submit to you the names for consideration of Senate confirmation as required by law.

DEPUTY SECRETARY FOR CORRECTIONS SERVICES
(Effective January 10, 2012)
Ms. Eugenie C. Powers
P.O. Box 94304
Baton Rouge, LA 70804

DEPUTY SECRETARY FOR PUBLIC SAFETY SERVICES
(Effective January 10, 2012)
Col. Michael Edmonson
P.O. Box 66614, Box A-8
Baton Rouge, LA 70896

Thank you in advance for your attention to this important matter, and please contact me if you have any questions or need additional information.

Sincerely yours,

JAMES M. LEBLANC
Secretary

STATE OF LOUISIANA
DEPARTMENT OF REVENUE

February 22, 2012

The Honorable John A. Alario Jr.
President
Louisiana Senate
Post Office Box 94183
Baton Rouge, LA 70804-9183

Dear President Alario and Members of the Senate:
In accordance with Louisiana Revised Statute 36:455, I have appointed Ms. Jane Smith as Deputy Secretary of the Louisiana Department of Revenue.

In that regard, I hereby acknowledge the following appointment to the Department of Revenue and submit to you the name for consideration of Senate confirmation as required by law.

**DEPUTY SECRETARY OF THE
DEPARTMENT OF REVENUE**
(Effective January 24, 2012)
Ms. Jane H. Smith
P.O. Box 66258
Baton Rouge, LA 70896
Vice: Earl J. Millet Jr.

Thank you in advance for your attention to this important matter and please contact me should you have any questions or need additional information.

Sincerely,
CYNTHIA BRIDGES
Secretary

**NEW ORLEANS PLANTATION COUNTRY**

May 8, 2012
The Honorable John A. Alario Jr.
President
Louisiana Senate
Post Office Box 94183
Baton Rouge, LA 70804-9183

Dear President Alario and Members of the Senate:

In accordance with Louisiana Revised Statute 33:4574.12 (B), the following individuals have been appointed as commissioners of the River Parishes Convention, Tourist, and Visitors Commission. In that regard, I hereby acknowledge the following appointments and submit to you the names for consideration of Senate confirmation as required by law.

Ms. Angela Matherne
17 Elmwood Ct.
Destrehan, LA 70047
Appointed by St. Charles Parish President
Appointed: October 31, 2011
Term: October 31, 2015
Vice: Self

Mr. Louis Kliebert
P.O. Box 554
Lutcher, LA 70071
Appointed by St. James Parish President
Appointed: March 7, 2012
Term: October 31, 2013
Vice: vacant (Kathryn Hotard)

Ms. Janice Mitchell
2237 Williamsburg Dr.
LaPlace, LA 70068
Appointed by St. John Parish President
Appointed: February 14, 2012
Term: October 31, 2015
Vice: vacant (Mike Norton)

Mr. Rodney Nicholas
2063 Lafitte Dr.
LaPlace, LA 70068
Appointed by St. John Parish Council
Appointed: February 28, 2012
Term: October 31, 2014
Vice: Judy Songy

If further information is needed, please do not hesitate to contact me.

Thank you and with best personal regards, I am
Very truly yours,
PAUL G. AUCOIN
Chairman

**ST. CHARLES PARISH**

May 15, 2012
Honorable John A. Alario Jr., President
Louisiana State Senate
Post Office Box 94183
Baton Rouge, LA 70804-9183

Re: Southeast Regional Airport Authority

Dear Senator Alario:

We are pleased that on Monday, January 23, 2012, the St. Charles Parish Council adopted Resolution No. 5877 approving the
appointment of Mr. Carl J. Cantrelle Jr. as a member of the Southeast
Regional Airport Authority.

I hereby acknowledge this appointment and submit to you the
name for consideration of Senate confirmation as required by law.

A copy of the resolution is enclosed for your records.

Sincerely,
CALLI T. MADERE
Acting Council Secretary

SECRETARY OF STATE
STATE OF LOUISIANA

March 5, 2012

The Honorable John A. Alario Jr.
President
Louisiana Senate
Post Office Box 94183
Baton Rouge, LA  70804-9183

Dear President Alario and Members of the Senate:

In accordance with Article IV, Section 13 of the Louisiana
Constitution, I have appointed Mr. R. Kyle Ardoin as First Assistant
to the Secretary of State.

In that regard, I hereby acknowledge the following appointment
to the Department of State and submit to you the name for
consideration of Senate confirmation as required by law.

FIRST ASSISTANT TO THE SECRETARY OF STATE
(Effective January 9, 2012)
Mr. R. Kyle Ardoin
P.O. Box 94215
Baton Rouge, LA 70804
Vice: Self

Thank you in advance for your attention to this important
matter, and please contact me should you have any questions or need
additional information.

With best wishes and kindest personal regards, I remain
Very truly yours,
TOM SCHEDLER
Secretary of State

SECRETARY OF STATE
STATE OF LOUISIANA

May 15, 2012

The Honorable John A. Alario Jr.
President
Louisiana Senate
Post Office Box 94183
Baton Rouge, LA  70804-9183

Dear President Alario and Members of the Senate:

In accordance with R.S. 36:746, I have appointed Ms. Allison
Clarke as Deputy Secretary for the Office of GeauxBiz.

In that regard, I hereby acknowledge the following appointment
to the Department of State and submit to you the name for
consideration of Senate confirmation as required by law.

DEPUTY SECRETARY FOR THE OFFICE OF GEAUXBIZ
(Effective April 25, 2012)
Ms. Allison Clarke
P.O. Box 94215
Baton Rouge, LA 70804
Vice: Self

Thank you in advance for your attention to this important
matter, and please contact me should you have any questions or need
additional information.

With best wishes and kindest personal regards, I remain
Sincerely,
TOM SCHEDLER
Secretary of State

SECRETARY OF STATE
STATE OF LOUISIANA

March 5, 2012

The Honorable John A. Alario Jr.
President
Louisiana Senate
Post Office Box 94183
Baton Rouge, LA  70804-9183

Dear President Alario and Members of the Senate:

In accordance with R.S. 18:18 (B), I have appointed Ms. Angie
Rogers as Commissioner of Elections.

In that regard, I hereby acknowledge the following appointment
to the Department of State and submit to you the name for
consideration of Senate confirmation as required by law.

COMMISSIONER OF ELECTIONS
(Effective January 9, 2012)
Ms. Angie Rogers
P.O. Box 94125
Baton Rouge, LA 70804
Vice: Self

Thank you in advance for your attention to this important
matter, and please contact me should you have any questions or need
additional information.

With best wishes and kindest personal regards, I remain
Very truly yours,
TOM SCHEDLER
Secretary of State

STATE OF LOUISIANA
DEPARTMENT OF TRANSPORTATION AND
DEVELOPMENT

May 10, 2012

Senator John Alario
900 N. Third St., State Capitol
Baton Rouge, LA  70802

Dear Senator John Alario and Members of the Senate:

In accordance with Louisiana Revised Status 38:330.12.1, as
Secretary of the Department of Transportation and Development, I
have appointed Mr. Michael Stack as replacement for Mr. Michael
Bridges as a member of the Non-Flood Protection Asset Management
Authority.

In that regard, I hereby acknowledge the appointment to the
Non-Flood Protection Asset Management Authority and submit his
name to you for consideration of Senate confirmation as required by
law.
Effective: 4/19/2012
Mr. Michael Stack
District Engineer Administrator
1440 Highway 90 W
Bridge City, LA 70096-3566
Vice: ADD
Seat: Member appointed by the secretary of the Department of Transportation and Development
Term: 08/12/14

If further information is needed, please do not hesitate to contact me.

Sincerely,

SHERRI H. LEBAS, P.É.
Secretary

TREASURER OF THE STATE OF LOUISIANA

April 10, 2012

The Honorable John A. Alario Jr., President
Louisiana State Senate
Post Office Box 94183
Baton Rouge, LA 70804-9183

RE:  Department of Treasury
Senate Confirmation

Dear Senator Alario:

In accordance with the authority granted to me as set forth in LA R.S. 36:761 et seq., I have re-appointed the following individuals to positions with the Louisiana Department of the Treasury, effective January 9, 2012, and therefore, respectfully request the consent of the Senate.

FIRST ASSISTANT STATE TREASURER
Mr. Ron Henson
Department of Treasury
P.O. Box 44154
Baton Rouge, LA 70804

DEPUTY STATE TREASURER
Mr. Jason Redmond
Department of Treasury
P.O. Box 44154
Baton Rouge, LA 70804

ASSISTANT STATE TREASURER
Mr. John J. Broussard
Department of Treasury
P.O. Box 44154
Baton Rouge, LA 70804

ASSISTANT STATE TREASURER & DIRECTOR OF THE STATE BOND COMMISSION
Mr. Whitman J. Kling Jr.
Department of Treasury
P.O. Box 44154
Baton Rouge, LA 70804

EXECUTIVE COUNSEL
Mr. James H. Napper II
Department of Treasury
P.O. Box 44154
Baton Rouge, LA 70804

Thank you in advance for your attention to this important matter, and please contact me should you have any questions or need additional information.

Sincerely,

JOHN KENNEDY
State Treasurer

TREASURER OF THE STATE OF LOUISIANA

May 3, 2012

The Honorable John A. Alario Jr., President
Louisiana State Senate
Post Office Box 94183
Baton Rouge, LA 70804-9183

Re: Confirmation of James H. Napper II - Treasurer Designee to the Louisiana Citizens Property Insurance Corporation Board of Directors

Dear President Alario:

I have continued the original appointment of my Executive Counsel, James H. Napper II, as my Designee to the Board of Directors of Louisiana Citizens Property Insurance Corporation pursuant to applicable statute into this new term and will continue the appointment until further notice. He was originally confirmed in this position by the Senate during the Regular Session of the Louisiana Legislature of 2008.

To comply with the applicable statute as such Designee, I hereby request his confirmation by the Senate, through and as originating in your Committee, for this new term of the Legislature.

Please let me or Mr. Napper know if we need to do anything else to get this confirmation to the Citizens Board accomplished this Session.

Very truly yours,

JOHN N. KENNEDY
State Treasurer

TREASURER OF THE STATE OF LOUISIANA

May 3, 2012

Honorable John A. Alario Jr.
President of the Senate
State of Louisiana
Post Office Box 94183
Baton Rouge, Louisiana 70804

Re: Confirmation of James H. Napper II
Louisiana Utilities Restoration Corp. Board of Directors Designee

Dear President Alario:

In accordance with R.S. 45:1314 requiring confirmation of designees of elected official members of the Board of Directors of the Louisiana Utilities Restoration Corporation, I hereby request that your procedures for such confirmation or consent be initiated for the following individual, to-wit:

James H. Napper II - Executive Counsel and Assistant State Treasurer (as designee of State Treasurer, John Kennedy)

If we need to do anything else to get these procedures started, please let me know. Otherwise, we will wait to hear from your staff.

Very truly yours,

JOHN N. KENNEDY
State Treasurer

STATE OF LOUISIANA

LOUISIANA DEPARTMENT OF VETERANS AFFAIRS

February 28, 2012

The Honorable John A. Alario Jr.
Louisiana State Senate
Post Office Box 94183
Baton Rouge, LA 70804-9183
Dear Senator Alario and Members of the Senate:

In accordance with Louisiana Revised Statute 36:785, I have reappointed Mr. David LaCerte as Deputy Secretary of the Louisiana Department of Veterans Affairs.

In that regard, I hereby acknowledge the following appointment to the Department of Veterans Affairs and submit to you the name for consideration of Senate confirmation as required by law.

DEPUTY SECRETARY OF THE DEPARTMENT OF VETERANS AFFAIRS
(Effective January 10, 2012)
Mr. David LaCerte
P.O. Box 94095
Baton Rouge, LA 70804-9095
Vice: Self

Thank you in advance for your attention to this important matter and please contact me should you have any questions or need additional information.

Sincerely,
LANE CARSON
Secretary

LOUISIANA DEPARTMENT OF WILDLIFE AND FISHERIES
August 24, 2011

The Honorable Joel T. Chaisson II
President
Louisiana Senate
Post Office Box 94183
Baton Rouge, LA 70804-9183

Dear President Chaisson and Members of the Senate:

Pursuant to the authority granted to me as set forth in Louisiana Revised Statute 56:331, I have appointed the following individuals as members of the Louisiana Crab Task Force, and therefore, respectfully submit these to you for consideration of Senate confirmation as required by law.

Ms. Trudy Luke
Luke Seafood
8239 Shrimpers Row
Dulac, LA 70353
Soft crab shredder
Appointed: August 23, 2011

Mr. Rodney Parfait
220 Sterling Dr.
Houma, LA 70363
Hard crab fisherman
Appointed: August 23, 2011

Dr. Julie Anderson
Assistant Professor
LSU Agcenter & Louisiana Sea Grant
114 RNR Bldg.
Baton Rouge, LA 70803
Appointed: August 23, 2011

Ms. Luke, Mr. Parfait and Dr. Anderson replace Billy Landry, William Cramer and Rusty Gaude' who have resigned from the Crab Task Force, respectively. If further information is needed, please do not hesitate to contact me.

With best wishes and kindest personal regards, I remain
Very truly yours,
ROBERT J. BARHAM
Secretary

LOUISIANA WORKFORCE COMMISSION
February 27, 2012

The Honorable John A. Alario Jr.
Louisiana State Senate
Post Office Box 94183
Baton Rouge, LA 70804-9183

Dear Senator Alario:

In accordance with Louisiana Revised Statute 36:305, I have appointed Mr. Carey Foy as Deputy Executive Director of the Louisiana Workforce Commission.

In that regard, I hereby acknowledge the following appointment to the Louisiana Workforce Commission and submit to you the name for consideration of Senate confirmation as required by law.

Mr. Carey Foy
P.O. Box 94094
Baton Rouge, LA 70804

Thank you in advance for your attention to this important matter, and please contact me should you have any questions or need additional information.

Sincerely,
CURT EYSINK
Executive Director
Message to the Governor

SIGNED SENATE BILLS

May 17, 2012

To the Honorable Governor of the State of Louisiana:

The President of the Senate and the Speaker of the House of Representatives have signed the following Senate Bills:

SENATE BILL NO. 360—
BY SENATOR MARTINY AND REPRESENTATIVE PONTI
AN ACT
To amend and reenact R.S. 32:1232(4) and (19), 1261, 1261.1, and 1263, to enact R.S. 32:1253(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.

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, 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 calculating the unemployment compensation of a fraud, and to provide for the recovery of overpayment of benefits; to provide for the payment of certain benefits; and to provide for related matters.

SENATE BILL NO. 2—
BY SENATOR GUILLOY
AN ACT
To enact R.S. 11:1186, relative to state and statewide retirement systems; to provide relative to meeting of trustees of board of directors; to provide for representation during executive sessions of the boards and committees of such systems; to provide for written authorization; to provide for restrictions; to provide for an effective date; and to provide for related matters.

SENATE BILL NO. 10—
BY SENATOR GUILLOY
AN ACT
To enact R.S. 11:22(D), relative to actuarial valuation methods for state and statewide retirement systems; to provide for conversion of such methods; to specify the method to be utilized once the frozen unfunded actuarial liability of certain systems has been fully amortized; to provide for an effective date; and to provide for related matters.

SENATE BILL NO. 11—
BY SENATOR GUILLOY
AN ACT
To enact R.S. 11:1902(30) and (31), relative to the Parochial Employees’ Retirement System; to provide for definitions; to provide for an effective date; and to provide for related matters.

SENATE BILL NO. 18—
BY SENATOR GUILLOY
AN ACT
To amend and reenact R.S. 11:4(A)(1)(d), 22(B)(12), 42(B)(10), 62(10), 102(B)(3)(d)(viii), 148(B), 154(A)(2), 158(B)(13), 162(A), 173(A)(2), 174(B)(2), 181(A)(4), 182(A)(1), 184(A)(1), 211(heading), 222(A), 223, 234(A)(12), 251, 262(12), 271(B)(12), 272(A)(2), 312(A)(12), 417(A) and (C), 516, 1301(1)(4), and (8), 1302(A)(introductory paragraph), 1305(A)(introductory paragraph) and (B), 1307(D)(1), 1307.1(A), 1329, 1345.1, and 1345.2(4), relative to the State Police Pension and Retirement System; to provide for technical corrections; to provide for an effective date; and to provide for related matters.

SENATE BILL NO. 78—
BY SENATOR MORMISH
AN ACT
To amend and reenact R.S. 14:95(A)(4), relative to the illegal carrying and discharge of weapons; to exclude certain knives from the prohibition of certain weapons; and to provide for related matters.

SENATE BILL NO. 20—
BY SENATOR CORTEZ AND REPRESENTATIVE HOFFMANN
AN ACT
To enact R.S. 11:710(A)(5), relative to the Teachers’ Retirement System of Louisiana; to allow certain retirees reemployed as adjunct professors to receive benefits during reemployment; and to provide for related matters.

SENATE BILL NO. 24—
BY SENATOR GUILLOY
AN ACT
To amend and reenact R.S. 11:2093, to enact R.S. 11:2077(D), and to repeal R.S. 11:2151, 2152, and 2153, relative to the Registrars of Voters Employees’ Retirement System; to provide for technical changes in the适用的联邦税收资格要求; to provide for an effective date; and to provide for related matters.

SENATE BILL NO. 65—
BY SENATOR MORMISH
AN ACT
To enact R.S. 13:985.2, relative to the Thirty-Eighth Judicial District; to provide for the assessment of court costs to fund court reporter fees prepared for indigents; to authorize additional costs in criminal cases; to authorize an additional filing fee in civil cases; to create an indigent transcript fund for the payment of court reporter fees; to authorize addtional costs for indigent transcript fund prepared for indigents; to authorize additional costs for indigent transcript fund; to provide for rates of payment to court reporters; to provide for an annual audit; and to provide for related matters.

SENATE BILL NO. 91—
BY SENATOR JOHN SMITH
AN ACT
To enact R.S. 13:2583.5, relative to the appointment of a deputy constable in Calcasieu Parish; to authorize a constable in Calcasieu Parish; to authorize a constable of a justice of the peace court in Calcasieu Parish to appoint a constable in Calcasieu Parish; to provide for an effective date; and to provide for related matters.

SENATE BILL NO. 118—
BY SENATOR GARY SMITH
AN ACT
To amend and reenact R.S. 22:1189, relative to the authority of the commissioner of insurance to promulgate regulations; to provide for the commissioner to promulgate regulations for independent review of benefit determinations; and to provide for related matters.
SENATE BILL NO. 657—
BY SENATOR LONG
AN ACT
To amend and reenact R.S. 11:1651(B)(introductory paragraph) and (2)(a), relative to the board of trustees of the District Attorneys' Retirement System; to provide for board membership; to increase the number of active members on the board; to specify that one active member shall be an assistant district attorney; to provide for an effective date; and to provide for related matters.

SENATE BILL NO. 43—
BY SENATOR GUILLORY
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.

SENATE BILL NO. 64—
BY SENATOR MORRISH
AN ACT
To amend and reenact R.S. 26:85.1, relative to alcohol permits; to provide for Class A-General retail permits; to provide for Class B Retail Liquor Permit; to allow manufacturers to obtain a Class A-General retail permit or a Class B Retail Liquor Permit, or both, under certain circumstances; and to provide for related matters.

SENATE BILL NO. 174—
BY SENATOR MORRELL
AN ACT
To amend and reenact R.S. 13:2501.1(F) and to enact R.S. 13:1337(C), 2151(E) and 2151.4(E), relative to courts and judicial procedure; to provide relative to the jurisdiction of the Traffic Court of New Orleans and the First and Second City Courts of New Orleans; to provide relative to appeals by any person aggrieved by a decision concerning a traffic violation enforced by the city of New Orleans' automated traffic enforcement system; to provide certain terms and conditions; and to provide for related matters.

SENATE BILL NO. 255—
BY SENATOR MORRELL
AN ACT
To amend and reenact R.S. 14:37.4(A) and (C), relative to the crime of aggravated assault with a firearm; to provide relative to the definition of aggravated assault with a firearm; to increase the penalties for aggravated assault with a firearm; to provide for an effective date; and to provide for related matters.

SENATE BILL NO. 434—
BY SENATOR PETERSON AND REPRESENTATIVE LEGER
AN ACT
To amend and reenact R.S. 15:168(B)(2), relative to judicial district; to provide for related matters.

SENATE BILL NO. 535—
BY SENATOR JOHNS
AN ACT
To amend and reenact R.S. 33:441.13, relative to the mayor's court for the town of Westlake; to expand the court's jurisdiction; and to provide for related matters.

SENATE BILL NO. 572—
BY SENATOR MORRELL
AN ACT
To enact R.S. 14:95.1.3, relative to weapons; to prohibit the purchase of firearms or ammunition with the intent to transfer illegally; to provide for definitions; to provide for penalties; and to provide for related matters.

SENATE BILL NO. 621—
BY SENATOR MURRAY
AN ACT
To amend and reenact R.S. 33:2337(A)(1) and (2), relative to mutual assistance between law enforcement agencies; to authorize city marshals and city constables to provide police manpower and equipment to a requesting police department or sheriff's office during an emergency or special event; and to provide for related matters.

SENATE BILL NO. 642—
BY SENATOR BROOME
AN ACT
To amend and reenact R.S. 33:2237(A)(1) and (2), relative to mutual assistance between law enforcement agencies; to authorize city marshals and city constables to provide police manpower and equipment to a requesting police department or sheriff's office during an emergency or special event; and to provide for related matters.

SENATE BILL NO. 457—
BY SENATOR PERRY
AN ACT
To amend and reenact Code of Civil Procedure Article 4843 (E) and (G), relative to city courts; to provide relative to jurisdiction; to increase the civil jurisdictional maximum amount in dispute in the city courts of Abbeville and Kaplan.

SENATE BILL NO. 657—
BY SENATOR LONG
AN ACT
To amend and reenact R.S. 33:2337(A)(1) and (2), relative to mutual assistance between law enforcement agencies; to authorize city marshals and city constables to provide police manpower and equipment to a requesting police department or sheriff's office during an emergency or special event; and to provide for related matters.

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SENATE BILL NO. 457—
BY SENATOR PERRY
AN ACT
To amend and reenact Code of Civil Procedure Article 4843 (E) and (G), relative to city courts; to provide relative to jurisdiction; to increase the civil jurisdictional maximum amount in dispute in the city courts of Abbeville and Kaplan.

SENATE RESOLUTION NO. 114—
BY SENATOR HEITMEIER
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.
SENATE RESOLUTION NO. 111—
BY SENATOR MURRAY
A RESOLUTION
To express the sincere condolences of the Senate of the Legislature of Louisiana upon the death of Louis Donald Neveu, son, husband, father, brother, friend and Christian.

SENATE RESOLUTION NO. 112—
BY SENATORS WALSWORTH AND ADLEY
A RESOLUTION
To commend Adrian DeLukie on his ninetieth birthday, for a life well lived, and for his brave and faithful service to his country, state and community.

SENATE RESOLUTION NO. 115—
BY SENATOR ALARIO
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.

SENATE RESOLUTION NO. 116—
BY SENATOR PERRY
A RESOLUTION
To commend the Kaplan Telephone Company on the occasion of its sixtieth anniversary.

SENATE RESOLUTION NO. 117—
BY SENATOR PERRY
A RESOLUTION
To commend Coach Billy North for twenty-two years of distinguished leadership as head football coach of the John Ehret High School Patriots.

SENATE RESOLUTION NO. 118—
BY SENATOR ADLEY
A RESOLUTION
To commend Gerald Wayne Laughlin, principal of DeRidder High School, upon being selected as Beauregard Parish High School Principal of the Year and on thirty-eight years of dedicated service.

SENATE RESOLUTION NO. 122—
BY SENATOR JOHN SMITH
A RESOLUTION
To commend Billy Ray Spikes for thirty-eight years of dedicated and loyal service with the City of DeRidder Fire Department.
SENATE CONCURRENT RESOLUTION NO. 105—

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

SENATE CONCURRENT RESOLUTION NO. 110—

To urge and request the Department of Transportation and Development to install a left turn signal at the intersection of 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.

SENATE CONCURRENT RESOLUTION NO. 26—

To urge and request the Louisiana State Law Institute to study the issue of heirship property; to request the Louisiana State Law Institute to develop recommendations for facilitating the ability of family members to receive title to immovable property when successive generations of their family have failed to file succession proceedings; and to develop recommendations to facilitate more equitable and economically efficient distribution of immovable property.

SENATE CONCURRENT RESOLUTION NO. 36—

To urge and request the Louisiana State Law Institute to study the inclusion of the Uniform Adult Guardianship and Protective Proceedings Jurisdiction Act (UAGPPJA) in Louisiana law.

SENATE CONCURRENT RESOLUTION NO. 57—

To urge and request the Louisiana State Law Institute to study how the value of a usufruct should be properly determined under state law.

SENATE CONCURRENT RESOLUTION NO. 68—

To urge and request the Department of Public Safety and Corrections, office of motor vehicles, to study the impact of collecting the driver’s license tax on private passenger vehicles based upon the vehicle’s fair market value at the time of each renewal.

SENATE CONCURRENT RESOLUTION NO. 8—

To urge and request the Department of Transportation and Development to develop improving the operational safety of the Louisiana State Capitol.
To amend and reenact R.S. 9:1102.2(A)(1)(a) and (2)(a), relative to
HOUSE BILL NO. 384—
HOUSE BILL NO. 374—
To amend and reenact R.S. 17:238(C), relative to the education of
HOUSE BILL NO. 242—
and Joint Resolutions:
To provide for related matters.
HOUSE BILL NO. 197—
To enact R.S. 49:191(6)(a) and to repeal R.S. 49:191(4)(d), relative
To amend and reenact R.S. 56:647(A) and (B) and to enact R.S.
To amend and reenact R.S. 32:295.1(A) and (B), relative to seat
To provide for related matters.
HOUSE BILL NO. 425—
To enact R.S. 47:469.1, relative to special license plates; to create a
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.
HOUSE BILL NO. 485—
To amend and reenact R.S. 32:662.1, relative to driving while
to provide for related matters.
To amend and reenact R.S. 30:961(E) and to enact R.S. 30:961(I),
to provide for related matters.
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.
To enact R.S. 30:961(E) and 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.
HOUSE BILL NO. 499—
To amend and reenact R.S. 32:662.1, relative to driving while
toxicintuated; to provide for admission of intoxilyzer instrument
certification forms; and to provide for related matters.
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To enact 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.
HOUSE BILL NO. 452—
To enact R.S. 23:1749.1 through 1749.8, relative to overdue unemployment
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certification forms; and to provide for related matters.
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.

HOUSE BILL NO. 570—
BY REPRESENTATIVE MONTOUCET
AN ACT
To amend and reenact R.S. 56:253(C)(1) and to enact R.S. 44:4(45), relative to shipping alligator parts and skins; provides that the Public Records Law shall not apply to certain records received and held by the Department of Wildlife and Fisheries relative to the alligator industry; to require certain shipper and receiver information be attached to alligator parts or skins prior to shipping; and to provide for related matters.

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.

HOUSE BILL NO. 706—
BY REPRESENTATIVE BERTHELOT
AN ACT
To amend and reenact R.S. 33:405(A)(3) and (4), relative to the Louisiana Assessment Program; to provide relative to standards; to provide for creation, issuance, and design of such license plates; to provide for related matters; and to provide for related matters.

HOUSE BILL NO. 707—
BY REPRESENTATIVE SCHRODER
AN ACT
To amend and reenact 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.

HOUSE BILL NO. 720—
BY REPRESENTATIVES LEE 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.

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.

HOUSE BILL NO. 1041—
BY REPRESENTATIVE DOVE
AN ACT
To authorize and provide for the transfer of certain state property to 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.

HOUSE BILL NO. 1061—
BY REPRESENTATIVES ORTEGO AND LEGER
AN ACT
To enact R.S. 13:1313, and to repeal R.S. 13:1313, relative to testing; to provide relative to terminology and definitions; and to provide for related matters.

HOUSE BILL NO. 1088—
BY REPRESENTATIVE HENRY
AN ACT
To enact R.S. 17:264, relative to public high school graduation; 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; and to provide for related matters.

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, JOHN, NANCY LANDRY, LORUSSO, MACK, JAY MORRIS, POPE, PRICE, REYNOLDS, RICHARDSON, RITCHIE, SCHENXNYDER, 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.

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.

HOUSE BILL NO. 1200— (Substitute for House Bill No. 1108 by Representative Brown)
BY REPRESENTATIVE BROWN
AN ACT
To enact R.S. 47:463.155, relative to public high school graduation; 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.

HOUSE BILL NO. 1108—
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.

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, DISCLAIR, HARRIS, HAVARD, HAZEL, HENRY, HENSIGNS, HILL, HODGES, HOLLIS, HONORE, HOWARD, HUNTER, KATRINA JACKSON, JAMES, JEFFERSON, JONES, LAMBERT, NANCY LANDRY, TERRY LANDRY, LEBA, LEOPOLD, LIGI, LORUSSO, MACK, MILLER, MONTOCUET, 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 AND SENATOR JOHN SMITH
AN ACT
To enact R.S. 17:264, relative to public high school graduation; 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; and to provide for related matters.
I am directed by your Committee on Senate and Governmental Affairs to submit the following report:

To amend and reenact 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.

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.

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.

HOUSE BILL NO. 986—
BY REPRESENTATIVE HAZEL AND SENATOR THOMPSON
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.

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.

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 21, 2012

To the President and Members of the Senate:

The following Senate Bills have been properly enrolled:

SENATE BILL NO. 61—
BY SENATORS MILLS AND THOMPSON AND REPRESENTATIVES ADAMS, BARROW, BROSSETT, BROWN, HENRY BURNS, CARMODY, CHAMPAGNE, CHANEY, CONNICK, HAVARD, HAZEL, HENRYS, HENSGENS, HODGES, HOFFMANN, HOWARD, HUVAL, GIROD JACKSON, KLECKLEY, LERGER, LION, LORIPO, LORUSO, JAX, MORRIS, NORTON, POPE, PYLANT, SCHENXNADIER, SCHRODER, SIMON, ST. GERMAIN, TALBOT, THIERRY AND WILLMOTT
AN ACT
To enact R.S. 40:996.1 through 996.7, relative to dangerous substances; to authorize the secretary of the Department of Health and Hospitals to determine whether a substance is a dangerous substance; to permit the secretary to issue dangerous substance stop orders; to provide for rulemaking authority; to provide for penalties; to exempt the Louisiana Pesticide Law; and to provide for related matters.

SENATE BILL NO. 77—
BY SENATORS GALLLOT, GARY SMITH AND WALSORTH
AN ACT
To amend and reenact R.S. 32:402.3(C) and 408(C)(1), relative to motorcycle endorsements on drivers' licenses; to provide that persons meeting certain qualifications are not required to take a written knowledge test to obtain an "M" endorsement on a driver's license; and to provide for related matters.

SENATE BILL NO. 87—
BY SENATORS BUFFINGTON AND THOMPSON
AN ACT
To enact R.S. 49:191(6) and to repeal R.S. 49:191(4)(e), relative to the Department of Health and Hospitals; to provide for the recreation of the Department of Health and Hospitals 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.

SENATE BILL NO. 101—
BY SENATOR GUILLOY
AN ACT
To amend and reenact R.S. 4:714(A), relative to charitable gaming; to increase the number of days a licensee may hold, operate, or conduct any game of chance within a calendar month; and to provide for related matters.

SENATE BILL NO. 178—
BY SENATOR NEVERS
AN ACT
To enact Subpart DD of Part 1 of Chapter 1 of Subtitle II of Title 47 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 47:120.102, relative to donations of refunds; to provide for such donations to the Friends of Palmetto Island State Park, Inc.; to provide for the administration and disbursement of donated monies; and to provide for related matters.

SENATE BILL NO. 207—
BY SENATOR PERRY AND REPRESENTATIVES CHAMPAGNE AND HENSGENS
AN ACT
To enact R.S. 49:170.17, relative to Irish-American Heritage Month; to designate the month of March as Irish-American Heritage Month; and to provide for related matters.

SENATE BILL NO. 353—
BY SENATORS MURRAY, ALARIO, ALLAIN, APPEL, BROOME, BROWN, CLAIBORNE, CORTEZ, DONAHUE, DORSEY-COLOMB, HEITMEIER, JOHNS, KOSTELKA, LONG, MARTINY, MORRELL, MORRIS, PEACOCK, PETERSON, GARY SMITH, TARVER, THOMPSON AND WARD, AND REPRESENTATIVES BADON, BERTHELOT, WESLEY BISHOP, BROSSETT, BROWN, BURFORD, BURRELL, GIROD JACKSON, ORTEGO AND PUGH
AN ACT
To enact Subpart DD of Part 1 of Chapter 1 of Title 47 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 47:120.102, relative to donations of refunds; to provide for such donations to the Friends of Palmetto Island State Park, Inc.; to provide for the administration and disbursement of donated monies; and to provide for related matters.

SENATE BILL NO. 407—
BY SENATOR MURRAY
AN ACT
To amend and reenact R.S. 33:4121(A)(1)(a), relative to the Sewerage and Water Board of New Orleans; to provide relative to exemptions from charges; to provide for effective date; and to provide for related matters.

SENATE BILL NO. 523—
BY REPRESENTATIVE HEITMEIER
AN ACT
To amend and reenact R.S. 38:330.8(B), relative to authority of levee districts; to provide relative to the funding of the Algiers Levee District and the Orleans Levee District; and to provide for related matters.
SENATE BILL NO. 559—
BY SENATOR ERDEY
AN ACT
To amend and reenact R.S. 32:898(A) and 901, relative to certificates of insurance; to provide for method of filing proof and notice of cancellation or termination; and to provide for related matters.

SENATE BILL NO. 582—
BY SENATORS GALLLOT AND GARY SMITH
AN ACT
To amend and reenact R.S. 32:191.3(B), relative to motorcycles; to provide relative to handlebars on motorcycles; and to provide for related matters.

SENATE BILL NO. 626—
BY SENATOR JOHN SMITH
AN ACT
To amend and reenact R.S. 33:4574.1.1(P) and 4577(C)(2), to enact R.S. 33:4577.1 and to repeal R.S. 33:4577, relative to the Beauregard Parish Covered Arena Authority; to provide for board powers and duties; and to provide for related matters.

SENATE BILL NO. 627—
BY SENATOR BROOME
AN ACT
To enact R.S. 33:9097.13, relative to neighborhood improvement districts; to create the Live Oak Trace Subdivision Crime Prevention and Improvement District in the city of Zachary in East Baton Rouge Parish; to provide for the boundaries and purpose of the district; to provide for the powers and duties of the district and its board of commissioners; to provide for the levy of a parcel fee upon voter approval; to provide for the district’s budget; to provide with respect to termination of the district; and to provide for related matters.

SENATE BILL NO. 632—
BY SENATOR MARTINY
AN ACT
To amend and reenact R.S. 33:9124(E), relative to the Jefferson Parish Communication District; to provide for the authority to fund certain dispatching services; to provide for an effective date; and to provide for related matters.

SENATE BILL NO. 746— (Substitute of Senate Bill No. 547 by Senator Peacock)
BY SENATOR PEACOCK
AN ACT
To enact R.S. 12:1308.3, relative to limited liability companies; to provide for the manner of converting the state of organization of domestic and foreign limited liability companies; to provide certain terms, conditions, procedures, requirements, and effects; to provide for the content and requirements for certain certificates; and to provide for related matters.

SENATE BILL NO. 206—
BY SENATOR MORRISH
AN ACT
To amend and reenact R.S. 22:1060.3(A), 1068(D)(2), and 1074(D)(2), relative to health benefit plans; to provide with respect to the continuation of coverage; to provide for guaranteed renewability of coverage in the group and individual market with regard to modifications affecting drug coverage; and to provide for related matters.

SENATE BILL NO. 230—
BY SENATOR BROWN
AN ACT
To amend and reenact R.S. 22:611(8)(b), (c), and (d) and 613(A)(1)(b) and (c), relative to risk-based capital for domestic insurers; to provide for definitions; to provide with respect to a company-action level event; and to provide for related matters.

SENATE BILL NO. 232—
BY SENATOR BROOME
AN ACT
To amend and reenact R.S. 22:18(A), relative to the suspension or revocation of insurers' licenses; to provide for the issuance of cease and desist orders by the commissioner; and to provide for related matters.

Respectfully submitted, “JODY” AMEDEE
Chairman

The foregoing Senate Bills were signed by the President of the Senate.

ATTENDANCE ROLL CALL

ROLL CALL

The roll was called with the following result:

PRESENT

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

Total - 38

ABSENT

Nevers

Total - 1

Leaves of Absence

The following leaves of absence were asked for and granted:

Nevers 1 Day

Announcements

The following committee meetings for May 22, 2012, were announced:

<table>
<thead>
<tr>
<th>Committee</th>
<th>Time</th>
<th>Room</th>
</tr>
</thead>
<tbody>
<tr>
<td>Environmental Quality</td>
<td>9:00 A.M.</td>
<td>Room A</td>
</tr>
<tr>
<td>Judiciary A</td>
<td>9:00 A.M.</td>
<td>Hainkel Room</td>
</tr>
<tr>
<td>Judiciary B</td>
<td>9:30 A.M.</td>
<td>Room E</td>
</tr>
<tr>
<td>Judiciary C</td>
<td>10:00 A.M.</td>
<td>Room F</td>
</tr>
</tbody>
</table>
Adjournment

On motion of Senator Thompson, at 5:55 o'clock P.M. the Senate adjourned until Tuesday, May 22, 2012, at 1:00 o'clock P.M.

The President of the Senate declared the Senate adjourned until 1:00 o'clock P.M. on Tuesday, May 22, 2012.

GLENN A. KOEPP
Secretary of the Senate

DIANE O'QUIN
Journal Clerk