

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

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**FORTY-FIRST DAY'S PROCEEDINGS**

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

Senate Chamber  
State Capitol  
Baton Rouge, Louisiana

Thursday, May 24, 2012

The Senate was called to order at 9:10 o'clock A.M. by Hon. John A. Alario Jr., President of the Senate.

**Morning Hour  
CONVENING ROLL CALL**

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

**YEAS**

Mr. President	Donahue	Peacock
Adley	Erdey	Perry
Allain	Guillory	Riser
Amedee	Johns	Smith, G.
Appel	Kostelka	Smith, J.
Broome	LaFleur	Tarver
Buffington	Long	Thompson
Chabert	Mills	Walsworth
Claitor	Morrish	Ward
Cortez	Murray	White
Crowe	Nevers	
Total - 32		

**NAYS**

Total - 0

**ABSENT**

Brown	Heitmeier	Peterson
Dorsey-Colomb	Martiny	
Gallot	Morrell	
Total - 7		

The President of the Senate announced there were 32 Senators present and a quorum.

**Prayer**

The prayer was offered by Pastor C. S. Gordon Jr., 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 Tarver, the reading of the Journal was dispensed with and the Journal of May 23, 2012, was adopted.

**Message from the House**

**PASSED SENATE BILLS AND  
JOINT RESOLUTIONS**

May 23, 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. 99—**  
BY SENATORS GALLOT AND RISER  
AN ACT

To amend and reenact R.S. 18:532.1(C)(3)(a) and 532.1(D)(1), relative to the election code; to allow certain parish governing authorities to merge certain precincts; to provide for approval and review of certain precinct changes; and to provide for related matters.

Reported with amendments.

**SENATE BILL NO. 105—**  
BY SENATOR MORRELL  
AN ACT

To amend and reenact R.S. 14:402(G), relative to contraband in correctional facilities; to require imposition of a monetary penalty for the introduction of contraband into a correctional facility; and to provide for related matters.

Reported with amendments.

**SENATE BILL NO. 135—**  
BY SENATORS MORRELL AND MURRAY AND REPRESENTATIVE  
LEGER  
AN ACT

To enact Part I-B of Chapter 5 of Title 18 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 18:418.1 and 418.2, relative to the election code; to provide for certain municipal and parochial elections; to provide for dates for elections to be held in 2014; and to provide for related matters.

Reported with amendments.

**SENATE BILL NO. 156—**  
BY SENATORS MURRAY AND MORRELL  
AN ACT

To enact Children's Code Art. 905.1, relative to children committed to the Department of Public Safety and Corrections; to provide for an assessment of academic grade level; to provide for creation of an academic plan; to provide for submission of the academic plan and reports to the court; to provide certain procedures, terms and conditions; and to provide for related matters.

Reported with amendments.

**SENATE BILL NO. 281—**  
BY SENATOR JOHNS  
AN ACT

To amend and reenact R.S. 22:42.1 and 43(A) and (B), relative to confidentiality of records in the custody of the Department of Insurance; to provide with respect to disclosure of categorical descriptors relative to complaints filed against all persons and entities subject to the jurisdiction of the department; and to provide for related matters.

Reported with amendments.

**SENATE BILL NO. 329—**  
BY SENATOR MORRELL  
AN ACT

To enact Code of Criminal Procedure Article 334.4, relative to bail; to prohibit the release of a defendant arrested for certain crimes on his own recognizance; and to provide for related matters.

Reported with amendments.

**SENATE BILL NO. 352—**  
BY SENATOR MURRAY  
AN ACT

To enact Subpart R of Part II-A of Chapter 1 of Subtitle I of Title 39 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 39:100.126, relative to state funds; to establish the Major Events Fund in the state treasury; to provide for the use of

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monies in the fund; to provide for an effective date; and to provide for related matters.

Reported with amendments.

**SENATE BILL NO. 723—**

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

AN ACT

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

Reported with amendments.

**SENATE BILL NO. 752— (Substitute of Senate Bill No. 447 by Senator Peterson)**

BY SENATORS PETERSON, APPEL, MARTINY AND MORRELL AND REPRESENTATIVES ADAMS, BILLIOT, CONNICK, HENRY, LEOPOLD, LIGI, LOPINTO, LORUSSO, TALBOT AND WILLMOTT

AN ACT

To enact R.S. 9:5396 and R.S. 33:5065 through 5069, relative to ordinances requiring abandoned property be maintained in a safe and sanitary condition; to allow the governing authority of certain municipalities to maintain abandoned properties; to provide for definitions; to provide for notice; and to provide for related matters.

Reported with amendments.

**SENATE BILL NO. 153—**

BY SENATOR BROOME

AN ACT

To amend and reenact Subpart E of Part III of Chapter 1 of Code Title V of Code Book I of Title 9 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 9:355.1 through 355.19, to enact R.S. 9:357, and to direct the Louisiana State Law Institute to add a comment under Civil Code Article 134, relative to child custody and the relocation of the residence of a child; to provide for definitions; to provide for applicability; to provide for the proposal of relocation; to provide for notice; to provide for an objection; to provide for a limitation on an objection; to provide for the failure to object; to provide for the burden of proof; to provide for court authorization to relocate; to provide for a temporary order; to provide for the priority for trial; to provide for factors to determine a contested relocation; to provide for the appointment of a mental health expert; to provide for a modification of custody; to provide for a posting of security; to provide for sanctions; to provide for the use of technology; and to provide for related matters.

Reported with amendments.

**SENATE BILL NO. 472—**

BY SENATOR MURRAY

AN ACT

To amend and reenact R.S. 23:1472(12)(E) and 1761(9) and to enact R.S. 23:1472(12)(H)(XXII) and 1711(G), relative to unemployment compensation; to provide for employers' classification of workers; to provide for independent contractors; to provide for penalties; and to provide for related matters.

Reported with amendments.

**SENATE BILL NO. 72—**

BY SENATOR MILLS AND REPRESENTATIVE BARRAS

AN ACT

To enact R.S. 13:3049(B)(1)(e)(iii) and (iv) and R.S. 15:255(P) and (Q), relative to special funds for certain district courts; to provide for the deposit and use of certain monies in special funds in the Sixteenth Judicial District Court and the First Judicial District Court; to provide with respect to surplus juror compensation fees; to provide with respect to surplus witness fees payable to off-duty law enforcement officers; and to provide for related matters.

Reported with amendments.

**SENATE BILL NO. 312—**

BY SENATOR CORTEZ

AN ACT

To enact R.S. 33:2571, relative to the position of assistant chief of police in certain municipalities; to provide that the position of assistant chief of police in the municipalities of Broussard, Carencro, Scott and Youngsville shall be in the unclassified service; and to provide for related matters.

Reported with amendments.

**SENATE BILL NO. 90—**

BY SENATOR RISER

AN ACT

To amend and reenact R.S. 40:46(A), relative to legitimation; to provide for legitimation by a major child and the biological parents; to provide for specific information required; and to provide for related matters.

Reported with amendments.

**SENATE BILL NO. 152—**

BY SENATOR BROOME

AN ACT

To amend and reenact Children's Code Articles 606(A)(5), 623(B) and (C), 661(B),(C) and (D), 672.1(C)(2) and (3), 675(B)(2), (3), (4), and (5), 679(C) and (D), 695(Heading) and (A), (B), and (C), 696(B), 702(J), 705, 706(B), 776(B), 853, 908(Heading) and (C), 1015(3)(k), 1030(2), the introductory paragraph of 1211 and to enact Children's Code Articles 623(D) and (E), 661(E), 675(B)(6), 679(E) and (F), 695(D), 696(C), 706(C), and 908(D), and to repeal Children's Code Article 730(10), relative to continuous revision of the Children's Code; to provide for the grounds which must be alleged in a child in need of care proceeding; to provide relative to notice and who has the right to be heard at a continued custody Child in Need of Care ("CINC") hearing; to provide for who shall be present at an adjudication hearing; to provide for a reunification efforts determination; to provide for the purpose and contents of the case plan; to provide for who receives notice of and who may be present at the disposition hearing; to provide for who shall receive notice of the right to appear and be heard at a case review hearing; to provide for the rights of the parties at a case review hearing; to provide for permanency hearings; to provide for notice of, the right to be heard, and the rights of the parties at permanency hearings; to provide for permanency planning reports; to provide for the effect of a parent's non-appearance at a delinquency hearing; to provide for the juvenile's care and treatment by the department; to provide for the grounds for termination of parental rights; to provide for suspension of the right of voluntary surrender of parental rights by initiation of a termination proceeding; to provide for the final decree at an adoption hearing; to provide for the grounds upon which an allegation that a family is a Family in Need of Services (or "FINS") must be based; and to provide for related matters.

Reported with amendments.

**SENATE BILL NO. 177—**  
BY SENATOR ADLEY

AN ACT

To amend and reenact the introductory paragraph of R.S. 47:1705(B)(2)(c)(i) and (ii), relative to information provided regarding millage rates; to provide relative to certain notice publication deadline to the public in any year in which a tax recipient body intends to consider the levy of additional or increased millage rates without voter approval; and to provide for related matters.

Reported with amendments.

**SENATE BILL NO. 395—**  
BY SENATOR WHITE

AN ACT

To enact R.S. 33:9097.13, relative to East Baton Rouge Parish; to create a crime prevention and improvement district for the Carmel Acres Subdivision; to provide the purpose and boundaries of the district; to provide for the governance of the district; to provide for the duties and powers of the district; to provide for the levy of a parcel fee within the district; to provide for indemnity and exculpation of board members; and to provide for related matters.

Reported with amendments.

**SENATE BILL NO. 467—**  
BY SENATOR BROOME

AN ACT

To amend and reenact Children's Code Articles 730 (introductory paragraph) and 731(A) and to enact Children's Code Articles 731(C)(5) and 749(A)(5), relative to families in need of services; to provide for grounds for initiating proceedings; to provide for required documentation prior to filing complaints; to provide for required allegations; and to provide for related matters.

Reported with amendments.

**SENATE BILL NO. 436—**

BY SENATORS LONG, AMEDEE, BROWN, CORTEZ, CROWE, GUILLORY, JOHNS, KOSTELKA, MORRELL, MORRISH, MURRAY, PEACOCK, RISER, JOHN SMITH, TARVER, THOMPSON, WALSWORTH AND WHITE AND REPRESENTATIVE HOWARD

AN ACT

To amend and reenact R.S. 38:2325(A)(16), relative to the Sabine River Authority; to provide for the powers and duties of the authority; to provide rules, conditions, and requirement for the sale, utilization, distribution, or consumption of water outside the state; and to provide for related matters.

Reported with amendments.

**SENATE BILL NO. 483—**  
BY SENATOR PERRY

AN ACT

To enact R.S. 32:127.2, relative to golf carts; to authorize operation of golf carts on roadways within Palmetto Island State Park; and to provide for related matters.

Reported with amendments.

**SENATE BILL NO. 486—**  
BY SENATOR PERRY

AN ACT

To enact R.S. 32:414(D)(1)(c), relative to offenses involving operating a vehicle while intoxicated; to provide relative to a hardship license for certain persons convicted of certain offenses involving operating a vehicle while intoxicated; and to provide for related matters.

Reported with amendments.

**SENATE BILL NO. 513—**  
BY SENATOR CROWE

AN ACT

To enact R.S. 51:940.1, relative to standards and procedures for the state Department of Economic Development or the office of entertainment industry development; to prohibit certain certifications by the Department of Economic Development or the office of entertainment industry development; to prohibit the approval of certain certifications; and to provide for related matters.

Reported with amendments.

**SENATE BILL NO. 601—**

BY SENATORS BUFFINGTON, THOMPSON AND WALSWORTH

AN ACT

To amend and reenact R.S. 32:1306(C)(1) and (2), relative to motor vehicle inspections; to require official inspection stations to offer one year and two year certificates of inspection; to provide relative to the charge or fee; to provide for technical corrections; and to provide for related matters.

Reported with amendments.

**SENATE BILL NO. 124—**  
BY SENATOR JOHNS

AN ACT

To enact R.S. 37:21(B)(7) and (8), relative to limitations on disciplinary proceedings by professional or occupational boards and commissions; to provide an exemption for the Louisiana Board of Pharmacy and the Louisiana State Board of Nursing; and to provide for related matters.

Reported with amendments.

**SENATE BILL NO. 203—**  
BY SENATORS KOSTELKA, GUILLORY AND WHITE

AN ACT

To amend and reenact R.S. 14:72.2(A) and (C)(3)(a), relative to the crime of monetary instrument abuse; to provide that monetary instrument abuse includes the unlawful manufacture or transfer with intent to deceive of monetary instruments of the United States; to provide for definitions; and to provide for related matters.

Reported with amendments.

**SENATE BILL NO. 205—**  
BY SENATOR MORRISH

AN ACT

To amend and reenact R.S. 22:550.3(B), 550.10, 550.12(A), 550.13(B), and 550.16(C), relative to captive insurers; to reduce the unimpaired paid-in capital requirements for captive insurers; to clarify requirements and prohibitions for captive insurers; to provide technical changes; and to provide for related matters.

Reported with amendments.

**SENATE BILL NO. 216—**  
BY SENATOR MILLS

AN ACT

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

Reported with amendments.

**SENATE BILL NO. 257—**  
BY SENATOR AMEDEE

AN ACT

To amend and reenact R.S. 30:124(E)(1)(b), relative to the lease of public lands for alternative energy sources; to provide certain terms, conditions, and requirements for certain lands governed by ports, harbors, and terminal districts; to provide for the

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reimbursement of studies and reports; and to provide for related matters.

Reported with amendments.

**SENATE BILL NO. 390—**  
BY SENATOR WHITE

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.

Reported with amendments.

**SENATE BILL NO. 525—**  
BY SENATOR ALLAIN

AN ACT

To enact R.S. 30:28(I), relative to drilling permits; to require the commissioner of conservation to provide thirty days notice to landowners affected by certain drilling operations; to provide terms, conditions, and requirements; and to provide for related matters.

Reported with amendments.

**SENATE BILL NO. 631—**  
BY SENATOR LONG

AN ACT

To enact R.S. 37:2804(L), relative to chiropractors; to provide for licensure of chiropractors; to provide for criminal background checks; and to provide for related matters.

Reported with amendments.

**SENATE BILL NO. 644—**  
BY SENATOR DONAHUE

AN ACT

To amend and reenact R.S. 22:453(B), 454(A), 458, 459, 461(B),(C), (D), (E), (F), (G), and (H), and 463, enact R.S. 22:462(H), and to repeal R.S. 22:454(C) and (D) and 461(I), relative to group self-insurers; to provide for application for certificates of authority; to provide for fidelity bonds and insolvency of deposits; to provide for self-insured trusts; to provide for excess stop-loss coverage; to provide for annual audits, examinations by the commissioner, and issuance of annual reports; and to provide for related matters.

Reported with amendments.

**SENATE BILL NO. 633—**  
BY SENATOR JOHNS

AN ACT

To amend and reenact R.S. 14:68.2 and to enact R.S. 14:68.2.1, relative to crimes involving the supplemental nutrition assistance program; to create the crime of unauthorized use of supplemental nutrition assistance program benefits or supplemental nutrition assistance program benefit access devices and the crime of failure to report unauthorized use of supplemental nutrition assistance program benefits; to provide for definitions; to provide for penalties; and to provide for related matters.

Reported with amendments.

**SENATE BILL NO. 377—**  
BY SENATOR GARY SMITH

AN ACT

To amend and reenact R.S. 15:542.1.2(A)(4), relative to sex offender registration and notification laws; to provide for reporting

changes of name, address, and other information by certain offenders required to register with law enforcement officials; and to provide for related matters.

Reported with amendments.

**SENATE BILL NO. 403—**  
BY SENATOR MORRELL

AN ACT

To enact R.S. 44:9(E)(1)(c) and (d), relative to expungement of criminal records; to authorize the expungement of criminal records of persons who have successfully completed the Department of Public Safety and Corrections intensive incarceration program; to provide relative to other conditions necessary for the expungement of criminal records; and to provide for related matters.

Reported with amendments.

**SENATE BILL NO. 417—**  
BY SENATOR RISER

AN ACT

To amend and reenact R.S. 18:461(A)(1), and to enact R.S. 18:461(A)(2)(d) and 463(A)(1)(d), relative to the Louisiana Election Code; to provide for the manner of qualifying for elections for candidates serving outside of the United States in the armed forces; to provide relative to fees; to provide for filing by facsimile or electronic mail; to provide for qualifying with the secretary of state or a person in his office designated to receive qualifying papers; and to provide for related matters.

Reported with amendments.

**SENATE BILL NO. 595—**  
BY SENATOR CROWE

AN ACT

To enact R.S. 12:2.1 and R.S. 44:4(45) and 4.1(B)(37), relative to access of certain public records; to provide for the "Business Identity Theft Prevention Act"; to make confidential certain electronic mail addresses; to provide for notifications; to provide relative to the duties of the secretary of state; and to provide for related matters.

Reported with amendments.

**SENATE BILL NO. 616—**  
BY SENATOR MORRELL AND REPRESENTATIVE LEGER

AN ACT

To enact R.S. 47:1641.1, relative to criminal penalties for falsifying retail sales records; to prohibit automated sales suppression devices; to provide for definitions; to provide for penalties; and to provide for related matters.

Reported with amendments.

**SENATE BILL NO. 706—**  
BY SENATOR GALLOT

AN ACT

To enact R.S. 47:1508(B)(30) and (31), relative to the Department of Revenue; to provide with respect to the confidentiality of taxpayer records; to authorize the sharing of information to the Louisiana Public Service Commission and the Louisiana Senate and House of Representatives in certain circumstances; and to provide for related matters.

Reported with amendments.

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

AN ACT

To amend and reenact R.S. 14:403(A) and the introductory paragraph of Children's Code Article 603(15) and (d) and 610(A) and (E)(1) and (2), and to enact Children's Code Article 603(15)(j),

relative to reporting abuse of children; to provide for mandatory reporting of sexual abuse of a child; to provide for definition; to provide for penalties; and to provide for related matters.

Reported with amendments.

**SENATE BILL NO. 59—**  
BY SENATOR MORRELL

AN ACT

To enact R.S. 40:981.5, relative to controlled dangerous substances; to create the crime of utilizing or permitting the presence of a juvenile in drug trafficking; to provide elements of the crime and definitions; to provide penalties; and to provide for related matters.

Reported with amendments.

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

**Privilege Report of the  
Legislative Bureau**

May 24, 2012

To the President and Members of the Senate:

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

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

**HOUSE BILL NO. 209—**  
BY REPRESENTATIVE FOIL

AN ACT

To amend and reenact R.S. 18:134(E) and 541, relative to voting; to provide for the hours of voting; to provide for the time for opening of the polls; to provide for the hours of the principal office of the registrar on election day; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 253—**  
BY REPRESENTATIVE FOIL

AN ACT

To enact R.S. 33:9097.13, relative to East Baton Rouge Parish; to create the Mayfair Park/Park East/Heights Crime Prevention and Improvement District within the parish; to provide relative to the purpose, governance, 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 without amendments.

**HOUSE BILL NO. 279—**  
BY REPRESENTATIVE SIMON

AN ACT

To enact Subsection B of Section 2 of Act No. 180 of the 1984 Regular Session of the Legislature, as amended by Act No. 353 of the 1986 Regular Session of the Legislature, Act No. 999 of the 1991 Regular Session of the Legislature, Act No. 570 of the 1992 Regular Session of the Legislature, Act No. 440 of the 1997 Regular Session of the Legislature, Act Nos. 562 and 1214 of the 2003 Regular Session of the Legislature, and Act No. 394 of the 2010 Regular Session of the Legislature, relative to the St. Tammany Parish Hospital Service District No. 1; to remove certain restrictions relative to contracting, ownership interests, and employment applicable to members and former members of the board of commissioners of the district; to provide for

recusal; to provide for disclosure; to provide limitations; to provide for applicability; to provide for effectiveness; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 321—**  
BY REPRESENTATIVE FANNIN

AN ACT

To amend and reenact R.S. 42:1170(A)(3), relative to mandatory ethics education and training; to exempt uncompensated volunteer firemen and uncompensated auxiliary or reserve law enforcement officers from such education and training; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 373—**  
BY REPRESENTATIVE TIM BURNS

AN ACT

To enact R.S. 49:191(5)(n) and to repeal R.S. 49:191(4)(g), relative to the Department of State Civil Service, including provisions to provide for the re-creation of the Department of State Civil Service 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.

**HOUSE BILL NO. 480—**  
BY REPRESENTATIVE BARROW

AN ACT

To enact R.S. 33:9097.13, relative to East Baton Rouge Parish; to create the Glen Oaks Crime Prevention and Improvement District within the parish; to provide relative to the purpose, boundaries, 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 without amendments.

**HOUSE BILL NO. 509—**  
BY REPRESENTATIVE LORUSSO

AN ACT

To enact R.S. 18:1461.5(A)(4), relative to elections; to prohibit certain conduct relative to the withdrawal from an election of a candidate for public office; to provide for penalties; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 511—**  
BY REPRESENTATIVE LEGER

AN ACT

To enact R.S. 44:4.1(B)(37), relative to public records; to provide for the application of the Public Records Law to certain information regarding archaeological sites; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 657—**  
BY REPRESENTATIVE LEGER

AN ACT

To amend and reenact R.S. 41:1603(B), relative to the Department of Culture, Recreation, and Tourism; provides relative to the division of archaeology; provides relative to the minimum qualifications of the state archaeologist; and to provide for related matters.

Reported without amendments.

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**HOUSE BILL NO. 687—**

BY REPRESENTATIVE GREENE  
AN ACT

To enact R.S. 40:1299.96(A)(2)(b)(iii), relative to health care information; to provide notice; to provide for civil liability for noncompliance; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 698—**

BY REPRESENTATIVE ANDERS  
AN ACT

To amend and reenact R.S. 42:441(2) and (3), 442, 443(A), (C), (D), and (F), 445(A), and 447, relative to the state employee leave transfer program; to allow for the donation, receipt, and use of compensatory leave; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 711—**

BY REPRESENTATIVE PUGH  
AN ACT

To amend and reenact R.S. 18:463(A)(2)(a)(v) through (vii) and to enact R.S. 18:463(A)(2)(a)(viii), relative to the notice of candidacy; to require certain candidates to make certain certifications regarding campaign finance reports; to provide for penalties; and to provide for related matters.

Reported with amendments.

**LEGISLATIVE BUREAU AMENDMENTS**

Amendments proposed by Legislative Bureau to Engrossed House Bill No. 711 by Representative Pugh

AMENDMENT NO. 1

In Senate Committee Amendment No. 1 proposed by the Senate Committee on Senate and Governmental Affairs and adopted by the Senate on May 23, 2012, page 1, line 2, change ""444(F) and"" to ""444(F)(2) and""

AMENDMENT NO. 2

In Senate Committee Amendment No. 4 proposed by the Senate Committee on Senate and Governmental Affairs and adopted by the Senate on May 23, 2012, page 1, line 9, change ""444(F) and"" to ""444(F)(2) and""

**HOUSE BILL NO. 784—**

BY REPRESENTATIVE RICHARD  
AN ACT

To enact R.S. 44:4(45), relative to records exempt from the public records law; to provide for an exemption for information contained on certain electronic devices used by court reporters; to provide for an exemption for certain physical medium used in or as an electronic storage device by a court reporter; to provide an exemption for certain paper documents created by court reporters; to provide for definitions; to provide for exceptions; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 861—**

BY REPRESENTATIVES SIMON AND LEGER  
AN ACT

To amend and reenact R.S. 46:1421 and to enact R.S. 46:1430, relative to child care facilities and child-placing agencies; to provide relative to the penalty for operating without or in violation of license; to authorize the Department of Children and Family Services to issue a written warning which includes a corrective action plan, in lieu of revocation, for certain violations; to provide for the issuance of sanctions for failure to comply with a corrective action plan; to require the department to adopt rules and regulations providing for notice and appeal procedures; to authorize the department to institute civil court actions to collect fines; to create the Child Care Licensing Trust

Fund; to provide for the use and administration of the fund; to provide an effective date; and to provide for related matters.

Reported without amendments.

**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.

Reported without amendments.

**HOUSE BILL NO. 1086—**

BY REPRESENTATIVES SEABAUGH, ANDERS, BARROW, BURFORD, COX, FRANKLIN, HARRIS, HAVARD, HENSGENS, KATRINA JACKSON, LEBAS, POPE, SIMON, WHITNEY, PATRICK WILLIAMS, AND WILLMOTT

AN ACT

To amend and reenact R.S. 40:1299.55 and 1299.58.10(A), relative to consent to medical treatment and procedures; to provide for general application of laws providing for medical consent and declarations concerning life-sustaining procedures; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 1097—**

BY REPRESENTATIVE CHAMPAGNE  
AN ACT

To enact R.S. 40:1498(H), relative to Vermilion Parish Fire Protection District No. 7; to provide relative to the per diem paid for members of its governing board; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 1210— (Substitute for House Bill No. 807 by Representative Huval)**

BY REPRESENTATIVE HUVAL  
AN ACT

To amend and reenact R.S. 42:1123(37), relative to ethics; to provide exceptions to the Code of Governmental Ethics relative to the provision of certain insurance services and compensation related thereto; 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. 146—**

BY SENATOR PETERSON  
A RESOLUTION

To urge and request the Louisiana Department of Education and the State Board of Elementary and Secondary Education (BESE) to conduct a survey or study to determine school compliance with the state law regarding vending machines in schools and the requirement of thirty minutes of physical activity in the public schools.

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

**Introduction of Senate Concurrent Resolutions**

**SENATE CONCURRENT RESOLUTION NO. 134—**  
BY SENATORS PERRY AND LAFLEUR  
A CONCURRENT RESOLUTION

To commend the organizers of the Louisiana Hugh O'Brian Youth Leadership seminars and to recognize June 15, 2012, as "Hugh O'Brian Youth Leadership Day" in the state of Louisiana.

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

**SENATE CONCURRENT RESOLUTION NO. 135—**  
BY SENATOR GUILLORY  
A CONCURRENT RESOLUTION

To designate May 31, 2012, as Retired State Employees Association Day at the Louisiana State Capitol and to recognize the establishment of the Retired State Employees Association of Louisiana Hall of Fame.

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

**SENATE CONCURRENT RESOLUTION NO. 136—**  
BY SENATORS MORRISH AND LONG  
A CONCURRENT RESOLUTION

To urge and request the Federal Energy Regulatory Commission to immediately reject any requests for a rehearing regarding Cheniere Energy's Sabine Pass Liquefaction Project and memorializes Congress to express their support for LNG exports and to streamline and expedite the approval process.

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

**Senate Resolutions on Second Reading**

**SENATE RESOLUTION NO. 143—**  
BY SENATOR MURRAY  
A RESOLUTION

To commend and congratulate Federal Magistrate Judge Louis Moore Jr. of the United States District Court for the Eastern District of Louisiana for his exemplary public service during his extraordinary career as a member of the bar and the judiciary on the occasion of his retirement.

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

**SENATE RESOLUTION NO. 144—**  
BY SENATOR PERRY  
A RESOLUTION

To commend the city of Abbeville on being named the state winner in the Louisiana Garden Club Federation's Cleanest City Contest.

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

**Senate Concurrent Resolutions on Second Reading**

**SENATE CONCURRENT RESOLUTION NO. 131—**  
BY SENATOR JOHNS  
A CONCURRENT RESOLUTION

To commend the Children's Miracle network of CHRISTUS St. Patrick Hospital on the occasion of twenty-five years of service to Southwest Louisiana.

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

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

**NAYS**

Total - 0

**ABSENT**

Claitor	Martiny	Morrell
Total - 3		

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

**SENATE CONCURRENT RESOLUTION NO. 132—**  
BY SENATOR LONG  
A CONCURRENT RESOLUTION

To urge and request the Department of Transportation and Development to designate the area along Louisiana Highway 485 approximately two miles north and one and one-half mile south of St. Anne's Church as the Adai Indian Community in Natchitoches Parish and to erect the appropriate signs to denote the area as the Adai Indian Community.

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	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	Mills	Walsworth
Cortez	Morrell	Ward
Crowe	Morrish	White
Donahue	Murray	
Dorsey-Colomb	Nevers	
Total - 37		

**NAYS**

Total - 0

**ABSENT**

Appel	Martiny
Total - 2	

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

**SENATE CONCURRENT RESOLUTION NO. 133—**

BY SENATOR BUFFINGTON

**A CONCURRENT RESOLUTION**

To provide legislative findings relative to the Louisiana State University Shreveport Commitment Plan as unanimously endorsed by the Board of Supervisors of Louisiana State University and Agricultural and Mechanical College on April 27, 2012, to urge and request all public postsecondary education institutions in the region to fully cooperate and support plan implementation; and to specify that the Board of Supervisors of Louisiana State University and Agricultural and Mechanical College shall make certain written reports to the legislature, the legislative education committees, and the Board of Regents for the next three academic years on its progress in plan implementation.

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

**Message from the House**

**ASKING CONCURRENCE IN HOUSE CONCURRENT RESOLUTIONS**

May 23, 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. 176                      HCR NO. 177

Respectfully submitted,  
ALFRED W. SPEER

Clerk of the House of Representatives

**House Concurrent Resolutions on First Reading**

**HOUSE CONCURRENT RESOLUTION NO. 176—**

BY REPRESENTATIVE CARTER

**A CONCURRENT RESOLUTION**

To commend the Council for A Better Louisiana upon the celebration of its fiftieth anniversary.

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

**HOUSE CONCURRENT RESOLUTION NO. 177—**

BY REPRESENTATIVES LAMBERT, BERTHELOT, PRICE, SCHEXNAYDER, AND ST. GERMAIN AND SENATORS AMEDEE AND BROWN

**A CONCURRENT RESOLUTION**

To urge and request the Department of Transportation and Development to study the feasibility and costs of the four lane widening of LA 30 from its intersection with LA 42 in East Baton Rouge Parish to its intersection with US Highway 61 in Ascension Parish.

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

**House Concurrent Resolutions on Second Reading**

**HOUSE CONCURRENT RESOLUTION NO. 174—**

BY REPRESENTATIVES KATRINA JACKSON AND MORENO

**A CONCURRENT RESOLUTION**

To urge and request the secretary of the Department of Children and Family Services, the secretary of the Department of Health and Hospitals, the secretary of the Department of Economic Development, the director of the Department of State Civil Service, the state superintendent of the Department of Education, the commissioner of the division of administration, the executive director of the Louisiana Workforce Commission, and the head of the Louisiana State University Health Sciences Center- Health Care Services Division, to study and submit a report on the number of women in their workforces based on age, race, and job category.

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

**NAYS**

Total - 0

**ABSENT**

Claitor	Martiny	Peacock
Donahue	Morrell	Perry
Total - 6		

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

**HOUSE CONCURRENT RESOLUTION NO. 175—**

BY REPRESENTATIVE WESLEY BISHOP

**A CONCURRENT RESOLUTION**

To urge and request the Recovery School District to rename Little Woods Elementary School in New Orleans East in honor of Dolores T. Aaron, a longtime educator, public servant, and pillar of the community who passed away in January of 2012.

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. President	Erdey	Peacock
Adley	Gallot	Perry
Allain	Guillory	Peterson
Amedee	Heitmeier	Riser
Appel	Johns	Smith, G.
Broome	Kostelka	Smith, J.



Brown	LaFleur	Tarver
Buffington	Long	Thompson
Chabert	Mills	Walsworth
Claitor	Morrell	Ward
Cortez	Morrish	White
Donahue	Murray	
Dorsey-Colomb	Nevers	
Total - 37		

NAYS

Total - 0

ABSENT

Crowe	Martiny
Total - 2	

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

**Reconsideration**

The vote by which House Bill No. 637 failed to pass on Wednesday, May 23, 2012, was reconsidered.

**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.

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

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

**SENATE RESOLUTION NO. 142—**  
BY SENATOR MORRELL

A RESOLUTION

To amend the membership for the Behavior Analysts Licensure and Regulation Study Commission that shall study the licensure and regulation of behavior analysts and to require a report on the baseline framework for such licensure and regulation on or before February 1, 2013.

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

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Commerce, Consumer Protection and International Affairs to Original Senate Resolution No. 142 by Senator Morrell

**AMENDMENT NO. 1**

On page 2, delete lines 5 and 6 and insert the following:  
"(5) The executive director of the Louisiana Behavior Analysis Association, or his designee."

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

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

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

**SENATE CONCURRENT RESOLUTION NO. 89—**  
BY SENATOR CROWE

A CONCURRENT RESOLUTION

To urge and request the Senate Committee on Senate and Governmental Affairs and the House Committee on House and Governmental Affairs to meet and function as a joint committee to study and make recommendations with respect to the period of time between the dates of election of local and parishwide officials and the dates of assumption of office by such officials.

Reported favorably by the Committee on Senate and Governmental Affairs.

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

**ROLL CALL**

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Claitor	Martiny
Total - 2	

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

**SENATE CONCURRENT RESOLUTION NO. 100—**  
BY SENATORS BROWN, AMEDEE, GARY SMITH AND WARD AND REPRESENTATIVES BERTHELOT, GAINES, HARRISON, LAMBERT, MILLER, PRICE, SCHEXNAYDER, ST. GERMAIN, THIBAUT AND WILLMOTT

A CONCURRENT RESOLUTION

To establish the River Region Caucus of the Louisiana Senate and the Louisiana House of Representatives and to provide relative to the caucus.

Reported favorably by the Committee on Senate and Governmental Affairs.

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

**SENATE CONCURRENT RESOLUTION NO. 129—**  
BY SENATOR BROWN

A CONCURRENT RESOLUTION

To direct parish councils on aging, regional offices of aging and adult services, and regional offices of citizens with developmental disabilities to establish voluntary registry of persons with special

May 24, 2012

needs who request assistance during times of evacuation, including voluntary, advisory, mandatory, or forced evacuations.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Transportation, Highways and Public Works to Original Senate Concurrent Resolution No. 129 by Senator Brown

AMENDMENT NO. 1

On page 1, line 2, after "To" delete the remainder of the line, delete lines 3 through 5, and insert the following: "urge and request each parish office of homeland security and emergency preparedness to establish and maintain a voluntary registry of at risk persons and persons with special needs who will require assistance during times of evacuation, and to urge and request parish councils on aging, regional offices of aging and adult services, and regional offices of citizens with developmental disabilities to annually submit names of such persons who have consented to being included in the registry to the parish office of homeland security and emergency preparedness."

AMENDMENT NO. 2

On page 1, line 7, between "with" and "persons" delete "developmental disabilities currently work with" and insert "at risk persons and"

AMENDMENT NO. 3

On page 1, line 9, between "evacuation," and "persons" insert "at risk persons and"

AMENDMENT NO. 4

On page 1, line 13, between "state" and "with" insert "who are at risk or those"

AMENDMENT NO. 5

On page 1, delete lines 16 through 18, and insert the following: "urge and request each parish office of homeland security and emergency preparedness to establish and maintain a voluntary registry of at risk persons and persons with special needs who will require assistance during times of evacuation.

BE IT FURTHER RESOLVED that each parish council on aging, regional office of aging and adult services, and regional office of citizens with developmental disabilities is hereby urged and requested to annually, on or before July first, submit names of such persons who have consented to being included in the registry.

BE IT FURTHER RESOLVED that, subject to applicable federal law and regulations and state law, the information in the registry shall be confidential and only be available to governmental agencies to provide emergency preparedness services during times of evacuation to at risk persons and persons with special needs.

BE IT FURTHER RESOLVED that no parish office of homeland security and emergency preparedness or employee of such office shall be held civilly or criminally liable for disclosure of any information in the registry to provide emergency preparedness services during times of evacuation to at risk persons or persons with special needs."

AMENDMENT NO. 6

On page 2, between lines 1 and 2, insert the following: "Governor's Office of Homeland Security and Emergency Preparedness to be distributed to each parish office of homeland security and emergency preparedness and to the"

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Table listing names of members voting YEAS: Mr. President, Erdey, Peacock, Adley, Gallot, Perry, Allain, Guillory, Peterson, Amedee, Heitmeier, Riser, Appel, Johns, Smith, G., Broome, Kostelka, Smith, J., Brown, LaFleur, Tarver, Buffington, Long, Thompson, Chabert, Mills, Walsworth, Claitor, Morrish, Ward, Cortez, Murray, White, Dorsey-Colomb, Nevers

Total - 35

NAYS

Total - 0

ABSENT

Table listing names of members voting ABSENT: Crowe, Martiny, Donahue, Morrell

Total - 4

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

Senate Bills and Joint Resolutions on Third Reading and Final Passage

Bagneris Rule

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

Without objection, so ordered.

SENATE BILL NO. 187— BY SENATOR DORSEY-COLOMB AN ACT

To enact R.S. 8:663, relative to human remains; to provide for the collection, analysis, and reburial of exposed human skeletal remains; to provide certain terms, conditions, definitions, procedures and requirements; to provide for certain limitation of liability; and to provide for related matters.

Floor Amendments

Senator Dorsey-Colomb proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Dorsey-Colomb to Engrossed Senate Bill No. 187 by Senator Dorsey-Colomb

AMENDMENT NO. 1

On page 3, line 24, change "(3)" to "(4)"

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

Floor Amendments

Senator Martiny proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Martiny to Engrossed Senate Bill No. 187 by Senator Dorsey-Colomb

AMENDMENT NO. 1

On page 2, line 10, following "under" and before "and" change "Subpart (D)(1) of this Section" to "Paragraph (1) of this Subsection"

AMENDMENT NO. 2

On page 3, line 6, following "in" and before "(D)(2)" change "Subpart" to "Paragraph"

AMENDMENT NO. 3

On page 3, line 24, following "collected" change "in Subpart (E)(3) of this Section" to "pursuant to Paragraph (4) of this Subsection"

On motion of Senator Martiny, the amendments were adopted.

The bill was read by title. Senator Dorsey-Colomb moved the final passage of the amended bill.

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Martiny	Morrell
Total - 2	

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

SENATE BILL NO. 696—

BY SENATOR WALSWORTH

AN ACT

To amend and reenact R.S. 24:31.1(B)(2), to provide for the signature required on check issued by the Senate; and to provide with respect to related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dorsey-Colomb	Nevers
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	Mills	Walsworth
Cortez	Morrish	Ward
Donahue	Murray	White
Total - 36		

NAYS

Total - 0

ABSENT

Crowe	Martiny	Morrell
Total - 3		

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

Rules Suspended

Senator Thompson asked for and obtained a suspension of the rules to pass over House Concurrent Resolutions on Second Reading Reported by Committees.

House Bills and Joint Resolutions on Third Reading and Final Passage

Bagneris Rule

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

Without objection, so ordered.

HOUSE BILL NO. 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.

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	Nevers
Adley	Guillory	Peterson
Amedee	Heitmeier	Riser
Appel	Johns	Smith, G.
Broome	Kostelka	Smith, J.
Brown	LaFleur	Tarver
Buffington	Mills	Walsworth
Chabert	Morrell	White
Cortez	Morrish	
Dorsey-Colomb	Murray	
Total - 28		

NAYS

Claitor	Peacock	Perry
Total - 3		

May 24, 2012

ABSENT

Allain	Gallot	Thompson
Crowe	Long	Ward
Donahue	Martiny	
Total - 8		

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. 1054—**

BY REPRESENTATIVE HILL

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.

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

NAYS

Total - 0

ABSENT

Allain	Martiny
Donahue	Morrell
Total - 4	

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

**HOUSE BILL NO. 1064—**

BY REPRESENTATIVE HOFFMANN

AN ACT

To amend and reenact R.S. 11:62(12), 1581(5), and 1631(F)(1) and to enact R.S. 11:1636(C), relative to the District Attorneys' Retirement System; to provide relative to benefits; to provide relative to the funding of benefits; to provide for definitions; to provide for implementation; and to provide for related matters.

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

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. President	Erdey	Perry
Adley	Gallot	Riser
Allain	Guillory	Smith, G.

Amedee	Heitmeier	Smith, J.
Brown	Kostelka	Tarver
Buffington	Long	Thompson
Chabert	Mills	Walsworth
Claitor	Morrish	Ward
Cortez	Murray	White
Crowe	Nevers	
Dorsey-Colomb	Peacock	
Total - 31		

NAYS

Peterson  
Total - 1

ABSENT

Appel	Johns	Morrell
Broome	LaFleur	
Donahue	Martiny	
Total - 7		

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

**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.

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

**ROLL CALL**

The roll was called with the following result:

YEAS

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

NAYS

Claitor	Long	Peacock
Total - 3		

ABSENT

Broome	Martiny
LaFleur	Peterson
Total - 4	

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

**HOUSE BILL NO. 1112—**

BY REPRESENTATIVE ST. GERMAIN

AN ACT

To amend and reenact R.S. 47:501(C)(1) and (2), relative to application for a motor vehicle registration; to require

submission of a current and valid photo identification; 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	Erdey	Nevers
Adley	Gallot	Peacock
Allain	Guillory	Perry
Amedee	Heitmeier	Riser
Appel	Johns	Smith, G.
Brown	Kostelka	Smith, J.
Buffington	LaFleur	Tarver
Chabert	Long	Thompson
Claitor	Mills	Walsworth
Cortez	Morrell	Ward
Crowe	Morrish	White
Dorsey-Colomb	Murray	
Total - 35		

**NAYS**

Total - 0

**ABSENT**

Broome	Martiny
Donahue	Peterson
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. 1121—**  
BY REPRESENTATIVE JAMES

**AN ACT**

To enact R.S. 23:905, relative to employee records; to provide for employee access to wage and employment records; to provide for electronic transmission; to provide for the payment of costs; and to provide for related matters.

**Floor Amendments**

Senator Crowe proposed the following amendments.

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Crowe to Engrossed House Bill No. 1121 by Representative James

**AMENDMENT NO. 1**

On page 1, after line 21 insert the following:

**"(D)(1) Pursuant to this Section, the electronic employment records which the Louisiana Workforce Commission may make available shall be only those records which would otherwise be available to the employee who signed a written authorization for those records. Nothing herein shall authorize any vendor to breach the firewall or secure environment of the Louisiana Workforce Commission's computer systems.**

**(2) Data shall be exchanged only under strictly controlled conditions. It shall be destroyed after all legitimate uses have been made of it. Secondary release of confidential or privacy-protected data by the vendor for use other than those purposes authorized by this Section shall be strictly prohibited.**

**(3) Any violation of this Subsection shall be subject to those same penalties as provided for in R.S. 23:75(C)(3)."**

On motion of Senator Crowe, the amendments were adopted.

**Floor Amendments**

Senator Peacock proposed the following amendments.

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Peacock to Engrossed House Bill No. 1121 by Representative James

**AMENDMENT NO. 1**

On page 1, after line 21 insert the following:

**"(D) Should any lawsuit be filed by a party who has a cause of action based upon the provisions of this Section, the suit shall name the vendor and suit shall be brought in a state court of competent jurisdiction and venue. The vendor shall indemnify the Louisiana Workforce Commission of any damages, including attorney fees and court costs, associated with a cause of action filed pursuant to this Section, and any associated cost from providing data to a third party vendor shall likewise be indemnified to the Louisiana Workforce Commission."**

On motion of Senator Peacock, the amendments were adopted.

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. President	Dorsey-Colomb	Nevers
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	Mills	Walsworth
Cortez	Morrish	Ward
Crowe	Murray	White
Total - 36		

**NAYS**

Total - 0

**ABSENT**

Donahue	Martiny	Morrell
Total - 3		

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. 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.

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:

May 24, 2012

YEAS

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

Total - 36

NAYS

Total - 0

ABSENT

Donahue	Martiny	Morrell
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Total - 3

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

HOUSE BILL NO. 1135—

BY REPRESENTATIVE BILLIOT

AN ACT

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

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 35

NAYS

Total - 0

ABSENT

Claitor	Martiny
Donahue	Morrell

Total - 4

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

HOUSE BILL NO. 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. 17:4.1, 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.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 35

NAYS

Total - 0

ABSENT

Adley	LaFleur
Donahue	Martiny

Total - 4

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

HOUSE BILL NO. 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.

Floor Amendments

Senator Guillory proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Guillory to Reengrossed House Bill No. 1174 by Representative Danahay

AMENDMENT NO. 1

Delete the set of Senate Committee Amendments proposed by the Senate Committee on Retirement and adopted by the Senate on May 21, 2012

On motion of Senator Guillory, the amendments were adopted.

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. President	Dorsey-Colomb	Nevers
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	Mills	Walsworth
Cortez	Morrell	Ward
Crowe	Morrish	White
Donahue	Murray	

Total - 38

**NAYS**

Total - 0

**ABSENT**

Martiny  
Total - 1

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

**HOUSE BILL NO. 1202— (Substitute for House Bill No. 58 by Representative Pearson)**

BY REPRESENTATIVE PEARSON  
AN ACT

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

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

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

Total - 36

**NAYS**

Total - 0

**ABSENT**

Crowe  
Total - 3

Martiny

Morrell

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

**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.

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

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

Total - 36

**NAYS**

Peterson  
Total - 1

**ABSENT**

Martiny  
Total - 2

Morrell

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

**HOUSE BILL NO. 4—**  
BY REPRESENTATIVE LOPINTO  
AN ACT

To amend and reenact R.S. 14:95.7(C), relative to the crime of possession or dealing in firearms with obliterated identification marks or serial numbers; to provide for increased penalties; and to provide for related matters.

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. President	Dorsey-Colomb	Nevers
Adley	Erdey	Peacock

May 24, 2012

Allain	Gallot	Perry
Amedee	Guillory	Peterson
Appel	Heitmeier	Riser
Broome	Johns	Smith, G.
Brown	Kostelka	Smith, J.
Buffington	LaFleur	Tarver
Chabert	Long	Thompson
Cortez	Mills	Walsworth
Crowe	Morrish	Ward
Donahue	Murray	White

Total - 36

NAYS

Total - 0

ABSENT

Claitor	Martiny	Morrell
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Total - 3

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

**HOUSE BILL NO. 503—**  
BY REPRESENTATIVE ARNOLD  
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

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

**ROLL CALL**

The roll was called with the following result:

YEAS

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

Total - 30

NAYS

Appel	Long	Walsworth
Claitor	Nevers	

Total - 5

ABSENT

Martiny	Perry
Morrell	Riser

Total - 4

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

**HOUSE BILL NO. 866—**  
BY REPRESENTATIVE ABRAMSON  
AN ACT

To amend and reenact R.S. 36:802(introductory paragraph), Part XXII of Chapter 5 of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:1299.39.5 through 1299.39.7, and R.S. 40:1299.58(C), 1299.131(A)(3), and 1300.11, and to enact R.S. 36:259(MM), relative to consent to medical treatment; to provide for methods by which informed consent may be obtained; to provide for definitions; to create the Louisiana Medical Disclosure Panel; to provide for membership, powers, and duties of such panel; to provide for attendance via telecommunications; to provide for limitations on liability; to provide for medical disclosure lists; to provide for exceptions to obtaining informed consent; to provide for the promulgation of rules and regulations; to provide for placement of the Louisiana Medical Disclosure Panel within the Department of Health and Hospitals; 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:

YEAS

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

Total - 35

NAYS

Total - 0

ABSENT

Adley	Martiny
Guillory	Morrell

Total - 4

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

**HOUSE BILL NO. 873—**  
BY REPRESENTATIVE ARNOLD  
AN ACT

To enact Code of Civil Procedure Article 4850.2 and Section 2 of Chapter 2 of Title 1 of Book VIII of the Code of Civil Procedure, to be comprised of Code of Civil Procedure Article 4857, relative to the appellate jurisdiction and procedure; to provide the Traffic Court of New Orleans with exclusive jurisdiction for appeals taken from an administrative hearing for certain traffic violations; to authorize de novo review by the traffic court on administrative hearing appeals; to provide the First and Second City Court of New Orleans with appellate jurisdiction over appeals taken from the Traffic Court of New Orleans for certain traffic violations; to require the adoption of rules to implement the procedure for hearing and deciding such appeals; to direct the Louisiana State Law Institute to make certain conforming technical changes; 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	Crowe	Mills
Adley	Dorsey-Colomb	Morrell
Amedee	Gallot	Morrish
Broome	Guillory	Murray
Brown	Heitmeier	Peterson
Buffington	Johns	Smith, J.
Chabert	LaFleur	Tarver
Total - 21		

**NAYS**

Appel	Donahue	Nevers
Claitor	Kostelka	Peacock
Cortez	Long	Thompson
Total - 9		

**ABSENT**

Allain	Perry	Walsworth
Erdey	Riser	Ward
Martiny	Smith, G.	White
Total - 9		

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. 940—**  
BY REPRESENTATIVE ABRAMSON  
AN ACT

To amend and reenact R.S. 13:3852(A) and to enact R.S. 13:3852(C), relative to seizure of property; to provide with respect to notice of seizure; to provide that additional notice of rescheduled sale dates is not required; and to provide for related matters.

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

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

**NAYS**

Peterson  
Total - 1

**ABSENT**

Allain	Morrell
Martiny	Peacock
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. 1010—**  
BY REPRESENTATIVES ARNOLD, EDWARDS, AND MACK  
AN ACT

To amend and reenact R.S. 13:392 and to enact R.S. 13:352(D), (E), and (F), and 588, relative to furniture and equipment purchased or owned by the courts of appeal and each judicial district court; to require the title of all furniture and equipment purchased and in possession of the courts of appeal to vest in the purchasing court; to require an itemized statement of furniture and equipment requested for purchase; to authorize certain persons to complete the sale of furniture or equipment; to authorize any judge to purchase furniture and equipment with nonpublic funds upon termination of office; to provide for the disposition of the sale proceeds; 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. 1010 by Representative Arnold

AMENDMENT NO. 1  
On page 1, line 8 after "furniture" delete "and equipment"

AMENDMENT NO. 2  
On page 2, line 1 delete "such property" and insert "the furniture"

AMENDMENT NO. 3  
On page 2, line 22 delete "such property" and insert "the furniture"

AMENDMENT NO. 4  
On page 3, line 5 delete "such property" and insert "the furniture"

On motion of Senator Claitor, the amendments were adopted.

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. President	Dorsey-Colomb	Perry
Adley	Erdey	Riser
Amedee	Gallot	Smith, G.
Appel	Heitmeier	Smith, J.
Brown	Johns	Tarver
Buffington	Kostelka	Thompson
Chabert	Long	Walsworth
Claitor	Mills	Ward
Cortez	Morrish	White
Crowe	Murray	
Donahue	Nevers	
Total - 31		

**NAYS**

Total - 0

**ABSENT**

Allain	LaFleur	Peacock
Broome	Martiny	Peterson
Guillory	Morrell	
Total - 8		

May 24, 2012

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. 1067—

BY REPRESENTATIVE ST. GERMAIN AN ACT

To amend and reenact R.S. 30:2418(I)(2), relative to recycling waste tires; to provide for payment to waste tire processors; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Allain LaFleur
Broome Martiny
Total - 4

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

HOUSE BILL NO. 1125—

BY REPRESENTATIVE BROADWATER AN ACT

To amend and reenact Code of Civil Procedure Article 1469(5), Code of Criminal Procedure Article 740, R.S. 13:3667.3(B), and R.S. 49:956.1, relative to the attendance and testimony of legislators in certain court and administrative hearings; to extend the requirement of a preliminary motion and hearing to former legislators where their attendance or testimony is being solicited on matters relating to their former service as lawmakers; to provide for definitions; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Dorsey-Colomb Nevers
Adley Erdey Peacock
Allain Gallot Perry
Amedee Guillory Peterson
Appel Heitmeier Riser
Brown Johns Smith, G.
Buffington Kostelka Smith, J.

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

NAYS

Total - 0

ABSENT

Broome LaFleur Martiny
Total - 3

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. 1150—

BY REPRESENTATIVE HUNTER AN ACT

To amend and reenact R.S. 13:850(B)(introductory paragraph) and to enact R.S. 13:850(E), relative to facsimile filings in civil actions; to provide for exceptions to filing an original document in certain circumstances; to provide for procedures; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Broome Martiny
Heitmeier Perry
Total - 4

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

HOUSE BILL NO. 1168—

BY REPRESENTATIVE TIM BURNS AN ACT

To enact Code of Civil Procedure Article 1293(C), relative to service of process; to provide for the appointment of certain persons as private process servers; to provide for qualifications; 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	Erdey	Peacock
Adley	Gallot	Perry
Allain	Guillory	Peterson
Amedee	Heitmeier	Riser
Appel	Johns	Smith, G.
Brown	Kostelka	Smith, J.
Buffington	LaFleur	Tarver
Chabert	Long	Thompson
Claitor	Mills	Walsworth
Cortez	Morrell	Ward
Crowe	Morrish	White
Donahue	Murray	
Dorsey-Colomb	Nevers	
Total - 37		

**NAYS**

Total - 0

**ABSENT**

Broome	Martiny
Total - 2	

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

**HOUSE BILL NO. 1205— (Substitute for House Bill No. 910 by Representative Johnson)**

BY REPRESENTATIVE JOHNSON  
AN ACT

To amend and reenact R.S. 46:236.2(A) and (B) and 236.14(E)(3)(a) and to enact R.S. 46:236.1.12, relative to obligations for child support; to provide for the transfer of an obligation for support to a caretaker; to provide for procedures; to provide for employer reporting requirements of the child support program; and to provide for related matters.

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

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

**NAYS**

Total - 0

**ABSENT**

Broome	Martiny
Total - 2	

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

**HOUSE BILL NO. 1208— (Substitute for House Bill No. 840 by Representative Thompson)**

BY REPRESENTATIVE THOMPSON  
AN ACT

To amend and reenact R.S. 9:315.47 and to enact R.S. 9:315.46(C) and (D), relative to the suspension of licenses for failure to pay child support; to provide for modification or lifting of suspensions for partial compliance; to provide for a court order lifting the suspension of a license in certain circumstances; to provide for reinstatement of licenses for partial compliance; and to provide for related matters.

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

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

**NAYS**

Total - 0

**ABSENT**

Broome	Morrell
Martiny	Peterson
Total - 4	

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

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

**Called from the Calendar**

Senator LaFleur asked that House Bill No. 960 be called from the Calendar.

**HOUSE BILL NO. 960—**  
BY REPRESENTATIVE JOHNSON  
AN ACT

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

Floor Amendments

Senator LaFleur proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator LaFleur to Reengrossed House Bill No. 960 by Representative Johnson

AMENDMENT NO. 1

In Senate Committee Amendment No. 7 proposed by the Senate Committee on Finance and adopted by the Senate on May 1, 2012, on page 1, line 21, after "filing" and before the period "." insert "to be transmitted to the Avovelles Parish Sheriff's Office for further disposition in accordance with the provisions of this Section"

AMENDMENT NO. 2

On page 1, line 14, after "cents" and before the period "." insert "to be collected by the sheriff of Avovelles Parish for further disposition in accordance with the provisions of this Section"

AMENDMENT NO. 3

On page 1, line 15, after "forfeitures" delete the remainder of the line and insert "provided for by law."

AMENDMENT NO. 4

On page 1, delete lines 16 and 17 in their entirety

AMENDMENT NO. 5

On page 1, line 18, after "B." and before "collected" delete "The clerk of court shall place all sums" and insert "All fees"

AMENDMENT NO. 6

On page 1, at the beginning of line 19, delete "this Section into an account to" and insert "Subsection A of this Section shall"

On motion of Senator LaFleur, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Table listing names of senators who are ABSENT: Broome, Crowe, Martiny, Total - 3

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

Regular Order Resumed

House Concurrent Resolutions on Second Reading Reported by Committees

Bagneris Rule

Senator Adley moved to suspend the rules to temporarily pass over controversial House Concurrent Resolutions Reported by Committee to be adopted with the intention of taking them up later, in their regular order.

Without objection, so ordered.

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 advantages and disadvantages of enacting a state law to limit the salary amount paid to public school administrators, with certain exceptions, to the amount paid to teachers in the same school system and to report its findings and recommendations at least sixty days prior to the 2013 Regular Session of the Legislature of Louisiana.

Reported favorably by the Committee on Education.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Table listing names of senators who are ABSENT: Broome, Martiny, Total - 2

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

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.

Reported favorably by the Committee on Education.

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

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

**NAYS**

Total - 0

**ABSENT**

Broome	Donahue	Ward
Crowe	Martiny	
Total - 5		

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

**HOUSE CONCURRENT RESOLUTION NO. 106—**

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.

Reported favorably by the Committee on Education.

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

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

**NAYS**

Total - 0

**ABSENT**

Broome	Martiny
Total - 2	

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

**HOUSE CONCURRENT RESOLUTION NO. 129—**

BY REPRESENTATIVE LEGER

**A CONCURRENT RESOLUTION**

To urge and request the Louisiana Supreme Court, the Department of Children and Family Services, the Department of Health and Hospitals, the Department of Education, the Governor's Children's Cabinet, and the office of juvenile justice within the Department of Public Safety and Corrections, to implement the recommendations related to the Informal Families in Need of Services (FINS) process made by the Families in Need of Services Commission in its report issued February 10, 2012, and as set forth in this Resolution and to report to the legislature and the Juvenile Justice Reform Act Implementation Commission on the accomplishments and status of implementation of the recommendations no later than March 1, 2013.

Reported favorably by the Committee on Health and Welfare.

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

**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.
Brown	Kostelka	Smith, J.
Buffington	LaFleur	Tarver
Chabert	Long	Thompson
Claitor	Mills	Walsworth
Cortez	Morrell	Ward
Crowe	Morrish	White
Donahue	Murray	
Dorsey-Colomb	Nevers	
Total - 37		

**NAYS**

Total - 0

**ABSENT**

Broome	Martiny
Total - 2	

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

**Rules Suspended**

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

**Message from the House**

**PASSED SENATE BILLS AND JOINT RESOLUTIONS**

May 24, 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. 70—**  
BY SENATOR MURRAY

AN ACT

To amend and reenact Code of Civil Procedure Articles 3421 and 3431(A)(introductory paragraph), and to repeal Code of Civil Procedure Article 3422.1(G), relative to small successions; to provide relative to small succession procedures and effects; to provide certain definitions, conditions, terms, and requirements; and to provide for related matters.

Reported with amendments.

**SENATE BILL NO. 79—**  
BY SENATOR MORRISH

AN ACT

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

Reported with amendments.

**SENATE BILL NO. 258—**  
BY SENATOR APPEL

AN ACT

To amend and reenact the introductory paragraph of R.S. 9:2772(A) and (B)(3) and to enact R.S. 9:2772(A)(1)(c), relative to peremptive periods for certain actions; to authorize the filing of certain contribution, indemnity or third-party claims; to provide certain terms, conditions and requirements; and to provide for related matters.

Reported with amendments.

**SENATE BILL NO. 139—**  
BY SENATOR LONG

AN ACT

To amend and reenact R.S.9:3306(9), relative to leases of movables; to provide with respect to definitions; to provide an exception for employer-sponsored lease programs; and to provide for related matters.

Reported with amendments.

Respectfully submitted,  
ALFRED W. SPEER

Clerk of the House of Representatives

**Message from the House**

**CONCURRING IN  
SENATE CONCURRENT RESOLUTIONS**

May 24, 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. 126—**  
BY SENATORS LONG AND GALLOT AND REPRESENTATIVES BROWN, COX AND HOWARD

A CONCURRENT RESOLUTION

To express the sincere condolences of the Legislature of Louisiana upon the death of Joe Sampite', former mayor of Natchitoches, to commend a life well spent in service to his community, and to note the proud legacy he leaves to the city of Natchitoches and the state of Louisiana.

Reported without amendments.

**SENATE CONCURRENT RESOLUTION NO. 127—**  
BY SENATOR DORSEY-COLOMB

A CONCURRENT RESOLUTION

To express the sincere and heartfelt condolences of the Legislature of Louisiana upon the death of Dr. Wallace Hart Dunlap, to commend a life well spent in service to his community, and to note the proud legacy he leaves to the state of Louisiana.

Reported without amendments.

Respectfully submitted,  
ALFRED W. SPEER

Clerk of the House of Representatives

**Introduction of Senate Resolutions**

**SENATE RESOLUTION NO. 147—**  
BY SENATOR HEITMEIER

A RESOLUTION

To declare the month of September 2012 as "Pain Awareness Month" in Louisiana.

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 24, 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. 101      HCR NO. 124      HCR NO.146

Respectfully submitted,  
ALFRED W. SPEER

Clerk of the House of Representatives

**House Concurrent Resolutions  
on First Reading**

**HOUSE CONCURRENT RESOLUTION NO. 101—**  
BY REPRESENTATIVE GAINES

A CONCURRENT RESOLUTION

To urge and request the Department of Transportation and Development to study the possible installation of crosswalks controlled by "walk" and "do not walk" indicators at two intersections in LaPlace, Louisiana.

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

**HOUSE CONCURRENT RESOLUTION NO. 124—**  
BY REPRESENTATIVE DIXON

A CONCURRENT RESOLUTION

To urge and request that Innocence Project New Orleans submit an application to the Judicial Council of the Supreme Court of Louisiana for review of a new court cost to fund the Innocence Compensation Fund.

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

**HOUSE CONCURRENT RESOLUTION NO. 146—**  
BY REPRESENTATIVE CONNICK

A CONCURRENT RESOLUTION

To urge and request the Louisiana Department of Transportation and Development to study the need for the creation of local transportation districts by parishes and municipalities in order

to assist the department in addressing transportation needs in Louisiana and to report its findings to the House Committee on Transportation, Highways and Public Works, the Senate Committee on Transportation, Highways and Public Works, the House Committee on Municipal, Parochial and Cultural Affairs, and the Senate Committee on Local and Municipal Affairs 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.

**Rules Suspended**

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

**Senate Concurrent Resolutions on Second Reading**

**SENATE CONCURRENT RESOLUTION NO. 136—**  
BY SENATORS MORRISH AND LONG  
A CONCURRENT RESOLUTION

To urge and request the Federal Energy Regulatory Commission to immediately reject any requests for a rehearing regarding Cheniere Energy's Sabine Pass Liquefaction Project and memorializes Congress to express their support for LNG exports and to streamline and expedite the approval process.

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

**ROLL CALL**

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Broome	Buffington	Morrell
Brown	Martiny	
Total - 5		

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

**Rules Suspended**

Senator Kostelka asked for and obtained a suspension of the rules to recall House Concurrent Resolution No. 113 from the Committee on Judiciary C.

**HOUSE CONCURRENT RESOLUTION NO. 113—**

BY REPRESENTATIVE HARRISON  
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. Senator Kostelka moved to concur in the House Concurrent Resolution.

**ROLL CALL**

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Broome	Buffington	Martiny
Total - 3		

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

**Rules Suspended**

Senator Kostelka asked for and obtained a suspension of the rules to recall House Concurrent Resolution No. 90 from the Committee on Judiciary C.

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

**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.
Brown	Kostelka	Smith, J.

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

NAYS

Total - 0

ABSENT

Broome	Martiny
Total - 2	

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

**Rules Suspended**

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

**Introduction of Senate Concurrent Resolutions**

**SENATE CONCURRENT RESOLUTION NO. 137—**  
BY SENATORS GALLOT, KOSTELKA AND LONG AND REPRESENTATIVES BROADWATER, COX, JEFFERSON, SHADOIN AND SMITH

A CONCURRENT RESOLUTION

To urge and request the legislative fiscal office to update the report issued in March 2006 pursuant to House Resolution No. 133 of the 2005 Regular Session regarding the means and methods used to provide funding for the operation of laboratory schools around the state, including but not limited to issues concerning equity and fairness in funding methods and amounts, and to report its findings and recommendations in writing to the Senate and House committees on education on or before February 1, 2013.

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

**Privilege Report of the Committee on Senate and Governmental Affairs**

**ENROLLMENTS**

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

May 24, 2012

To the President and Members of the Senate:

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

The following Senate Concurrent Resolutions have been properly enrolled:

**SENATE CONCURRENT RESOLUTION NO. 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.

**SENATE CONCURRENT RESOLUTION NO. 116—**  
BY SENATOR ERDEY

A CONCURRENT RESOLUTION

To urge and request that the Department of Transportation and Development study LA 37, between its intersection with Sullivan Road and its intersection with LA 409 (Liberty Road) in East Baton Rouge Parish, to improve its safety to the traveling public.

**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.

Respectfully submitted,  
"JODY" AMEDEE  
Chairman

The foregoing Senate Concurrent Resolutions 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 24, 2012

To the President and Members of the Senate:

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

The following Senate Bills have been properly enrolled:

**SENATE BILL NO. 317—**  
BY SENATOR MARTINY

AN ACT

To amend and reenact R.S. 15:574.4(B) and to enact R.S. 15:574.4(D), relative to juvenile parole eligibility; to provide for parole eligibility for juveniles sentenced to life imprisonment for certain offenses; to provide for exceptions; to provide for conditions; and to provide for related matters.

**SENATE BILL NO. 456—**  
BY SENATORS AMEDEE AND BROWN

AN ACT

To enact R.S. 15:1098.8, relative to juvenile detention centers; to provide for the creation of a multi-jurisdictional board of commissioners to support the operation of a juvenile detention facility; to provide the purpose and boundaries of the district; to provide for the governance of the district; to provide for the duties and powers of the district; to provide for special costs; and to provide for related matters.

**SENATE BILL NO. 468—**  
BY SENATOR ALLAIN

AN ACT

To amend and reenact R.S. 56:325.2(A), (B), and (C), relative to saltwater recreational fish; to provide requirements of possession; to provide exceptions for possession; to provide terms and conditions; and to provide for related matters.



**SENATE BILL NO. 242—**  
BY SENATOR MURRAY

AN ACT

To amend and reenact R.S. 22:822(A)(2) and to repeal R.S. 13:2500.3, relative to criminal bail bond annual license fees; to provide relative to certain fee amounts; to repeal certain provisions relative to the bail bond fee for Municipal Court and Traffic Court of New Orleans cases; and to provide for related matters.

**SENATE BILL NO. 394—**  
BY SENATOR GARY SMITH

AN ACT

To amend and reenact the heading of R.S. 22:2005 and R.S. 22:2008(B), 2009(E)(3), 2028(D)(3), and 2036(A) and to enact R.S. 22:2005.1 and 2043.1, relative to rehabilitation and liquidation of insurers; to comply with the federal Dodd-Frank Act; to provide for notice by mail when the receiver allows or disallows a claim; to provide for actions by and against a receiver; and to provide for related matters.

**SENATE BILL NO. 495—**  
BY SENATOR LONG

AN ACT

To amend and reenact R.S. 36:359(K) and (L) and 802.18, and R.S. 38:3076(A)(24), 3087.136(4), 3087.266(A)(1), Chapter 13 A-1 of Title 38 (Heading), 3097.2(3), 3097.4(A), (D)(4),(5), and (6), and 3097.7, and to enact R.S. 38:3097.4(D)(7), relative to the Ground Water Resources Commission; to change the name of the Ground Water Resources Commission; to provide for additional members to the commission; to provide for the powers and duties of the commission; to change the name of the Ground Water Management Advisory Task Force; to add members; to provide for the study of the surface waters of the state; and to provide for related matters.

**SENATE BILL NO. 39—**  
BY SENATOR ALARIO

AN ACT

To enact R.S. 11:411(11), relative to the Louisiana State Employees' Retirement System; to provide for system membership; to provide for an effective date; and to provide for related matters.

**SENATE BILL NO. 138—**  
BY SENATOR ALLAIN

AN ACT

To amend and reenact R.S. 32:387.7(B), relative to special permits; to provide relative to special permits for vehicles hauling sugarcane; and to provide for related matters.

**SENATE BILL NO. 488—**  
BY SENATOR PERRY

AN ACT

To amend and reenact R.S. 32:414(A)(1)(c)(ii), relative to denial of driving privileges; to provide with respect to eligibility for a restricted license by persons convicted of certain crimes involving operating a vehicle while intoxicated; and to provide for related matters.

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

BY SENATOR MARTINY

AN ACT

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

Respectfully submitted,  
"JODY" AMEDEE  
Chairman

The foregoing Senate Bills were signed by the President of the Senate.

**Message to the Governor**

**SIGNED SENATE BILLS**

May 24, 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. 98—**

BY SENATORS MORRELL AND GARY SMITH  
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.

**SENATE BILL NO. 235—**

BY SENATORS MILLS AND THOMPSON  
AN ACT

To enact Part LXXII of Chapter 5 of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:1300.351, relative to funding for health care; to authorize parish and municipal entities to consult with the Department of Health and Hospitals for technical assistance relative to funding; and to provide for related matters.

**SENATE BILL NO. 313—**

BY SENATOR DONAHUE  
AN ACT

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

**SENATE BILL NO. 289—**

BY SENATOR ALLAIN  
AN ACT

To amend and reenact R.S. 38:3086.6, relative to the Teche-Vermilion Fresh Water District; to authorize the Coastal Protection and Restoration Authority to provide engineering assistance and services to the district; and to provide for related matters.

**SENATE BILL NO. 462—**

BY SENATORS AMEDEE AND BROWN  
AN ACT

To amend and reenact R.S. 15:1110(E), relative to juvenile detention centers; to provide relative to the effective date for required license; and to provide for related matters.

**SENATE BILL NO. 249—**

BY SENATOR LONG AND REPRESENTATIVE DOVE  
AN ACT

To enact R.S. 49:191(6) and to repeal R.S. 49:191(4)(a), relative to the Department of Wildlife and Fisheries, including provisions to provide for the re-creation of the Department of Wildlife and Fisheries 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. 218—**

BY SENATOR JOHNS  
AN ACT

To amend and reenact R.S. 37:1208, relative to the Louisiana Board of Pharmacy; to authorize the board to waive the annual license renewal requirements for pharmacists in certain circumstances; to authorize the board to waive the annual certification renewal requirements for certified technicians in certain circumstances; and to provide for related matters.

**SENATE BILL NO. 214—**  
BY SENATOR MILLS

AN ACT

To amend and reenact R.S. 37:1202(A)(5), 1203(A)(5), 1207(B), 1213, 1214, and 1230(C), and to repeal R.S. 37:1215, relative to the Louisiana Board of Pharmacy; to provide with respect to certain qualifications to engage in the practice of pharmacy; to require submission of an application by any applicant for licensure by examination; to provide with respect to submission of an application by any applicant for licensure as a pharmacist by reciprocity; to provide for applications for certain renewals; to provide for certain notifications of change; to provide for certain permit renewal applications; to remove the requirement to display certain licenses, certificates, and registrations; and to provide for related matters.

**SENATE BILL NO. 114—**  
BY SENATOR MILLS

AN ACT

To amend and reenact R.S. 40:1299.58.5(A)(2)(a) and (b) and (3), relative to declarations concerning medical procedures; to provide with respect to the order of priority for the procedure for making a declaration for a qualified patient who has not previously made a declaration; to provide for voting number when the class involves multiple persons; and to provide for related matters.

**SENATE BILL NO. 112—**  
BY SENATOR JOHNS

AN ACT

To amend and reenact R.S. 40:1007(A), (B), (G), and (H), and to enact R.S. 40:1007(I) and (J), relative to the Louisiana Board of Pharmacy; relative to the Uniform Controlled Dangerous Substance Law; to provide for access to prescription monitoring program information; and to provide for related matters.

and they are hereby presented for executive approval.

Respectfully submitted,  
GLENN A. KOEPP  
Secretary of the Senate

**Message from the House**

**SIGNED HOUSE CONCURRENT RESOLUTIONS**

May 23, 2012

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the Speaker of the House of Representatives has signed the following House Concurrent Resolutions:

**HOUSE CONCURRENT RESOLUTION NO. 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 CONCURRENT RESOLUTION NO. 95—**  
BY REPRESENTATIVE HAZEL

A CONCURRENT RESOLUTION

To urge and request the Board of Supervisors of Community and Technical Colleges and the State Board of Elementary and Secondary Education jointly to study the feasibility of granting a Louisiana high school diploma to successful completers of adult education programs that meet state standards and to report their findings and recommendations at least sixty days prior to the 2013 Regular Session of the Legislature of Louisiana.

**HOUSE CONCURRENT RESOLUTION NO. 123—**  
BY REPRESENTATIVE THIBAUT

A CONCURRENT RESOLUTION

To establish the False River Watershed Council and to provide for its membership and responsibilities.

**HOUSE CONCURRENT RESOLUTION NO. 128—**  
BY REPRESENTATIVE LEGER

A CONCURRENT RESOLUTION

To urge and request 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, Highways and Public Works, the House Committee on Natural Resources and Environment, the Senate Committee on Transportation, Highways and Public Works, and the Senate Committee on Natural Resources prior to the convening of the 2013 Regular Session of the Legislature of Louisiana.

**HOUSE CONCURRENT RESOLUTION NO. 158—**  
BY REPRESENTATIVE BROSSETT

A CONCURRENT RESOLUTION

To recognize Thursday, May 24, 2012, as UNO Day at the legislature.

**HOUSE CONCURRENT RESOLUTION NO. 159—**  
BY REPRESENTATIVES TIM BURNS, ABRAMSON, ARNOLD, BURRELL, EDWARDS, GREENE, LEGER, AND RICHARD AND SENATORS BROOME, GALLOT, MARTINY, MURRAY, AND NEVERS

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.

**HOUSE CONCURRENT RESOLUTION NO. 160—**  
BY REPRESENTATIVES STUART BISHOP, NANCY LANDRY, AND ROBIDEAUX AND SENATOR CORTEZ

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.

**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.

**HOUSE CONCURRENT RESOLUTION NO. 162—**  
BY REPRESENTATIVES FRANKLIN, DANAHAY, GEYMAN, 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.

**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.

**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.

**HOUSE CONCURRENT RESOLUTION NO. 166—**

BY REPRESENTATIVE SHADWIN

**A CONCURRENT RESOLUTION**

To commend members of the administration, faculty, and staff of Hopewell Elementary School and Hopewell High School in Dubach, Louisiana.

**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.

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

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

The House Concurrent Resolutions contained herein were signed by the President of the Senate.

**ATTENDANCE ROLL CALL**

**ROLL CALL**

The roll was called with the following result:

**PRESENT**

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

**ABSENT**

Martiny  
Total - 1

**Leaves of Absence**

The following leaves of absence were asked for and granted:

Martiny 1 Day

**Announcements**

The following committee meetings for May 28, 2012, were announced:

Finance	9:00 A.M.	Room A
Revenue and Fiscal Affairs	2:00 P.M.	Hainkel Room

**Adjournment**

On motion of Senator Thompson, at 11:00 o'clock A.M. the Senate adjourned until Monday, May 28, 2012, at 4:00 o'clock P.M.

The President of the Senate declared the Senate adjourned until 4:00 o'clock P.M. on Monday, May 28, 2012.

GLENN A. KOEPP  
Secretary of the Senate

DIANE O' QUIN  
Journal Clerk

