

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

THIRTY-FOURTH DAY'S PROCEEDINGS

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

Senate Chamber
State Capitol
Baton Rouge, Louisiana

Wednesday, May 28, 2008

The Senate was called to order at 2:45 o'clock P.M., by Hon. Joel T. Chaisson II, President of the Senate.

Morning Hour

CONVENING ROLL CALL

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

PRESENT

| | | |
|---------------|-------------|-----------|
| Mr. President | Erdey | Morrish |
| Adley | Gautreaux B | Mount |
| Alario | Gray | Murray |
| Amedee | Hebert | Riser |
| Broome | Heitmeier | Shaw |
| Cassidy | Jackson | Shepherd |
| Cheek | Kostelka | Smith |
| Cravins | Long | Thompson |
| Donahue | Martiny | Walsworth |
| Dorsey | McPherson | |
| Dupre | Michot | |
| Total - 31 | | |

ABSENT

| | | |
|-------------|-------------|-------|
| Crowe | LaFleur | Quinn |
| Duplessis | Marionneaux | |
| Gautreaux N | Nevers | |
| Total - 7 | | |

The President of the Senate announced there were 31 Senators present and a quorum.

Prayer

The prayer was offered by Reverend Greg Green, following which the Senate joined in pledging allegiance to the flag of the United States of America.

Reading of the Journal

On motion of Senator Shaw, the reading of the Journal was dispensed with and the Journal of May 27, 2008, was adopted.

**Introduction of Resolutions,
Senate and Concurrent**

Senator Shepherd asked for and obtained a suspension of the rules for the purpose of introducing and reading the following Resolutions, Senate and Concurrent, a first and second time and acting upon them as follows:

SENATE RESOLUTION NO. 92—
BY SENATOR SHEPHERD

A RESOLUTION

To commend Joan J. "Sister Joanie" Martin for her outstanding service and dedication to Greater St. Mary's Baptist Church.

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

SENATE RESOLUTION NO. 93—
BY SENATOR JACKSON

A RESOLUTION

To proclaim Wednesday, May 28, 2008, as "Capital One Associates Political Fund Day" at the Louisiana State Capitol.

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

SENATE RESOLUTION NO. 94—
BY SENATOR CHAISSON

A RESOLUTION

To recognize Thursday, May 29, 2008, as Entrepreneurship Day at the Louisiana State Capitol.

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

SENATE CONCURRENT RESOLUTION NO. 85—
BY SENATOR DUPRE

A CONCURRENT RESOLUTION

To urge and request the Louisiana Department of Agriculture and Forestry to develop a strategic plan to implement an incentive program for the production of renewable fuels.

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

ROLL CALL

The roll was called with the following result:

YEAS

| | | |
|---------------|-------------|-----------|
| Mr. President | Dupre | Michot |
| Adley | Erdey | Morrish |
| Alario | Gautreaux B | Mount |
| Amedee | Gray | Murray |
| Broome | Hebert | Nevers |
| Cassidy | Heitmeier | Quinn |
| Cheek | Jackson | Riser |
| Cravins | Kostelka | Shaw |
| Crowe | Long | Shepherd |
| Donahue | Marionneaux | Smith |
| Dorsey | Martiny | Thompson |
| Duplessis | McPherson | Walsworth |
| Total - 36 | | |

NAYS

Total - 0

ABSENT

| | |
|-------------|---------|
| Gautreaux N | LaFleur |
| Total - 2 | |

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

Messages from the House

The following Messages from the House were received and read as follows:

Message from the House

ASKING CONCURRENCE IN HOUSE BILLS AND JOINT RESOLUTIONS

May 28, 2008

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has finally passed and asks your concurrence in the following House Bills and Joint Resolutions:

HOUSE BILL NO. 526—

BY REPRESENTATIVE ARNOLD AN ACT

To amend and reenact R.S. 11:3685(D), relative to the Harbor Police Retirement System; to provide for a change in the formula used to calculate a cost-of-living adjustment; to provide for an effective date; and to provide for related matters.

HOUSE BILL NO. 534—

BY REPRESENTATIVE ARNOLD AN ACT

To amend and reenact R.S. 11:3690(D)(12), relative to the Harbor Police Retirement System; to provide with respect to the method of financing administrative expenses; to increase the amount of system funds which may be used for administrative expenses; to provide for an effective date; and to provide for related matters.

HOUSE BILL NO. 723—

BY REPRESENTATIVE ARNOLD AN ACT

To amend and reenact R.S. 11:158(B) and 3361 and to enact R.S. 11:3391, relative to the Firefighters' Pension and Relief Fund in the city of New Orleans; to provide for the purchase of service credit; to provide for technical changes; and to provide for related matters.

HOUSE BILL NO. 750—

BY REPRESENTATIVE LAMBERT AN ACT

To amend and reenact R.S. 33:130.16 through 130.18, relative to industrial areas; to correct statutory references; and to provide for related matters.

HOUSE BILL NO. 964—

BY REPRESENTATIVE ARNOLD AN ACT

To amend and reenact R.S. 11:3685(C)(4)(a), (5), (7), and (11), relative to the Harbor Police Retirement System; to provide with respect to the deferred retirement option plan; to provide for eligibility for certain members; to provide for exclusion of accumulated leave at time of entry; to provide for duration of DROP participation period; to provide with respect to the type of service and benefits accrued during the DROP period; to provide for an effective date; and to provide for related matters.

HOUSE BILL NO. 968—

BY REPRESENTATIVE EDWARDS AN ACT

To enact R.S. 23:921(F)(1)(c), relative to covenants not to compete; to provide relative to employment with a franchise; and to provide for related matters.

HOUSE BILL NO. 994—

BY REPRESENTATIVE ARNOLD AN ACT

To amend and reenact R.S. 11:3684(E), relative to the Harbor Police Retirement System (Port of New Orleans); to provide with respect to leave conversion; to establish rights of conversion at

regular retirement; to establish rights of conversion upon entry into the deferred retirement option plan; to provide for an effective date; and to provide for related matters.

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

House Bills and Joint Resolutions

Senator McPherson asked for and obtained a suspension of the rules to take up at this time the following House Bills and Joint Resolutions just received from the House which were taken up, read a first and second time by their titles and acted upon as follows:

HOUSE BILL NO. 526—

BY REPRESENTATIVE ARNOLD AN ACT

To amend and reenact R.S. 11:3685(D), relative to the Harbor Police Retirement System; to provide for a change in the formula used to calculate a cost-of-living adjustment; to provide for an effective date; and to provide for related matters.

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

HOUSE BILL NO. 534—

BY REPRESENTATIVE ARNOLD AN ACT

To amend and reenact R.S. 11:3690(D)(12), relative to the Harbor Police Retirement System; to provide with respect to the method of financing administrative expenses; to increase the amount of system funds which may be used for administrative expenses; to provide for an effective date; and to provide for related matters.

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

HOUSE BILL NO. 723—

BY REPRESENTATIVE ARNOLD AN ACT

To amend and reenact R.S. 11:158(B) and 3361 and to enact R.S. 11:3391, relative to the Firefighters' Pension and Relief Fund in the city of New Orleans; to provide for the purchase of service credit; to provide for technical changes; and to provide for related matters.

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

HOUSE BILL NO. 750—

BY REPRESENTATIVE LAMBERT AN ACT

To amend and reenact R.S. 33:130.16 through 130.18, relative to industrial areas; to correct statutory references; and to provide for related matters.

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

HOUSE BILL NO. 964—

BY REPRESENTATIVE ARNOLD AN ACT

To amend and reenact R.S. 11:3685(C)(4)(a), (5), (7), and (11), relative to the Harbor Police Retirement System; to provide with respect to the deferred retirement option plan; to provide for eligibility for certain members; to provide for exclusion of accumulated leave at time of entry; to provide for duration of DROP participation period; to provide with respect to the type of service and benefits accrued during the DROP period; to provide for an effective date; and to provide for related matters.

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

HOUSE BILL NO. 968—
BY REPRESENTATIVE EDWARDS
AN ACT

To enact R.S. 23:921(F)(1)(c), relative to covenants not to compete; to provide relative to employment with a franchise; and to provide for related matters.

The bill was read by title and referred by the President to the Committee on Labor and Industrial Relations.

HOUSE BILL NO. 994—
BY REPRESENTATIVE ARNOLD
AN ACT

To amend and reenact R.S. 11:3684(E), relative to the Harbor Police Retirement System (Port of New Orleans); to provide with respect to leave conversion; to establish rights of conversion at regular retirement; to establish rights of conversion upon entry into the deferred retirement option plan; to provide for an effective date; and to provide for related matters.

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

Messages from the House

The following Messages from the House were received and read as follows:

Message from the House

**ASKING CONCURRENCE IN
HOUSE CONCURRENT RESOLUTIONS**

May 28, 2008

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:

HOUSE CONCURRENT RESOLUTION NO. 82—
BY REPRESENTATIVE GISCLAIR
A CONCURRENT RESOLUTION

To urge and request the Department of Transportation and Development and local governing authorities to place appropriate signs and traffic signals in school zones to indicate those zones are no-passing zones should certain legislation pass.

HOUSE CONCURRENT RESOLUTION NO. 26—
BY REPRESENTATIVE ST. GERMAIN
A CONCURRENT RESOLUTION

To adopt Joint Rule No. 7 of the Joint Rules of the Senate and House of Representatives, to establish the Atchafalaya Basin Program Oversight Committee to monitor, review, and make recommendations relative to all aspects of the Atchafalaya Basin Program in the Department of Natural Resources.

HOUSE CONCURRENT RESOLUTION NO. 68—
BY REPRESENTATIVE WILLIAMS
A CONCURRENT RESOLUTION

To urge and request the House Committee on Health and Welfare and the Senate Committee on Health and Welfare to function as a joint committee to study possible initiatives, policies, programs, and other actions to decrease childhood obesity in the state.

HOUSE CONCURRENT RESOLUTION NO. 69—
BY REPRESENTATIVE WILLIAMS
A CONCURRENT RESOLUTION

To urge and request the House Committee on Health and Welfare and the Senate Committee on Health and Welfare to meet and to function as a joint committee to study and make recommendations with respect to autism spectrum disorders.

HOUSE CONCURRENT RESOLUTION NO. 76—
BY REPRESENTATIVE MICKY GUILLORY
A CONCURRENT RESOLUTION

To urge and request the State Board of Elementary and Secondary Education to study the effectiveness of the Dolly Parton Imagination Library in improving literacy among Louisiana's preschool children and to submit a written report of its findings to the House Committee on Education and the Senate Committee on Education prior to the beginning of the 2009 Regular Session.

HOUSE CONCURRENT RESOLUTION NO. 77—
BY REPRESENTATIVE MORRIS
A CONCURRENT RESOLUTION

To urge and request the State Board of Elementary and Secondary Education to study all aspects of the national board certification processes for teachers and school counselors, including but not limited to all requirements and costs involved for the teachers and school counselors who pursue such national board certification, and to submit a written report of study findings and recommendations to the House Committee on Education and the Senate Committee on Education prior to the beginning of the 2009 Regular Session.

HOUSE CONCURRENT RESOLUTION NO. 100—
BY REPRESENTATIVE LAFONTA
A CONCURRENT RESOLUTION

To urge and request the State Board of Elementary and Secondary Education to study the negative and positive effects of high-stakes testing, including the Louisiana Educational Assessment Program (LEAP) and the Graduation Exit Examination (GEE), on Louisiana's students, including but not limited to negative impacts on student dropout, retention, and attendance rates, and to submit a written report of study findings to the House Committee on Education and the Senate Committee on Education prior to the beginning of the 2009 Regular Session.

HOUSE CONCURRENT RESOLUTION NO. 101—
BY REPRESENTATIVE HOFFMANN
A CONCURRENT RESOLUTION

To urge and request each city, parish, and other local public school board to adopt a policy recommending that classroom doors in certain schools be equipped with single action deadbolt locks that can be bolted from the inside.

HOUSE CONCURRENT RESOLUTION NO. 157—
BY REPRESENTATIVES WHITE AND RICHARDSON AND SENATORS ERDEY AND MARIONNEAUX
A CONCURRENT RESOLUTION

To commend the Central Private School baseball team upon winning the Mississippi Private School Association (MPSA) 2008 Class 2A State Championship.

HOUSE CONCURRENT RESOLUTION NO. 158—
BY REPRESENTATIVES WHITE AND MCVEA AND SENATOR BROOME
A CONCURRENT RESOLUTION

To commend the Zachary High School baseball team upon winning the 2008 Class 4A State Championship.

HOUSE CONCURRENT RESOLUTION NO. 161—
BY REPRESENTATIVE ELBERT GUILLORY
A CONCURRENT RESOLUTION

To recognize Tuesday, June 3, 2008, as Louisiana District Attorney Elder Abuse Awareness Day and to encourage Louisiana residents to celebrate the accomplishments of the state's seniors.

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

May 28, 2008

House Concurrent Resolutions

Senator McPherson asked for and obtained a suspension of the rules to take up at this time the following House Concurrent Resolutions just received from the House which were taken up, read a first and second time by their titles and acted upon as follows:

HOUSE CONCURRENT RESOLUTION NO. 26— BY REPRESENTATIVE ST. GERMAIN A CONCURRENT RESOLUTION

To adopt Joint Rule No. 7 of the Joint Rules of the Senate and House of Representatives, to establish the Atchafalaya Basin Program Oversight Committee to monitor, review, and make recommendations relative to all aspects of the Atchafalaya Basin Program in the Department of Natural Resources.

The resolution was read by title and referred by the President to the Committee on Senate and Governmental Affairs.

HOUSE CONCURRENT RESOLUTION NO. 68— BY REPRESENTATIVE WILLIAMS A CONCURRENT RESOLUTION

To urge and request the House Committee on Health and Welfare and the Senate Committee on Health and Welfare to function as a joint committee to study possible initiatives, policies, programs, and other actions to decrease childhood obesity in the state.

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

HOUSE CONCURRENT RESOLUTION NO. 69— BY REPRESENTATIVE WILLIAMS A CONCURRENT RESOLUTION

To urge and request the House Committee on Health and Welfare and the Senate Committee on Health and Welfare to meet and to function as a joint committee to study and make recommendations with respect to autism spectrum disorders.

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

HOUSE CONCURRENT RESOLUTION NO. 76— BY REPRESENTATIVE MICKEY GUILLORY A CONCURRENT RESOLUTION

To urge and request the State Board of Elementary and Secondary Education to study the effectiveness of the Dolly Parton Imagination Library in improving literacy among Louisiana's preschool children and to submit a written report of its findings to the House Committee on Education and the Senate Committee on Education prior to the beginning of the 2009 Regular Session.

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

HOUSE CONCURRENT RESOLUTION NO. 77— BY REPRESENTATIVE MORRIS A CONCURRENT RESOLUTION

To urge and request the State Board of Elementary and Secondary Education to study all aspects of the national board certification processes for teachers and school counselors, including but not limited to all requirements and costs involved for the teachers and school counselors who pursue such national board certification, and to submit a written report of study findings and recommendations to the House Committee on Education and the Senate Committee on Education prior to the beginning of the 2009 Regular Session.

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

HOUSE CONCURRENT RESOLUTION NO. 82— BY REPRESENTATIVE GISCLAIR A CONCURRENT RESOLUTION

To urge and request the Department of Transportation and Development and local governing authorities to place appropriate signs and traffic signals in school zones to indicate those zones are no-passing zones should certain legislation pass.

The resolution was read by title and referred by the President to the Committee on Transportation, Highways and Public Works.

HOUSE CONCURRENT RESOLUTION NO. 100— BY REPRESENTATIVE LAFONTA A CONCURRENT RESOLUTION

To urge and request the State Board of Elementary and Secondary Education to study the negative and positive effects of high-stakes testing, including the Louisiana Educational Assessment Program (LEAP) and the Graduation Exit Examination (GEE), on Louisiana's students, including but not limited to negative impacts on student dropout, retention, and attendance rates, and to submit a written report of study findings to the House Committee on Education and the Senate Committee on Education prior to the beginning of the 2009 Regular Session.

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

HOUSE CONCURRENT RESOLUTION NO. 101— BY REPRESENTATIVE HOFFMANN A CONCURRENT RESOLUTION

To urge and request each city, parish, and other local public school board to adopt a policy recommending that classroom doors in certain schools be equipped with single action deadbolt locks that can be bolted from the inside.

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

HOUSE CONCURRENT RESOLUTION NO. 157— BY REPRESENTATIVES WHITE AND RICHARDSON AND SENATORS ERDEY AND MARIONNEAUX A CONCURRENT RESOLUTION

To commend the Central Private School baseball team upon winning the Mississippi Private School Association (MPSA) 2008 Class 2A State Championship.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Name, Yeas, and another column. Includes Mr. President, Erdey, Morrish, Adley, Gautreaux B, Mount, Alario, Gautreaux N, Murray, Amedee, Gray, Nevers, Broome, Hebert, Quinn, Cassidy, Heitmeier, Riser, Cheek, Jackson, Shaw, Cravins, Kostelka, Shepherd, Crowe, Long, Smith, Donahue, Marionneaux, Thompson, Dorsey, Martiny, Walsworth, Duplessis, McPherson, Dupre, Michot.

Total - 37

NAYS
 Total - 0
 ABSENT
 LaFleur
 Total - 1

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

HOUSE CONCURRENT RESOLUTION NO. 158—
 BY REPRESENTATIVES WHITE AND MCVEA AND SENATOR BROOME

A CONCURRENT RESOLUTION
 To commend the Zachary High School baseball team upon winning the 2008 Class 4A State Championship.

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

ROLL CALL

The roll was called with the following result:

YEAS
 Mr. President Erdey Morrish
 Adley Gautreaux B Mount
 Alario Gautreaux N Murray
 Amedee Gray Nevers
 Broome Hebert Quinn
 Cassidy Heitmeier Riser
 Cheek Jackson Shaw
 Cravins Kostelka Shepherd
 Crowe Long Smith
 Donahue Marionneaux Thompson
 Dorsey Martiny Walsworth
 Duplessis McPherson
 Dupre Michot
 Total - 37

NAYS
 Total - 0
 ABSENT
 LaFleur
 Total - 1

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

HOUSE CONCURRENT RESOLUTION NO. 161—
 BY REPRESENTATIVE ELBERT GUILLORY
 A CONCURRENT RESOLUTION

To recognize Tuesday, June 3, 2008, as Louisiana District Attorney Elder Abuse Awareness Day and to encourage Louisiana residents to celebrate the accomplishments of the state's seniors.

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

ROLL CALL

The roll was called with the following result:

YEAS
 Mr. President Erdey Morrish
 Adley Gautreaux B Mount
 Alario Gautreaux N Murray

Amedee Gray Nevers
 Broome Hebert Quinn
 Cassidy Heitmeier Riser
 Cheek Jackson Shaw
 Cravins Kostelka Shepherd
 Crowe Long Smith
 Donahue Marionneaux Thompson
 Dorsey Martiny Walsworth
 Duplessis McPherson
 Dupre Michot
 Total - 37

NAYS
 Total - 0
 ABSENT
 LaFleur
 Total - 1

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

Reports of Committees

The following reports of committees were received and read:

**REPORT OF COMMITTEE ON
 INSURANCE**

Senator Donald R. Cravins Jr., Chairman on behalf of the Committee on Insurance, submitted the following report:

May 28, 2008

To the President and Members of the Senate:

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

SENATE BILL NO. 16—
 BY SENATOR CRAVINS
 AN ACT
 To amend and reenact R.S. 32:862(B)(1) and to enact R.S. 32:898(C) and 899(C), relative to motor vehicle liability policies; to provide with respect to proof of compliance; to provide for proof of coverage which reflects effective dates for which payment of coverage has been received; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 188—
 BY REPRESENTATIVES KLECKLEY AND MONICA
 AN ACT
 To amend and reenact R.S. 22:215.13(D), relative to group health insurance; to provide for noncontinuation of benefits; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 191—
 BY REPRESENTATIVE KLECKLEY
 AN ACT
 To enact R.S. 22:250.34(E), relative to health insurance; to provide with respect to limitations on retroactive denial and recoupment of health insurance claims; and to provide for related matters.

Reported with amendments.

May 28, 2008

HOUSE BILL NO. 224—
BY REPRESENTATIVES KLECKLEY AND MONICA
AN ACT

To amend and reenact R.S. 22:1078(B)(2), relative to fees assessed by the commissioner of insurance; to provide that each health maintenance organization shall pay an annual financial regulation fee; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 385—
BY REPRESENTATIVE KLECKLEY
AN ACT

To amend and reenact R.S. 22:1430.12(A)(2) and (C) and R.S. 44:4.1(B)(10), relative to the Louisiana Citizens Property Insurance Corporation; to provide for information required for ratemaking; to provide for confidentiality; to provide for the effective date of rate changes; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 516—
BY REPRESENTATIVE CORTEZ
AN ACT

To amend and reenact R.S. 22:230.1(A), relative to health insurance; to provide with respect to coverage of rehabilitative services, physical therapy, occupational therapy, and speech and language pathology therapy; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 925—
BY REPRESENTATIVE CORTEZ
AN ACT

To enact R.S. 22:669.1, relative to health insurance; to provide relative to benefits for certain health-related services lawfully performed by a licensed marriage and family therapist; and to provide for related matters.

Reported favorably.

Respectfully submitted,
DONALD R. CRAVINS JR.
Chairman

REPORT OF COMMITTEE ON

SENATE AND GOVERNMENTAL AFFAIRS

Senator Robert W. Kostelka, Chairman on behalf of the Committee on Senate and Governmental Affairs, submitted the following report:

May 28, 2008

To the President and Members of the Senate:

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

HOUSE BILL NO. 216—
BY REPRESENTATIVE GALLOT AND SENATOR KOSTELKA
AN ACT

To amend and reenact R.S. 13:312(2) and 312.1(B), relative to the courts of appeal; to provide election sections for the election of judges to the second district of the Court of Appeal for the Second Circuit; to provide for the assignment of judgeships for election purposes; to provide for the election of such judges; and to provide for related matters.

Reported unfavorably.

HOUSE BILL NO. 290—
BY REPRESENTATIVES DIXON AND TUCKER
AN ACT

To amend and reenact R.S. 42:1141(B)(1)(a) and (C)(1), (2), and (3), relative to the enforcement of laws within the jurisdiction of the Board of Ethics; to require the board to provide certain information to the accused and the complainant; to provide relative to deadlines for the provision of such information; to provide relative to the issuance of charges by the board; to provide relative to the content of such charges; to provide relative to hearings on such charges; to require the board to consider offering consent opinions; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 371—
BY REPRESENTATIVE CONNICK
AN ACT

To enact R.S. 18:1505.2(I)(5), relative to the use of campaign funds for payments or expenditures to family members of a candidate; to prohibit the use of a campaign contribution, loan, or transfer of funds by a candidate or the principal or any subsidiary political committee of a candidate to make any payment or expenditure to any immediate family member of the candidate; to provide definitions and exceptions; to provide for penalties; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 375—
BY REPRESENTATIVE DOVE
AN ACT

To amend and reenact R.S. 3:4383(C), R.S. 30:6.1(C), 77, 90(A), 101.10(A), 142(E)(3), 144(B), 1355(C)(4), 1356, 1402(A), 2004(9), 2011(D)(16) and (21)(e), 2050.7(E)(3), 2058(1), 2060(N)(10), 2106(B)(3), 2117(D) and (G), 2162(A)(2), 2179(C), 2191.1, 2195(B) and (E), 2195.9(A)(6), 2226(B)(introductory paragraph) and (E), 2377 (introductory paragraph), 2378(B), 2413(A)(8) and (9)(b), 2418(H)(introductory paragraph) and (3) and (J), 2457(C)(1), 2458(A)(1)(c), 2525(C)(18), and 2551(H), R.S. 31:149(A), R.S. 38:245(B)(3), 3097.3(C)(10), and 3097.6(A), R.S. 41:16(B), 134(D), 140(B), (C), and (F), 151(B), (C), (G), and (H), 1702(D)(2)(d), and 1733(D), R.S. 49:213.4(A)(3), 213.6(D)(1), 214.7(C), 214.9(C), 214.12(A)(1)(o), 214.37, 953(F)(3)(h), and 968(B)(11), (13), and (22), and R.S. 56:109.2(B), 266(F), 279(E), 360.3(A)(5), 409.1(C), 431.1(A)(2)(c), 575, 699.21(B)(12), 700.2(A)(3), 700.3(C), and 700.14(C), relative to the House Committee on Natural Resources and Environment; to provide for the oversight of rules and regulations, the receipt of certain reports, and the approval of certain actions by the House Committee on Natural Resources and Environment; to provide for instructions to the Louisiana State Law Institute; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 392—
BY REPRESENTATIVES GALLOT, AUBERT, BILLIOT, BURRELL, CARMODY, DIXON, GISCLAIR, GREENE, HARRISON, HONEY, GIROD JACKSON, MICHAEL JACKSON, ROSALIND JONES, KATZ, LEGER, LORUSSO, MORRELL, PETERSON, PONTI, RICHARD, RICHMOND, ROY, JANE SMITH, WILLIAMS, AND WILLMOTT
AN ACT

To amend and reenact R.S. 42:7(A)(1)(b)(i) and (ii), relative to public meetings; to provide relative to a provision authorizing a public body to consider matters not on the agenda of a meeting under certain circumstances; to provide for certain actions and requirements relative to such matters; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 648—

BY REPRESENTATIVES GALLOT, JOHNSON, AND TUCKER
AN ACT

To amend and reenact R.S. 42:1124.2(A) and 1124.3(A) and to enact R.S. 42:1124.2(G)(5) and 1124.3(D)(3), relative to financial disclosure; to require certain disclosures by certain public servants; to require certain disclosures by members of certain boards and commissions; to provide for definitions; to provide for penalties; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 762—

BY REPRESENTATIVE CONNICK
AN ACT

To amend and reenact R.S. 42:1120, relative to ethics; to provide relative to recusal of elected officials under certain circumstances; to allow for certain participation under certain circumstances; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 1020—

BY REPRESENTATIVE GALLOT
AN ACT

To amend and reenact R.S. 24:51(2) and 55(E)(2) and R.S. 49:72(5), relative to lobbying; to provide relative to expenditures for the purpose of lobbying; to provide for the definition of expenditure; to provide relative to expenditure reporting requirements; to provide for effectiveness; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 1114—

BY REPRESENTATIVE GALLOT
AN ACT

To amend and reenact R.S. 36:475.1(B) and to enact R.S. 36:8(E)(2)(d) and 474(A)(12), relative to organization of the Department of Social Services; to transfer certain powers, functions, and responsibilities for the department from the department undersecretary to the department secretary; to provide for their respective powers and responsibilities; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 1122—

BY REPRESENTATIVES BOBBY BADON, ABRAMSON, ARNOLD, BARROW, HENRY BURNS, BURRELL, CARMODY, CHANDLER, DIXON, EDWARDS, GALLOT, GISCLAIR, ELBERT GUILLORY, HARDY, HINES, GIROD JACKSON, ROSALIND JONES, SAM JONES, LABRUZZO, LAFONTA, LEGER, LIGI, MARCHAND, MONTOU CET, PUGH, JANE SMITH, PATRICIA SMITH, ST. GERMAIN, AND WADDELL
AN ACT

To amend and reenact R.S. 18:1309(A)(2) and 1400.8, relative to voting; to provide for the office hours of the registrar of voters during the early voting period; to provide relative to certain election expenses related to early voting; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 1336—

BY REPRESENTATIVE AUBERT
AN ACT

To enact R.S. 42:1123(40), relative to the Code of Governmental Ethics; to provide for an exception to the Code of Governmental Ethics to allow a person to obtain a permit, and enter into certain incidental transactions, under the state uniform construction code; and to provide for related matters.

Reported favorably.

Respectfully submitted,
ROBERT W. KOSTELKA
Chairman

**REPORT OF COMMITTEE ON
HEALTH AND WELFARE**

Senator Willie L. Mount, Chairman on behalf of the Committee on Health and Welfare, submitted the following report:

May 28, 2008

To the President and Members of the Senate:

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

SENATE CONCURRENT RESOLUTION NO. 70—

BY SENATOR MOUNT
A CONCURRENT RESOLUTION

To create the Nurse-Family Partnership Advisory Council and to urge and request the Department of Health and Hospitals in conjunction with the Nurse-Family Partnership Advisory Council to study the expansion of the evidence-based Nurse-Family Partnership program and to report to the House and Senate committees on health and welfare prior to November 1, 2008.

Reported with amendments.

HOUSE CONCURRENT RESOLUTION NO. 70—

BY REPRESENTATIVE LABRUZZO
A CONCURRENT RESOLUTION

To amend the Department of Health and Hospitals, office of management and finance, bureau of health services financing rule (LAC 48:I.7441(A)(1)), which provides for the core requirements for certain addiction treatment programs, and to direct the office of the state register to print the amendments in the Louisiana Administrative Code.

Reported favorably.

HOUSE CONCURRENT RESOLUTION NO. 80—

BY REPRESENTATIVE MICKEY GUILLORY
A CONCURRENT RESOLUTION

To authorize the Acadiana Region Supports and Services Center to enter into a cooperative endeavor agreement with the Acadiana Region Supports and Services Center Families Association, Inc., in the development of the Acadiana Region Institute for Community Growth, a nonprofit organization.

Reported favorably.

HOUSE BILL NO. 53—

BY REPRESENTATIVE MILLS
AN ACT

To amend and reenact R.S. 29:735.2(A), relative to immunity of health care providers providing emergency health care during a declared state of emergency; to extend the immunity of health care providers when rendering such care anywhere in the state; to provide for limitations; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 154—

BY REPRESENTATIVE MILLS
AN ACT

To enact R.S. 46:437.13(D), relative to the Department of Health and Hospitals; to provide authority for the department to certify that health care providers enrolled in the Medical Assistance Program are out of business; to provide that out-of-business providers cannot collect overpayments; and to provide for related matters.

Reported favorably.

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HOUSE BILL NO. 205—
BY REPRESENTATIVES MILLS AND LEBAS
AN ACT

To amend and reenact R.S. 37:1207(B), 1208, 1213, 1214, and 1230(C), relative to the Louisiana Pharmacy Practice Act; to provide for applications for renewal of licenses, registrations, certificates, and pharmacy permits; to provide for the waiver of renewal requirements while in military service; to provide for required notifications for changes of employment and mailing address; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 641—
BY REPRESENTATIVE GIROD JACKSON
AN ACT

To amend and reenact R.S. 40:1734(B), relative to accessibility to public or governmental facilities; to provide for changes to accessibility standards for new public facilities or governmental entities; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 653—
BY REPRESENTATIVES LABRUZZO, ABRAMSON, AUSTIN BADON, BARROW, BILLIOT, BURFORD, TIM BURNS, BURRELL, CHANEY, CROMER, DOERGE, GISCLAIR, HARRISON, HAZEL, HINES, JOHNSON, KATZ, LEBAS, LIGI, LORUSSO, MILLS, NOWLIN, PETERSON, POPE, RICHARD, SIMON, TALBOT, TUCKER, WHITE, WILLIAMS, AND WILLMOTT
AN ACT

To amend and reenact R.S. 28:53(B)(1), (F), (G)(2), and (J)(1) and (3) and to enact R.S. 28:53(B)(4), relative to mental health admissions by emergency certificate; to allow for the actual examination of a patient conducted by a health care provider, parish coroner, or authorized physician to be conducted by telemedicine utilizing video conferencing technology; to make certain requirements for telemedicine examinations; to provide for procedures related to the issuance of a certificate; to require an in-person independent examination by the coroner in certain cases; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 877—
BY REPRESENTATIVE MILLS AND SENATOR MICHOT
AN ACT

To amend and reenact R.S. 37:3461, 3462(2) through (5), 3463(C), 3467(A)(2) and (3), 3469, 3470, 3472, 3473, 3474.1(A)(1), (2), (5), and (6) and (B), 3478(C), 3479(A), and 3480 and to enact R.S. 37:3462(6) through (16), 3467(B)(5), 3474, 3474.1(A)(7) and (8) and (C) through (F), 3474.2, 3474.3, 3474.4, and 3477, relative to the Louisiana Wholesale Drug Distributors Act; to provide for a short title; to provide for definitions; to set the terms of board members; to provide for the powers and duties of the board; to provide for qualifications and requirements for licensure; to provide for inspections; to provide for applicants from other states; to provide for the denial, revocation, or suspension of a license; to provide for enforcement proceedings; to provide for injunction proceedings; to provide for quarantine of a legend drug or device; to authorize the board to obtain criminal history record information; to provide for penalties; to provide for fees; to provide for unauthorized sales; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 967—
BY REPRESENTATIVE SIMON
AN ACT

To amend and reenact R.S. 46:2116.2(C)(4), relative to the State Personal Assistance Services Program; to allow individuals with significant disabilities eligible for the program to choose a qualified provider anywhere in the state; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 1224—
BY REPRESENTATIVE NOWLIN
AN ACT

To enact R.S. 40:2120.8, relative to home- and community-based service providers; to place a moratorium on licensure of new home- and community-based service providers that provide personal care attendant services, respite care services, and supervised independent living program services, with certain exceptions; to provide that the Department of Health and Hospitals may license new or additional home- and community-based service providers if a need is determined to exist; to provide for the promulgation of rules and regulations; to provide a special effective date; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 1269—
BY REPRESENTATIVE MILLS
AN ACT

To amend and reenact R.S. 40:2006.1(B), relative to Medicare surveys for health care providers; to require approval from the Centers for Medicare and Medicaid Services for the Department of Health and Hospitals to conduct initial Medicare surveys; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 1273—
BY REPRESENTATIVE TUCKER
AN ACT

To enact Chapter 62 of Title 46 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 46:2781 and 2782, relative to long-term care services; to provide for legislative findings; to direct the Department of Health and Hospitals to develop and implement cost control mechanisms for the Long-Term Personal Care Services program and the New Opportunities Waiver; to provide for the convening of a stakeholder group; to allow the department to promulgate and adopt rules and regulations to implement cost control mechanisms; to provide for a presentation to the Joint Legislative Committee on the Budget and the House and Senate committees on health and welfare relative to implementation of such mechanisms; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 1333—
BY REPRESENTATIVE MILLS
AN ACT

To enact Part II-A of Chapter 1 of Title 28 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 28:31 through 37, relative to forensic supervised transitional residential and aftercare facilities; to provide for definitions; to provide for the licensure of such facilities; to authorize the Department of Health and Hospitals to promulgate rules and regulations; to authorize inspections; to provide for licensing fees; to provide for the punishment of violators; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 1341—
BY REPRESENTATIVE TUCKER
AN ACT

To amend and reenact R.S. 40:2179(B), relative to direct service workers; to provide for minimum mandatory criteria for relatives serving as direct service workers; and to provide for related matters.

Reported favorably.

Respectfully submitted,
WILLIE L. MOUNT
Chairman

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

The following Senate Bills and Joint Resolutions reported by Committees were taken up and acted upon as follows:

SENATE BILL NO. 286—
BY SENATOR DUPLESSIS

AN ACT

To amend and reenact R.S. 17:24.10(B)(2), (D), (H)(2), and (I)(1)(a)(i) and (5) and to enact R.S. 17:24.10(I)(1)(a)(iii), relative to early childhood education; to provide relative to universal access to the Cecil J. Picard LA 4 Early Childhood Education Program; to provide for timelines and eligibility requirements; to provide for participation by non-school system providers; to provide for local school system duties and responsibilities; to provide for reporting requirements; to provide relative to funding; and to provide for related matters.

Reported with amendments by the Committee on Finance.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Finance to Engrossed Senate Bill No. 286 by Senator Duplessis

AMENDMENT NO. 1

On page 3, line 20, after "**system**" delete the remainder of the line, delete lines 21 through 23 in their entirety and insert in lieu thereof "**and**"

AMENDMENT NO. 2

On page 3, line 24, between "**that**" and "**the**" change "**meets**" to "**meet**"

AMENDMENT NO. 3

On page 3, between lines 26 and 27, insert the following:

"(ii) Such collaborative agreements may include, but are not limited to, the following options:

(aa) The participating school system may lease physical space from a non-school system provider for a LA 4 class.

(bb) The participating school system may provide a lead teacher with the non-school system provider supplying the physical space and all other personnel and/or materials and supplies needed to meet LA 4 program requirements.

(cc) The non-school system provider supplies the physical space and all of the teaching and ancillary personnel and materials and supplies needed to meet LA 4 program requirements."

AMENDMENT NO. 4

On page 5, line 6, after "**shall**" and before "**comply**" insert "**also**"

AMENDMENT NO. 5

On page 6, delete lines 3 through 13 in their entirety

AMENDMENT NO. 6

On page 6, at the beginning of line 14, change "**(vii)**" to "**(vi)**"

AMENDMENT NO. 7

On page 8, line 25, change "**Section.**" to "**Section or the provisions of Subsection (D)(1)(a)(vi) apply.**"

AMENDMENT NO. 8

On page 9, line 22, after "**(aa)**" change "**If**" to "**After**"

AMENDMENT NO. 9

On page 9, line 24, after "**Subparagraph.**" delete the remainder of the line and at the beginning of line 25, delete "**2010 school year.**"

AMENDMENT NO. 10

On page 10, line 2, after "**(bb)**" change "**If**" to "**After**"

AMENDMENT NO. 11

On page 10, line 4, after "**Item.**" delete "**beginning with the 2010-2011 school year.**"

AMENDMENT NO. 12

On page 10, line 10, after "**(cc)**" change "**If**" to "**After**"

AMENDMENT NO. 13

On page 10, line 12, after "**Item.**" delete "**beginning with the 2011-2012 school year.**"

AMENDMENT NO. 14

On page 10, line 18, after "**(dd)**" change "**If**" to "**After**"

AMENDMENT NO. 15

On page 10, line 20, after "**Item.**" delete "**beginning with the 2012-2013 school year.**"

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

SENATE BILL NO. 521—
BY SENATOR MARTINY

AN ACT

To amend and reenact R.S. 32:667(D) and to repeal R.S. 32:667(E), relative to driver's licenses; to provide for an administrative hearing; to provide for the administrative suspension, revocation, or cancellation proceedings; to provide for responsibilities of the Department of Public Safety and Corrections; to repeal requirement to hold an administrative hearing within a certain time period; and to provide for related matters.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Transportation, Highways and Public Works to Original Senate Bill No. 521 by Senator Martiny

AMENDMENT NO. 1

On page 1, line 2, delete "and to repeal R.S. 32:667(E)"

AMENDMENT NO. 2

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

AMENDMENT NO. 3

On page 1, delete line 6 and insert "and to provide for related"

AMENDMENT NO. 4

On page 2, between lines 12 and 13, insert:

"E.(1) The department division of administrative law shall provide for a hearing to determine suspension or revocation of driving privileges, and said hearing shall be held within ninety days of the date of arrest in all cases, unless continued at the request of the driver. A motion of continuance may be granted upon a showing of good cause.

(2) Pre-hearing discovery shall be limited to requests for production and deposition of non-law enforcement witnesses."

AMENDMENT NO. 5

On page 2, delete line 14

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

SENATE BILL NO. 615—
BY SENATOR JACKSON

AN ACT

To amend and reenact R.S. 46:2601(A)(1), 2602(A), 2603(A)(3) through (6), 2604(A) through (D), 2605(A) and (B)(3), (5), (28), and (39) and (E), and 2607, to enact R.S. 46:2602(B)(13) and

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2604(G), and to repeal R.S. 46:2603(A) (7) through (13), 2605(B)(22), and 2605.1 through 2605.3, relative to the Children's Cabinet; to provide with respect to the powers and duties of the cabinet; to provide with respect to the preparation and submission of the budget; to provide with respect to legislative advisory board; to extend the sunset date for the Cabinet; to repeal the Children's Cabinet Research Council; and to provide for related matters.

Reported with amendments by the Committee on Finance.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Finance to Original Senate Bill No. 615 by Senator Jackson

AMENDMENT NO. 1

On page 1, line 2, after "reenact" delete the remainder of the line, delete lines 3 through 9, and insert the following: "R.S. 46:2604(A) through (D) and to enact R.S. 46:2604(G), relative to the Children's Cabinet; to provide with respect to the preparation and submission of the budget; and to provide for related matters."

AMENDMENT NO. 2

On page 1, delete lines 11 through 13, and insert the following: "Section 1. R.S. 46: 2604(A) through (D) are hereby amended and reenacted and R.S. 46:2604(G) is hereby enacted to read as follows:"

AMENDMENT NO. 3

On page 1, delete lines 14 through 17, deletes pages 2 through 5 and on page 6, delete lines 1 through 18.

AMENDMENT NO. 4

On page 8, delete line 29, and insert "C. The Division of"

AMENDMENT NO. 5

On page 10, at the end of line 7, insert the following: "The cabinet will coordinate with the office of planning and budget in the division of administration to track changes in the children's budget throughout the fiscal year."

AMENDMENT NO. 6

On page 10, delete lines 17 through 29, delete page 11, and on page 12, delete lines 1 through 15

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

SENATE BILL NO. 726—

BY SENATORS JACKSON AND WALSWORTH
AN ACT

To amend and reenact R.S. 17:1517.1, relative to Louisiana State University Health Sciences Center at Shreveport ; to provide for utilization of hospital revenues; and to provide for related matters.

Reported with amendments by the Committee on Finance.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Finance to Original Senate Bill No. 726 by Senator Jackson

AMENDMENT NO. 1

On page 1, line 3, after "revenues;" and before "and to" insert "to provide for an effective date;"

AMENDMENT NO. 2

On page 1, delete lines 15 through 17 and on page 2, delete lines 1 and 2 and insert the following:

"Section 2. This Act shall become effective on July 1, 2009."

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

House Bills and Joint Resolutions
on Second Reading
Reported by Committees

The following House Bills and Joint Resolutions reported by Committees were taken up and acted upon as follows:

HOUSE BILL NO. 38—

BY REPRESENTATIVE HARRISON
AN ACT

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

Reported favorably by the Committee on Local and Municipal Affairs. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 86—

BY REPRESENTATIVE FANNIN
AN ACT

To enact R.S. 39:551.10, relative to Jackson Parish; to create the Jackson Parish Industrial District; to provide relative to the boundaries, governance, and powers and duties of the district; and to provide for related matters.

Reported favorably by the Committee on Local and Municipal Affairs. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 87—

BY REPRESENTATIVE AUSTIN BADON
AN ACT

To enact R.S. 33:9080, relative to Orleans Parish; to create the Lake Bullard Neighborhood Improvement District within the parish; to provide relative to the purpose, governance, and powers and duties of the district; to provide for the imposition of a parcel fee and for the use thereof; and to provide for related matters.

Reported favorably by the Committee on Local and Municipal Affairs. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 88—

BY REPRESENTATIVE AUSTIN BADON
AN ACT

To enact R.S. 33:9080, relative to Orleans Parish; to create the McKendall Estates Neighborhood Improvement District within the parish; to provide relative to the governance, purpose, and powers and duties of the district; to provide for the imposition of a parcel fee and for the use thereof; and to provide for related matters.

Reported favorably by the Committee on Local and Municipal Affairs. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 104—

BY REPRESENTATIVE DOERGE
AN ACT

To enact R.S. 47:322.47 and 322.53, relative to the disposition of certain sales tax collections on hotel occupancy in Webster Parish; to provide for deposit of proceeds from such taxes into the Webster Parish Convention and Visitors Bureau Fund; and to provide for related matters.

Reported favorably by the Committee on Local and Municipal Affairs. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 174—
BY REPRESENTATIVES ROY AND ARMES
AN ACT

To amend and reenact R.S. 47:490.18(C), (D), and (E) and to enact R.S. 47:490.18(F), relative to military honor license plates; to provide for the change in design of the "Purple Heart" medal on the military honor license plates for "Purple Heart" recipients; and to provide for related matters.

Reported favorably by the Committee on Transportation, Highways and Public Works. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 200—
BY REPRESENTATIVE HAZEL
AN ACT

To enact R.S. 17:226(A)(2)(e), relative to exemptions from compulsory school attendance; to provide that certain children shall be temporarily excused from school under specified circumstances; to provide conditions and limitations; to provide an effective date; and to provide for related matters.

Reported favorably by the Committee on Education. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 212—
BY REPRESENTATIVE ARNOLD
AN ACT

To amend and reenact R.S. 33:2866.1(B) and to enact R.S. 33:4712.12, relative to the sale of property by parishes and municipalities; to provide with respect to a real estate broker's commission or fee; to remove provisions authorizing certain parishes to negotiate such commission or fee; to provide relative to the maximum amount of the commission or fee that is authorized to be paid; and to provide for related matters.

Reported favorably by the Committee on Local and Municipal Affairs. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 235—
BY REPRESENTATIVE ARNOLD
AN ACT

To amend and reenact R.S. 25:902(F), relative to meetings conducted by the Louisiana National Register Review Committee; to provide for a reduction in the number of mandatory meetings conducted annually; and to provide for related matters.

Reported favorably by the Committee on Local and Municipal Affairs. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 273—
BY REPRESENTATIVE PONTI
AN ACT

To amend and reenact R.S. 33:2496(A)(1) and 2556(1)(a), relative to municipal fire and police civil service; to provide relative to the termination of provisional appointments; to change the time limitation for the termination of any such appointment to a position in the competitive classes; and to provide for related matters.

Reported favorably by the Committee on Local and Municipal Affairs. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 299—
BY REPRESENTATIVE MORRELL
AN ACT

To enact R.S. 33:2740.69, relative to Orleans Parish; to create the Gentilly Development District within the parish; to provide relative to the boundaries, purpose, and powers and duties of the district; to provide relative to district funding, including the authority to levy taxes; and to provide for related matters.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Local and Municipal Affairs to Reengrossed House Bill No. 299 by Representative Morrell

AMENDMENT NO. 1
On page 2, line 5, change "five-member" to "six-member"

AMENDMENT NO. 2
On page 2, between lines 8 and 9, insert the following:
"(b) The state representative who represents House District No. 96, or his designee."

AMENDMENT NO. 3
On page 2, at the beginning of line 9, change "(b)" to "(c)"

AMENDMENT NO. 4
On page 2, at the beginning of line 10, change "(c)" to "(d)"

AMENDMENT NO. 5
On page 2, at the beginning of line 11, change "(d)" to "(e)"

AMENDMENT NO. 6
On page 2, at the beginning of line 13, change "(e)" to "(f)"

On motion of Senator Gray, the committee amendment was adopted. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the amended bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 300—
BY REPRESENTATIVE DOWNS
AN ACT

To amend and reenact R.S. 47:322.33(B), relative to the state sales and use tax; to provide relative to the disposition of the monies deposited into the Lincoln Parish Municipalities Fund; and to provide for related matters.

Reported favorably by the Committee on Local and Municipal Affairs. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 301—
BY REPRESENTATIVE SAM JONES
AN ACT

To amend and reenact R.S. 38:291(Z)(2)(introductory paragraph), relative to the St. Mary Levee District board of commissioners; to delete the requirement for board members to own property within the district; and to provide for related matters.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Transportation, Highways and Public Works to Engrossed House Bill No. 301 by Representative Sam Jones

AMENDMENT NO. 1

On page 1, line 2, after "(introductory paragraph)" insert "and (Z)(4)(c)"

AMENDMENT NO. 2

On page 1, line 4, after "district;" insert "to provide for term limits for board members of the district;"

AMENDMENT NO. 3

On page 1, line 9, delete "is" and insert "and (Z)(4)(c) are"

AMENDMENT NO. 4

On page 1, after line 20, insert:

"(4) * * *

(c) ~~No member shall serve more than four consecutive four-year terms. Members of the commission shall be subject to term limitations in accordance with the provisions of that Act which originated as Senate Bill 233 of 2008 Regular Session.~~ However, if a person has been appointed to fill more than one-half of an unexpired term, such person shall be eligible to serve consecutively no more than three terms in addition to such partial term.

On motion of Senator McPherson, the committee amendment was adopted. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the amended bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 352—

BY REPRESENTATIVE AUSTIN BADON
AN ACT

To enact R.S. 33:9080, relative to Orleans Parish; to create the Tamaron Subdivision Improvement District within the parish; to provide relative to the purpose, governance, and powers and duties of the district; to provide for the imposition of a parcel fee; and to provide for related matters.

Reported favorably by the Committee on Local and Municipal Affairs. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 359—

BY REPRESENTATIVE LAFONTA
AN ACT

To enact R.S. 17:170.3, relative to immunizations; to require certain school boards to provide information relative to human papillomavirus to certain students; to provide for rules and regulations; and to provide for related matters.

Reported favorably by the Committee on Education. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 361—

BY REPRESENTATIVE PATRICIA SMITH
AN ACT

To amend and reenact R.S. 17:416(B)(3)(d)(i), relative to student discipline; to provide relative to certain documentation required for certain expelled students to be admitted or readmitted to public school; and to provide for related matters.

Reported favorably by the Committee on Education. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 387—

BY REPRESENTATIVES BILLIOT, GISCLAIR, LABRUZZO, LOPINTO, TALBOT, WILLMOTT, AND WOOTON
AN ACT

To amend and reenact R.S. 33:2536.2, relative to fire and police civil service boards; to provide for the qualifications of members of the Jefferson Parish Fire Civil Service Board; and to provide for related matters.

Reported favorably by the Committee on Local and Municipal Affairs. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 465—

BY REPRESENTATIVES LABRUZZO, BILLIOT, CONNICK, LIGI, LOPINTO, TALBOT, WILLMOTT, AND WOOTON AND SENATOR MARTINY

AN ACT

To enact R.S. 33:1420.19, relative to economic development in Jefferson Parish; to provide for the creation of a special district in the parish for the purpose of promoting, encouraging, and participating in infrastructure improvements to stimulate the economy; to provide for the boundaries, governance, and duties and powers of the district, including the power to provide for tax increment financing and to incur debt and issue evidences of indebtedness; and to provide for related matters.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Local and Municipal Affairs to Engrossed House Bill No. 465 by Representative LaBruzzo

AMENDMENT NO. 1

On page 2, at the end of line 7, insert "The district shall not promote, encourage, or participate in any action to assist in the development or redevelopment of a hotel including infrastructure located on a site to be developed for a hotel; however, nothing shall prohibit the district from providing public infrastructure that benefits the public generally outside the development site of any hotel."

AMENDMENT NO. 2

On page 3, line 24, after "submit" insert "his recommendation of"

AMENDMENT NO. 3

On page 3, line 25, after "for" insert "review and"

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

HOUSE BILL NO. 514—

BY REPRESENTATIVE PONTI
AN ACT

To amend and reenact R.S. 49:1002(H), relative to the applicability provisions for drug testing; to allow certain people involved in construction, maintenance, or manufacturing at any refining or chemical manufacturing facility to reduce or modify the initial cut-off level for marijuana testing; and to provide for related matters.

Reported favorably by the Committee on Labor and Industrial Relations. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 594—

BY REPRESENTATIVE ROSALIND JONES
AN ACT

To amend and reenact R.S. 48:1309(A) and (B) and to enact R.S. 48:1309(D), relative to Ouachita Parish; to provide relative to road lighting districts within the parish; to provide relative to the method of assessment of service charges or rates of service charges within such districts; to provide relative to the collection of such charges; and to provide for related matters.

Reported favorably by the Committee on Local and Municipal Affairs. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 595—

BY REPRESENTATIVE ST. GERMAIN
AN ACT

To amend and reenact R.S. 40:1503(K)(2), relative to West Baton Rouge Parish; to provide relative to the West Baton Rouge Fire Protection District No. 1; to provide relative to the officers of Fire Subdistrict No. 2 of such district; and to provide for related matters.

Reported favorably by the Committee on Local and Municipal Affairs. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 597—

BY REPRESENTATIVE MONTOU CET
AN ACT

To amend and reenact R.S. 33:4574.1.1(A)(1), relative to Acadia Parish; to increase the maximum rate of the hotel occupancy tax that the Acadia Parish Convention and Visitors Bureau is authorized to levy; and to provide for related matters.

Reported favorably by the Committee on Local and Municipal Affairs. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 600—

BY REPRESENTATIVE SAM JONES
AN ACT

To amend and reenact R.S. 34:328(A) and (B), relative to the Morgan City Harbor and Terminal District; to provide relative to procurement of materials and supplies by the Morgan City Harbor and Terminal District; and to provide for related matters.

Reported favorably by the Committee on Transportation, Highways and Public Works. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 616—

BY REPRESENTATIVE LOPINTO
AN ACT

To amend and reenact R.S. 47:532.1(A)(7)(c) and (C) and to enact R.S. 47:532.1(D), relative to public license tag agents; to provide for the maximum amount of convenience fees authorized to be collected for certain transactions; to require public license tag agents to disclose information to the consumer that license tags shall be purchased at the office of motor vehicles without payment of the convenience fee; and to provide for related matters.

Reported favorably by the Committee on Transportation, Highways and Public Works. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 671—

BY REPRESENTATIVE NOWLIN
AN ACT

To enact R.S. 17:1964(D)(17), relative to the Louisiana School of Math, Science, and the Arts; to require the board of directors of the school to develop and adopt a policy for sabbatical leave for certain employees; to provide for effectiveness; and to provide for related matters.

Reported with amendments by the Committee on Education.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Education to Engrossed House Bill No. 671 by Representative Nowlin

AMENDMENT NO. 1

On page 1, line 15, between "employees" and the period "." insert "in accordance with the provisions of R.S. 17:1170, et seq"

On motion of Senator Nevers, the committee amendment was adopted. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the amended bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 721—

BY REPRESENTATIVE SMILEY
AN ACT

To enact R.S. 17:3951(B)(21), relative to the High School Redesign Commission; to add a member to the commission; and to provide for related matters.

Reported favorably by the Committee on Education. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 738—

BY REPRESENTATIVE BALDONE
AN ACT

To amend and reenact R.S. 23:162, relative to the employment of minors; to provide for the employment, under certain conditions, of minors twelve and thirteen years of age; and to provide for related matters.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Labor and Industrial Relations to Reengrossed House Bill No. 738 by Representative Baldone

AMENDMENT NO. 1

On page 1, line 16 after "minor" delete "will" and insert "shall"

AMENDMENT NO. 2

On page 1, at the beginning of line 19 delete "will" and insert "shall"

On motion of Senator Riser, the committee amendment was adopted. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the amended bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 772—

BY REPRESENTATIVE MICHAEL JACKSON
AN ACT

To enact R.S. 33:9097.4, relative to East Baton Rouge Parish; to create the Melrose Place Crime Prevention 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 favorably by the Committee on Local and Municipal Affairs. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 773—

BY REPRESENTATIVE MICHAEL JACKSON
AN ACT

To enact R.S. 33:9097.4, relative to East Baton Rouge Parish; to create the Capital Heights Neighborhood Improvement District within the parish; to provide relative to the purpose, governance, and powers and duties of the district; to provide for the imposition and collection of a parcel fee and for the use thereof; and to provide for related matters.

Reported favorably by the Committee on Local and Municipal Affairs. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

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HOUSE BILL NO. 805—
BY REPRESENTATIVES HENRY BURNS, JANE SMITH, AND ST. GERMAIN

AN ACT

To enact R.S. 47:463.136, relative to motor vehicle special prestige license plates; to provide for the creation of the St. Jude Children's Research Hospital special prestige license plate; to provide for the issuance of such plate; to provide relative to the fee for such plate; to provide for the use of such fee; to authorize the promulgation of rules and regulations; to provide for an effective date; and to provide for related matters.

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

SENATE COMMITTEE AMENDMENTS

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

AMENDMENT NO. 1

On page 2, delete lines 18 through 20, and insert:

"Section 2. The provisions of this Act shall become effective when the Next Generation Motor Vehicle project of the Department of Public Safety and Corrections, office of motor vehicles, is finalized and implemented, or on January 1, 2009, whichever is earlier."

On motion of Senator McPherson, the committee amendment was adopted. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the amended bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 809—
BY REPRESENTATIVE LOPINTO

AN ACT

To amend and reenact R.S. 32:410(A)(3)(a)(ii) and 707(B) and to enact R.S. 47:501(C), relative to requirements for driver's licenses, motor vehicle registrations, and certificates of title; to provide for the definition of full legal name; to provide relative to application requirements for motor vehicle registrations and certificates of title; and to provide for related matters.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Transportation, Highways and Public Works to Engrossed House Bill No. 809 by Representative Lopinto

AMENDMENT NO. 1

On page 2, line 5, after "law." insert: "Should the Real ID Act be implemented, the full legal name shall be defined as stated by the Real ID Act."

On motion of Senator McPherson, the committee amendment was adopted. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the amended bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 841—
BY REPRESENTATIVES CHAMPAGNE AND BARRAS

AN ACT

To enact R.S. 34:242.1, relative to the Port of Iberia District; to provide for ordinances adopted by the Port of Iberia District; and to provide for related matters.

Reported favorably by the Committee on Transportation, Highways and Public Works. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 1069—
BY REPRESENTATIVE WILLIAMS
AN ACT

To enact R.S. 17:1970.24(E)(1)(o), relative to the New Orleans Center for the Creative Arts/Riverfront; to require its board of directors to develop a plan with respect to providing educational services to students in public school systems throughout the state; to require the board to report to the House Committee on Education and the Senate Committee on Education prior to the beginning of the 2009 Regular Session of the Legislature; and to provide for related matters.

Reported with amendments by the Committee on Education.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Education to Reengrossed House Bill No. 1069 by Representative Williams

AMENDMENT NO. 1

On page 1, line 19, after "state" insert a period "." and delete the remainder of the line

AMENDMENT NO. 2

On page 2, delete lines 1 through 3 in their entirety

On motion of Senator Nevers, the committee amendment was adopted. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the amended bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 1091—
BY REPRESENTATIVES PETERSON, ARNOLD, AUBERT, AUSTIN, BADON, BOBBY BADON, BALDONE, BARROW, BILLIOT, HENRY BURNS, BURRELL, CHAMPAGNE, DANAHAY, DIXON, EDWARDS, GALLOT, HARDY, HARRISON, HINES, HOFFMANN, HONEY, HOWARD, HUTTER, GIROD JACKSON, JOHNSON, ROSALIND JONES, KATZ, LAFONTA, LEBAS, MARCHAND, PEARSON, RICHMOND, SIMON, SMILEY, GARY SMITH, JANE SMITH, PATRICIA SMITH, TRAHAN, TUCKER, WADDELL, AND WILLIAMS AND SENATOR GRAY
AN ACT

To amend and reenact R.S. 17:221(E) and to enact R.S. 17:221.4, relative to withdrawal from school; to authorize certain students to withdraw from school under certain circumstances; to provide for guidelines and procedures with respect to withdrawal from school; to create a dropout prevention and recovery program; to provide for the collection and reporting of related data; and to provide for related matters.

Reported with amendments by the Committee on Education.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Education to Reengrossed House Bill No. 1091 by Representative Peterson

AMENDMENT NO. 1

On page 1, line 14, change "all" to "both"

AMENDMENT NO. 2

On page 2, delete lines 5 through 12

AMENDMENT NO. 3

On page 2, on lines 22 and 28, change "districts" to "systems"

AMENDMENT NO. 4

On page 3, line 12, after "Proficient" change "student" to "students"

AMENDMENT NO. 5

On page 3, line 16, change "offer" to "offered"

AMENDMENT NO. 6

On page 3, line 26, between "students" and "to repeat" insert "required"

AMENDMENT NO. 7

On page 3, line 27, change "districts" to "systems"

AMENDMENT NO. 8

On page 4, on lines 2 and 3, change "district" to "system"

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

HOUSE BILL NO. 1112—

BY REPRESENTATIVES GARY SMITH, BILLIOT, DIXON, AND GISCLAIR

AN ACT

To amend and reenact R.S. 38:100(introductory paragraph), 101, and 103(B), relative to the Westwego to Harvey Canal hurricane protection project; to provide for the extension of the West Bank and vicinity hurricane protection project; and to provide for related matters.

Reported favorably by the Committee on Transportation, Highways and Public Works. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 1115—

BY REPRESENTATIVES ARMES, AUBERT, BILLIOT, HENRY BURNS, DIXON, FRANKLIN, HOWARD, NORTON, POPE, AND ST. GERMAIN

AN ACT

To amend and reenact R.S. 38:2322(C), relative to the Sabine River Authority; to increase the per diem of the board of commissioners; to provide for the number of meeting days of the board; and to provide for related matters.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Transportation, Highways and Public Works to Reengrossed House Bill No. 1115 by Representative Armes

AMENDMENT NO. 1

On page 1, line 2, after "(C)" insert "and to enact 2322(D)"

AMENDMENT NO. 2

On page 1, line 4, after "board;" insert "to provide for term limits for board members of the authority;"

AMENDMENT NO. 3

On page 1, line 6, after "reenacted" insert "and 2322(D) is hereby enacted"

AMENDMENT NO. 4

On page 1, after line 17, insert:

"D. Members of the commission shall be subject to term limitations in accordance with the provisions of that Act which originated as Senate Bill 233 of 2008 Regular Session."

On motion of Senator McPherson, the committee amendment was adopted. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the amended bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 1144—

BY REPRESENTATIVE MONTOUCE

AN ACT

To amend and reenact R.S. 47:302.22(B), relative to the disposition of collections in the Acadia Parish Visitor Enterprise Fund; to provide for the use of monies in the fund; to provide for an effective date; and to provide for related matters.

Reported favorably by the Committee on Local and Municipal Affairs. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 1151—

BY REPRESENTATIVE GISCLAIR

AN ACT

To amend and reenact R.S. 32:57(H), relative to penalties for exceeding speed limits in highway construction zones; to double the standard fine imposed for motorists who speed in highway construction zones where construction workers are present; and to provide for related matters.

Reported favorably by the Committee on Transportation, Highways and Public Works. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 1216—

BY REPRESENTATIVE ARNOLD

AN ACT

To enact R.S. 47:820.5.5, relative to state tolls; to require the interoperability of public toll facilities for toll collection and toll violation enforcement; to provide authorization for the secretary of the Department of Transportation and Development to set policies and procedures; and to provide for related matters.

Reported favorably by the Committee on Transportation, Highways and Public Works. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 1293—

BY REPRESENTATIVE ROY

AN ACT

To amend and reenact R.S. 38:291(M)(2) and to enact R.S. 38:291(M)(3), relative to the board of commissioners for the Red River, Atchafalaya, and Bayou Beouf Levee District; to provide for the termination of the current board of commissioners for the district; to provide for the appointment of commissioners for the district; to provide for the officers of the board of commissioners and their terms of office; and to provide for related matters.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Transportation, Highways and Public Works to Engrossed House Bill No. 1293 by Representative Roy

AMENDMENT NO. 1

On page 1, line 2, after "(M)(3)" insert "and (4)"

AMENDMENT NO. 2

On page 1, line 6, after "office;" insert "provides for term limits;"

AMENDMENT NO. 3

On page 1, line 12, change "is" to "and (4) are"

AMENDMENT NO. 4

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

"(4) Commissioners shall be subject to term limitations in accordance with the provisions of that Act which originated as Senate Bill 233 of the 2008 Regular Session of the Legislature."

On motion of Senator McPherson, the committee amendment was adopted. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the amended bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 1347—

BY REPRESENTATIVES AUSTIN BADON, TIM BURNS, CARTER, CONNICK, CROMER, GREENE, HAZEL, HENRY, LIGI, LORUSSO, MONICA, PEARSON, PERRY, PUGH, ROBIDEAUX, SCHRODER, SMILEY, TALBOT, AND TUCKER

AN ACT

To enact Chapter 43 of Title 17 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 17:4011 through 4025, relative to educational options for parents and other legal guardians; to establish and provide for the implementation of the Student Scholarships for Educational Excellence Program; to provide for legislative findings; to provide for definitions; to provide relative to the duties and responsibilities of the State Board of Elementary and Secondary Education and the state Department of Education; to provide relative to eligibility and participation requirements for students and schools; to provide relative to selection and enrollment of eligible students; to provide relative to funding and payments to eligible schools including eligible nonpublic schools; to provide relative to testing; to provide for reports; and to provide for related matters.

Reported with amendments by the Committee on Education.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Education to Reengrossed House Bill No. 1347 by Representative Austin Badon

AMENDMENT NO. 1

On page 3, at the end of line 10, between "census" and the period "." insert "and includes the Recovery School District established pursuant to R.S. 17:1990 to the extent that schools under the district's jurisdiction are located within the geographic boundaries of a covered district"

AMENDMENT NO. 2

On page 3, at the end of line 15, delete ", is eligible to" and at the beginning of line 16 delete "participate in the federal free and reduced cost lunch program."

AMENDMENT NO. 3

On page 3, line 21, between "identified as" and "as defined" change "a failing school" to "academically unacceptable or has a school performance score or an assessment index of sixty or less"

AMENDMENT NO. 4

On page 3, on lines 27 and 29, change "eligible students" to "scholarship recipients"

AMENDMENT NO. 5

On page 4, between lines 5 and 6, insert the following: "(7) "Scholarship recipient" means an eligible student who is awarded a scholarship pursuant to this Chapter."

AMENDMENT NO. 6

On page 4, delete lines 12 through 18, and insert the following: "(2) Receive the notice of intent from schools seeking to participate in the program, qualify such schools for participation in the program, and determine the number of available seats, by grade, at participating schools.

(3)(a) Accept applications from parents and other legal guardians of eligible students and award scholarships to eligible students who submit applications, up to the number of available seats in each grade at all participating schools.

(b) In the event there are more eligible students who submit applications than there are available seats at participating schools for any grade, the department shall utilize a random selection process to award scholarships that provides each eligible student an equal opportunity for selection.

(4) Notify parents and other legal guardians of eligible students who applied for scholarships whether they have been awarded a scholarship and of the process that must be followed to enroll in a participating school."

AMENDMENT NO. 7

On page 4, at the end of line 19, delete "an" and at the beginning of line 20, change "eligible student" to "a scholarship recipient"

AMENDMENT NO. 8

On page 4, on lines 23 and 25, change "eligible students" to "scholarship recipients"

AMENDMENT NO. 9

On page 4, delete line 26, and insert "provides each scholarship recipient with an equal opportunity for selection. The department shall establish a timeline that coordinates a random selection process at all participating schools and shall ensure that each participating school adopts procedures for conducting such random selection process and notifies the parents or legal guardians of scholarship recipients of the procedures to be followed should a random selection process be required."

AMENDMENT NO. 10

On page 4, delete line 29, and insert "than April thirtieth or a date determined by the department that would provide students who are no longer eligible for a scholarship sufficient time to apply to another school within the covered district."

AMENDMENT NO. 11

On page 5, line 1, change "eligible student" to "scholarship recipient"

AMENDMENT NO. 12

On page 5, delete lines 4 through 11 and insert the following:

"A. The amount of the scholarship provided on behalf of a scholarship recipient shall be an amount equivalent to ninety percent of the per pupil amount the covered district receives from combined state and local sources or the maximum amount of tuition plus incidental or supplementary fees that are charged to non-scholarship students enrolled in such school and any costs incurred in administering the tests required pursuant to R.S. 17:4023, whichever is less.

B. The amount of the scholarship provided on behalf of a scholarship recipient that enrolls in a participating school that does not charge tuition shall be an amount equivalent to ninety percent of the per pupil amount the covered district receives from combined state and local sources."

AMENDMENT NO. 13

On page 5, at the beginning of line 12, change "B." to "C."

AMENDMENT NO. 14

On page 5, on lines 12 and 16, change "an eligible student" to "a scholarship recipient"

AMENDMENT NO. 15

On page 5, at the beginning of line 18, change "C." to "D."

AMENDMENT NO. 16

On page 5, at the end of line 23, delete "an" and at the beginning of line 24, change "eligible student" to "a scholarship recipient"

AMENDMENT NO. 17

On page 6, line 1, change "eligible student" to "scholarship recipient"

AMENDMENT NO. 18

On page 6, line 9, change "Eligible students" to "Scholarship recipients"

AMENDMENT NO. 19

On page 6, on line 11, change "eligible students" to "scholarship recipients"

AMENDMENT NO. 20

On page 6, at the end of line 23, delete "eligible" and at the beginning of line 24, change "students" to "scholarship recipients"

AMENDMENT NO. 21

On page 6, delete lines 28 and 29 and insert "specify the number of seats the school will have available for scholarship recipients at each grade level and the maximum amount of tuition attributable to each available seat."

AMENDMENT NO. 22

On page 7, line 8, change "Shall" to "For a nonpublic school that does not charge tuition, shall"

AMENDMENT NO. 23

On page 7, line 13, change "Eligible students" to "Scholarship recipients"

AMENDMENT NO. 24

On page 7, on lines 22, 24, and 26, change "eligible students" to "scholarship recipients"

AMENDMENT NO. 25

On page 7, line 27, change "eligible student" to "scholarship recipient"

AMENDMENT NO. 26

On page 8, line 2, change "eligible student" to "scholarship recipient"

AMENDMENT NO. 27

On page 8, line 10, change "eligible students" to "scholarship recipients"

AMENDMENT NO. 28

On page 8, at the end of line 20, insert "The cost of such audit shall be paid by the department from funds appropriated by the legislature to implement the provisions of this Chapter."

AMENDMENT NO. 29

On page 8, on lines 21 and 25, change "eligible students" to "scholarship recipients"

AMENDMENT NO. 30

On page 9, at the end of line 2, insert "In the event funding is not available to continue the program, the participating school shall allow a scholarship recipient to remain enrolled in such school, provided such student meets the school's requirements for continued enrollment and the student's parent or legal guardian assumes responsibility for paying the tuition and fees charged to all students enrolled in the school."

AMENDMENT NO. 31

On page 9, at the end of line 3, delete "an" and at the beginning of line 4, change "eligible student" to "a scholarship recipient"

AMENDMENT NO. 32

On page 9, line 6, change "an eligible student" to "a scholarship recipient"

AMENDMENT NO. 33

On page 9, delete lines 9 and 10, and insert "A"

AMENDMENT NO. 34

On page 9, line 11, change "eligible students" to "scholarship recipients"

AMENDMENT NO. 35

On page 9, line 14, between "Program" and "and graduation" insert ", the integrated Louisiana Educational Assessment Program (iLEAP)."

AMENDMENT NO. 36

On page 9, delete lines 19 and 20, and insert the following: "the number of eligible students receiving scholarships, a list of participating schools and the number of scholarship recipients each such school enrolled, and aggregate test result data for the scholarship recipients enrolled in each participating school."

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

Rules Suspended

Senator N. Gautreaux asked for and obtained a suspension of the rules for the purpose of taking up at this time.

Introduction of Senate Resolutions

Senator N. Gautreaux asked for and obtained a suspension of the rules for the purpose of introducing and reading the following Senate Resolutions a first and second time and acting upon them as follows:

SENATE RESOLUTION NO. 95—

BY SENATOR N. GAUTREAUX

A RESOLUTION

To commend the Louisiana Alliance of Boys & Girls Clubs, Inc., for providing a positive and safe environment for the youth of our state and to designate May 28, 2008, as "Louisiana Alliance of the Boys & Girls Clubs Day at the Louisiana Senate."

On motion of Senator N. Gautreaux, the resolution was read by title and adopted.

Regular Order of the Day Resumed**Senate Bills and Joint Resolutions Returned from the House of Representatives with Amendments**

The following Senate Bills and Joint Resolutions returned from the House of Representatives with amendments were taken up and acted upon as follows:

SENATE BILL NO. 37—

BY SENATOR DUPRE

AN ACT

To amend and reenact R.S. 35:407(A) and (D), relative to ex officio notaries for municipal police departments; to authorize under certain circumstances a mayor to designate persons as ex officio notaries; to provide terms and conditions; to provide for an effective date; and to provide for related matters.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Gisclair to Engrossed Senate Bill No. 37 by Senator Dupre

AMENDMENT NO. 1

On page 1, line 2, delete "(A) and (D)"

AMENDMENT NO. 2

On page 1, line 7, delete "(A) and (D) are" and insert "is"

AMENDMENT NO. 3

On page 1, delete lines 10 through 17 and insert

"A. Notwithstanding any provisions of the law relative to qualifications of notaries public, any chief of police of a municipal police department may designate officers in his office **and any mayor in a municipality with a population of less than five thousand may designate employees in his office**, and appoint them as ex officio notaries public. **Such designation by a mayor shall be for notarial service to the municipal police department.**

B. Each officer **or employee** so appointed as ex officio notary may exercise, within his respective jurisdictional limits, the functions of a notary public only to administer oaths and execute affidavits, acknowledgments, traffic tickets, and other documents, all limited to matters within the official functions of the municipal police department for the enforcement of the provisions of any statute which provides for criminal penalties and of the municipal ordinances which the police department is charged with enforcing.

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C. All acts performed by each ex officio notary public of a police department or office of the mayor authorized by this Section shall be performed without charge or other compensation and without the necessity of giving bond.

D. The chief of police of the police department or mayor may suspend or terminate an appointment made in his office pursuant to this Section at any time and separation from the employ of the police department or office of the mayor shall automatically terminate the powers of the ex officio notary public."

AMENDMENT NO. 4

On page 2, delete lines 1 through 4

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Mr. President, Erdey, Morrish, Adley, Gautreaux B, Mount, Alario, Gautreaux N, Murray, Amedee, Gray, Nevers, Broome, Hebert, Quinn, Cassidy, Heitmeier, Riser, Cheek, Jackson, Shaw, Cravins, Kostelka, Shepherd, Crowe, Long, Smith, Donahue, Marionneaux, Thompson, Dorsey, Martiny, Walsworth, Duplessis, McPherson, Dupre, Michot

Total - 37

NAYS

Total - 0

ABSENT

LaFleur
Total - 1

The Chair declared the amendments proposed by the House were concurred in. Senator Dupre moved to reconsider the vote by which the amendments were concurred in and laid the motion on the table.

SENATE BILL NO. 165—

BY SENATORS THOMPSON AND ERDEY AND REPRESENTATIVES BOBBY BADON, SCHRODER AND WADDELL

AN ACT

To amend and reenact R.S. 56:103(C)(2), 103.1(B)(2), 104(A)(3) and (4), 104(B)(4), 104.1(A), 116(B) and (C), 302.1(G), 643(B)(2)(a), 646, 649.1(A), 699.8(B) and (D), relative to deer hunting; to authorize the Louisiana Wildlife and Fisheries commission to establish special deer hunting seasons for primitive firearms and crossbows; to authorize the Louisiana Wildlife and Fisheries Commission to define the weapons eligible for use during such special seasons; to authorize special licenses for the use of primitive firearms; and to provide for related matters.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Henry Burns to Reengrossed Senate Bill No. 165 by Senator Thompson

AMENDMENT NO. 1

On page 5, line 29, after "a" and before "member" insert "active"

AMENDMENT NO. 2

On page 6, line 1, after "Guard" and before the comma "," insert "or any reserve component of the United States armed forces"

AMENDMENT NO. 3

On page 6, line 8, after "Guard" and before "and" insert "or any reserve component of the United States armed forces"

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Mr. President, Erdey, Morrish, Adley, Gautreaux B, Mount, Alario, Gautreaux N, Murray, Amedee, Gray, Nevers, Broome, Hebert, Quinn, Cassidy, Heitmeier, Riser, Cheek, Jackson, Shaw, Cravins, Kostelka, Shepherd, Crowe, Long, Smith, Donahue, Marionneaux, Thompson, Dorsey, Martiny, Walsworth, Duplessis, McPherson, Dupre, Michot

Total - 37

NAYS

Total - 0

ABSENT

LaFleur
Total - 1

The Chair declared the amendments proposed by the House were concurred in. Senator Thompson moved to reconsider the vote by which the amendments were concurred in and laid the motion on the table.

SENATE BILL NO. 176—

BY SENATOR THOMPSON

AN ACT

To amend and reenact R.S. 3:401(A), relative to the State Market Commission; to remove the commissioner of financial institutions from the membership; and to provide for related matters.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Anders to Engrossed Senate Bill No. 176 by Senator Thompson

AMENDMENT NO. 1

On page 1, line 10, delete "eleven" and insert "thirteen"

AMENDMENT NO. 2

On page 1, line 14, delete "eight" and insert "ten"

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

ROLL CALL

The roll was called with the following result:

YEAS

| | | |
|---------------|-------------|-----------|
| Mr. President | Erdey | Morrish |
| Adley | Gautreaux B | Mount |
| Alario | Gautreaux N | Murray |
| Amedee | Gray | Nevers |
| Broome | Hebert | Quinn |
| Cassidy | Heitmeier | Riser |
| Cheek | Jackson | Shaw |
| Cravins | Kostelka | Shepherd |
| Crowe | Long | Smith |
| Donahue | Marionneaux | Thompson |
| Dorsey | Martiny | Walsworth |
| Duplessis | McPherson | |
| Dupre | Michot | |

Total - 37

NAYS

Total - 0

ABSENT

LaFleur
Total - 1

The Chair declared the amendments proposed by the House were concurred in. Senator Thompson moved to reconsider the vote by which the amendments were concurred in and laid the motion on the table.

SENATE BILL NO. 326—
BY SENATOR HEBERT

AN ACT

To amend and reenact R.S. 30:2074(B)(3)(e), R.S. 36:231(B) and 258(B), and R.S. 40:4(A)(6), 31.31(1) and 31.32(C) and to enact R.S. 30:2074(B)(3)(f) and (11), relative to transporters of certain waste; to provide for the issuance of licenses and collection of fees for transporting or hauling sewage sludge or biosolids; to provide for the authority of the secretary of the Department of Environmental Quality; to provide for the authority of the state health officer; and to provide for related matters.

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

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed Senate Bill No. 326 by Senator Hebert

AMENDMENT NO. 1

On page 4, lines 25 and 28, change "sewerage" to "sewage"

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

ROLL CALL

The roll was called with the following result:

YEAS

| | | |
|---------------|-------------|-----------|
| Mr. President | Erdey | Morrish |
| Adley | Gautreaux B | Mount |
| Alario | Gautreaux N | Murray |
| Amedee | Gray | Nevers |
| Broome | Hebert | Quinn |
| Cassidy | Heitmeier | Riser |
| Cheek | Jackson | Shaw |
| Cravins | Kostelka | Shepherd |
| Crowe | Long | Smith |
| Donahue | Marionneaux | Thompson |
| Dorsey | Martiny | Walsworth |
| Duplessis | McPherson | |
| Dupre | Michot | |

Total - 37

NAYS

Total - 0

ABSENT

LaFleur
Total - 1

The Chair declared the amendments proposed by the House were concurred in. Senator Hebert moved to reconsider the vote by which the amendments were concurred in and laid the motion on the table.

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

The following Senate Concurrent Resolutions reported by Committees were taken up and acted upon as follows:

SENATE CONCURRENT RESOLUTION NO. 42—

BY SENATOR NEVERS

A CONCURRENT RESOLUTION

To approve the establishment of a learning center in St. Tammany Parish, pursuant to the provisions of R.S. 17:3228, by the Louisiana Board of Regents in cooperation with the parish of St. Tammany and existing institutions of postsecondary education.

Reported with amendments by the Committee on Education.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Education to Original Senate Concurrent Resolution No. 42 by Senator Nevers

AMENDMENT NO. 1

On page 2, at the beginning of line 11, change "St. Tammany police jury" to "governing authority of St. Tammany Parish"

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

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

ROLL CALL

The roll was called with the following result:

YEAS

| | | |
|---------------|-------------|-----------|
| Mr. President | Gautreaux B | Morrish |
| Adley | Gautreaux N | Murray |
| Alario | Gray | Nevers |
| Amedee | Hebert | Quinn |
| Broome | Heitmeier | Riser |
| Cheek | Jackson | Shaw |
| Cravins | Kostelka | Shepherd |
| Crowe | Long | Smith |
| Dorsey | Marionneaux | Thompson |
| Duplessis | Martiny | Walsworth |
| Dupre | McPherson | |
| Erdey | Michot | |

Total - 34

NAYS

Total - 0

ABSENT

Cassidy
Donahue
Total - 4

LaFleur
Mount

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

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Senate Bills and Joint Resolutions on Third Reading and Final Passage

The following Senate Bills and Joint Resolutions on Third Reading and Final Passage were taken up and acted upon as follows:

SENATE BILL NO. 812— (Substitute of Senate Bill No. 438 by Senator Jackson)

BY SENATOR JACKSON

AN ACT

To amend and reenact R.S. 46:2601(A)(1), 2603(A)(3) through (6), 2605(A) and (B)(3), (5), (28), and (39) and (E), and 2607, to enact R.S. 46:2602(B)(13), and to repeal R.S. 46:2602(D), (E), and (F), 2603(A) (7) through (13), 2605(B)(22), and 2605.1 through 2605.3, relative to the Children's Cabinet; to provide with respect to the powers and duties of the cabinet; to provide with respect to the advisory board; to extend the sunset date for the Cabinet; to repeal the Children's Cabinet Research Council and the Louisiana Juvenile Justice Planning and Coordinating Board; and to provide for related matters.

Floor Amendments Sent Up

Senator Marionneaux sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Marionneaux on behalf of the Legislative Bureau to Engrossed Senate Bill No. 812 by Senator Jackson

AMENDMENT NO. 1

On page 6, line 8, following "August" and before ";" change "31" to "thirty-first"

AMENDMENT NO. 2

On page 6, line 11, following "November" and before ";" change "30" to "thirtieth"

AMENDMENT NO. 3

On page 6, line 15, following "January" and before "summarizing" change "31" to "thirty-first"

AMENDMENT NO. 4

On page 6, line 23, following "ChildNet" and before "Early" insert "Louisiana"

On motion of Senator Marionneaux, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table listing names of senators who voted 'YEAS' for Senate Bill No. 812, including Mr. President, Erdy, Michot, Adley, Gautreaux B, Morrish, Alario, Gautreaux N, Mount, Amedee, Hebert, Murray, Broome, Heitmeier, Nevers, Cheek, Jackson, Riser, Cravins, Kostelka, Shaw, Crowe, Long, Shepherd, Dorsey, Marionneaux, Smith, Duplessis, Martiny, Thompson, Dupre, McPherson, Walsworth, and a total of 33.

NAYS

Total - 0

ABSENT

Table listing names of senators who were absent: Cassidy, Donahue, Gray, LaFleur, and Quinn, with a total of 5.

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

SENATE BILL NO. 813— (Substitute of Senate Bill No. 587 by Senator Broome)

BY SENATOR BROOME

AN ACT

To amend and reenact R.S. 6:1081, 1082, 1084, 1086(A), 1088(C)(1)(introductory paragraph), (D), (E)(1) and (3), and (F)(1), 1089(A), 1090(B)(1), 1091(A), (B)(1) and (C), and 1092(A)(introductory paragraph), and to enact R.S. 6:1083(13) and (14), relative to residential mortgages; to provide for licensure and certification of residential mortgage servicers; to provide for purposes; to provide for prohibitions; to provide for requirements; to provide for application and issuance of licenses; to provide for changes; to provide for recordkeeping; to provide for suspension and revocation of licenses; to provide for an effective date; and to provide for related matters.

Floor Amendments Sent Up

Senator Marionneaux sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Marionneaux on behalf of the Legislative Bureau to Engrossed Senate Bill No. 813 by Senator Broome

AMENDMENT NO. 1

On page 3, line 13, following ";" and before "have" insert "shall"

On motion of Senator Marionneaux, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table listing names of senators who voted 'YEAS' for Senate Bill No. 813, including Mr. President, Gautreaux N, Morrish, Adley, Gray, Mount, Alario, Hebert, Murray, Broome, Heitmeier, Nevers, Cassidy, Jackson, Quinn, Cravins, Kostelka, Riser, Crowe, Long, Shaw, Dorsey, Marionneaux, Shepherd, Dupre, Martiny, Smith, Erdy, McPherson, Thompson, Gautreaux B, Michot, Walsworth, and a total of 33.

NAYS

Total - 0

ABSENT

Amedee Donahue LaFleur
 Cheek Duplessis
 Total - 5

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

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

The following Senate Bills and Joint Resolutions on Third Reading and Final Passage, subject to call, were taken up and acted upon as follows:

Called from the Calendar

Senator Morrish asked that Senate Bill No. 106 be called from the Calendar at this time for its final passage.

SENATE BILL NO. 106—
 BY SENATOR MORRISH

AN ACT

To enact R.S. 39:51.1, relative to the General Appropriation Bill and other appropriation bills; to provide a procedure for the submission of certain information by certain nongovernmental entities; to provide for an effective date; and to provide for related matters.

Floor Amendments Sent Up

Senator Marionneaux sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Marionneaux on behalf of the Legislative Bureau to Engrossed Senate Bill No. 106 by Senator Morrish

AMENDMENT NO. 1

On page 2, line 21, following "of the" and before ". If" change "recipient" to "entity"

AMENDMENT NO. 2

On page 2, line 22, change "recipient" to "entity"

AMENDMENT NO. 3

On page 2, line 27, following "of the" and before "entity" delete "recipient"

On motion of Senator Marionneaux, the amendments were adopted.

Floor Amendments Sent Up

Senator Morrish sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Morrish to Engrossed Senate Bill No. 106 by Senator Morrish

AMENDMENT NO. 1

On page 4, line 28, after "R.S. 42:1102." delete the remainder of the line and delete line 29

AMENDMENT NO. 2

On page 5, delete line 1

AMENDMENT NO. 3

On page 5, between lines 1 and 2, insert the following:

"G. Nothing in this Section shall be construed to waive the provisions of Part III of Chapter 1 of Subtitle I of Title 39 of the Louisiana Revised Statutes of 1950, pertaining to the capital outlay budget."

On motion of Senator Morrish, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

| | | |
|---------------|-------------|-----------|
| Mr. President | Erdey | Morrish |
| Adley | Gautreaux B | Mount |
| Alario | Gautreaux N | Murray |
| Amedee | Hebert | Nevers |
| Broome | Heitmeier | Quinn |
| Cassidy | Jackson | Riser |
| Cheek | Kostelka | Shaw |
| Cravins | Long | Smith |
| Crowe | Marionneaux | Thompson |
| Dorsey | Martiny | Walsworth |
| Duplessis | McPherson | |
| Dupre | Michot | |
| Total - 34 | | |

NAYS

Total - 0

ABSENT

| | |
|-----------|----------|
| Donahue | LaFleur |
| Gray | Shepherd |
| Total - 4 | |

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

Called from the Calendar

Senator Erdey asked that Senate Bill No. 341 be called from the Calendar at this time for its final passage.

SENATE BILL NO. 341—

BY SENATORS ERDEY, MARIONNEAUX, MCPHERSON, MOUNT AND SHAW

AN ACT

To enact R.S. 32:83, relative to traffic regulations; to prohibit certain trucks from using the far left lane on certain highways; to provide for exceptions; to provide for penalties; and to provide for related matters.

Floor Amendments Sent Up

Senator Erdey sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Erdey to Engrossed Senate Bill No. 341 by Senator Erdey

AMENDMENT NO. 1

On page 1, line 11, after "highway" delete the period and insert "and shall travel only in either of the two lanes farthest to the right on highways having three or more lanes for travel in the same direction, except for a reasonable distance when making a left turn or where a special hazard exists that requires the use of an alternative lane for safety reasons."

AMENDMENT NO. 2

On page 1, line 14, after "motor vehicle" delete "that is going" and insert "or vehicles traveling"

AMENDMENT NO. 3

On page 1, line 14, after "under the" delete "minimum"

AMENDMENT NO. 4

On page 2, line 1, after "on" insert "all"

AMENDMENT NO. 5

On page 2, line 2, after "shall" delete the remainder of the line and insert "be restricted in ordinary operation to the right-hand travel lane or the two travel lanes farthest to the right as indicated in Subsection A of this Section."

AMENDMENT NO. 6

On page 2, delete line 3

AMENDMENT NO. 7

On page 2, between lines 5 and 6 insert: "Section 2. This Act shall become effective on January 1, 2009."

AMENDMENT NO. 8

On page 2, at the beginning of line 6, change "Section 2." to "Section 3."

AMENDMENT NO. 9

On page 2, line 7, after "crashes," insert "highway operations,"

AMENDMENT NO. 10

On page 2, line 9, change "March 1, 2011" to "March 31, 2011"

On motion of Senator Erdey, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table listing names of senators under YEAS: Mr. President, Alario, Amedee, Broome, Cassidy, Cheek, Cravins, Crowe, Donahue, Dorsey, Duplessis, Dupre, Erdey, Total - 37

NAYS

Adley
Total - 1

ABSENT

Total - 0

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

Notice Regarding Vote

Senator Long stated he had voted in error on Senate Bill No. 341. He voted yea on the bill and had intended to vote nay. He asked that the Official Journal so state.

Senator N. Gautreaux in the Chair

Called from the Calendar

Senator Crowe asked that Senate Bill No. 499 be called from the Calendar at this time for its final passage.

SENATE BILL NO. 499—

BY SENATORS CROWE, THOMPSON AND WALSWORTH
AN ACT

To amend and reenact R.S. 24:51(5), 52, and 56(F), relative to lobbying; to clarify the definition of lobbyist; to provide exception to the requirement of certain individuals to register as lobbyists; to clarify the definition of lobbyist; and to provide for related matters.

Floor Amendments Sent Up

Senator Crowe sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Crowe to Engrossed Senate Bill No. 499 by Senator Crowe

AMENDMENT NO. 1

On page 1, line 2, after "R.S. 24:51" delete "(5)" and insert "(2), (3), (4), (5), (6), and (7) and 52" and after "56(F)" insert ", and (G) and R.S. 49:72, 73, and 78.1 and to enact R.S. 24:51(8) and (9) and 56(G)(2) and R.S. 49:72(11) and 78.1(2)"

AMENDMENT NO. 2

On page 1, line 7 after "Section 1." delete the rest of the line and delete line 8 and insert the following: "R.S. 24:51 (2), (3), (4), (5), (6), and (7), 52 and 56(F) and (G) are hereby amended and reenacted and R.S. 24:51(8) and (9) and 56(G)(2) are hereby enacted to read as follows:"

AMENDMENT NO. 3

On page 1, delete lines 12 through 17 and insert the following:

"(2)(a) "Compensation" means any thing of value, whether received or to be received, for lobbying and when one of the following occurs:

(i) Any preparation of research specifically intended, at the time it is performed, for use in or support of an ongoing or planned direct act or communication with a legislator, the purposes of which is to aid in influencing the passage or defeat of any legislation.

(ii) Conducting or attending a meeting, the purpose of which is to discuss direct communication with a legislator regarding the passage or defeat of any legislation.

(b) Salary paid to an individual whose principal duties are not related to lobbying shall not be considered "compensation" for the purposes of this Section.

(c) Compensation does not include reimbursement of expenses related to travel, lodging, phone calls, or postage where the individual is not otherwise compensated.

(2)(3) "Expenditure" until January 1, 2009 means the gift or payment of money or any thing of value when the amount of value exceeds ten dollars for the purchase of food, drink, or refreshment for a legislator and any payment as permitted by R.S. 42:1123(16) when the value exceeds ten dollars for the purpose of lobbying when the

lobbyist or principal accounts or would be expected to account for the expenditure as an ordinary and necessary expense directly related to the active conduct of the lobbyist's, his employer's, or the principal's trade or business.

~~(2)~~**(3)** "Expenditure" on and after January 1, 2009 means the gift or payment of money or any thing of value for the purchase of food, drink, or refreshment for a legislator, for the spouse or minor child of a legislator, or for a public servant, other than a legislator, in the legislative branch of state government and any gift or payment as permitted by R.S. 42:1123(13) and (16) for the purpose of lobbying when the lobbyist or principal accounts or would be expected to account for the expenditure as an ordinary and necessary expense directly related to the active conduct of the lobbyist's, his employer's, or the principal's trade or business.

~~(3)~~**(4)** "Legislation" means bills, resolutions, concurrent resolutions, joint resolutions, amendments, nominations, and other matters pending or proposed in either house of the legislature and includes any other matter which may be the subject of action by either house.

~~(4)~~**(5)** "Lobbying" or "to lobby" means any direct act or communication with a legislator, the purpose of which is to aid in influencing the passage or defeat of any legislation.

~~(5)~~**(6)** "Lobbyist" means either of the following :

(a) Any person who is employed for compensation or engaged for compensation to act in a representative capacity for the purpose of lobbying if lobbying constitutes one of the duties of such employment or engagement for the purpose of lobbying.

(b) Any person who receives compensation of any kind, including reimbursement of expenditures, to act acts in a representative capacity when one of the functions for which compensation is paid is lobbying and who makes expenditures an expenditure, as herein defined of five hundred dollars or more in a calendar year for the purpose of lobbying in Paragraph (3) of this Section.

~~(6)~~**(7)** "Person" includes an individual, partnership, committee, association, corporation, and any other organization or group of persons.

(8) "Principal duties" as it relates to lobbying, means any activity or activities listed in Paragraph (5) of this Section, performed by an employee who meets the definition of Paragraph (6) of this Section, where an employer could reasonably expect the employee to engage in such activities for more than twenty percent of the employee's time, calculated on an annual basis, as the employee's condition of employment.

~~(7)~~**(9)** "Public servant" on and after January 1, 2009 shall have the same meaning as provided in R.S. 42:1102."

AMENDMENT NO. 4

On page 2, delete lines 1 through 10

AMENDMENT NO. 5

On page 2, line 17 after "official" insert ", where such designee is a public employee."

AMENDMENT NO. 6

On page 2, delete lines 18 through 27

AMENDMENT NO. 7

On page 2, line 28, change "(4)" to "(2)" and after "publication" insert ", by a non-profit organization."

AMENDMENT NO. 8

On page 3, between lines 11 and 12, insert the following:

"G.(1) No Except as provided in Subparagraph (2) of this Paragraph, no person shall enter into a contract to act in a representative capacity for the purpose of lobbying and fail to register or fail to file a supplemental registration providing the name and address of the person by whom he is employed or engaged and, if different, whose interests he represents pursuant to such contract as required by this Part.

(2) A person who enters into a contract for reimbursement of expenses related to travel, lodging, phone calls, or postage where the individual is not otherwise compensated is not required to register pursuant to this Chapter."

AMENDMENT NO. 9

On page 3, between lines 12 and 13 insert the following:

"Section 2. R.S. 49:72, 73, and 78.1 are hereby amended and reenacted and R.S. 49:72(11) and 78.1(2) are hereby enacted to read as follows:

§72. Definitions

When used in this Part:

* * *

(1) **"Compensation" means any thing of value, whether received or to be received, for lobbying and when one of the following occurs:**

(i) Any preparation of research specifically intended, at the time it is performed, for use in or support of an ongoing or planned direct act or communication with an executive branch official, the purposes of which is to aid in influencing the passage or defeat of any executive branch action.

(ii) Conducting or attending a meeting, the purpose of which is to discuss direct communication with a executive branch official regarding an executive branch action.

(b) Salary paid to an individual whose principal duties are not related to lobbying shall not be considered "compensation" for the purposes of this Section.

(c) Compensation does not include reimbursement of expenses related to travel, lodging, phone calls, or postage where the individual is not otherwise compensated.

(2) "Ethics board" means the ethics body which has jurisdiction over elected officials under Chapter 15 of Title 42 of the Louisiana Revised Statutes of 1950.

~~(2)(a)~~ **(3)(a)** "Executive branch action" means any act by an executive branch agency or official to effectuate the public powers, functions, and duties of an executive branch official or an executive branch agency, including but not limited to any act in the nature of policymaking, rulemaking, adjudication, licensing, regulation, or enforcement; relative to contracts, requests for proposals, development of specifications, or engaging another person to perform a governmental function; to formulate, adopt, amend, or repeal any rule, as that term is defined in R.S. 49:951; to adopt, repeal, increase, or decrease any fee imposed on the affairs, actions, or persons regulated by an executive branch agency; or to affect the passage, defeat, or implementation of any legislation.

(b) "Executive branch action" shall not mean any act by a licensed healthcare professional, or a person acting under a licensed healthcare professional's direction, to diagnose, treat, or provide medical advice to an individual patient, including prescribing a drug or device for use by the patient; however, any action by the Medicaid Pharmaceutical and Therapeutics Committee shall be an "executive branch action" and, therefore, any pharmaceutical representative who engages in lobbying any member of the Medicaid Pharmaceutical and Therapeutics Committee for the purpose of inclusion of any product on the pharmacopoeia or formulary shall be required to register as a lobbyist pursuant to the provisions of this Part.

~~(3)~~**(4)** "Executive branch agency" or "agency" means the state, and any state office, department, board, commission, institution, or any quasi-public entity created in the executive branch of state government by or pursuant to law or by or pursuant to the constitution, specifically including but not limited to the Public Service Commission. The terms "executive branch agency" or "agency" shall not include any unit of the legislative or judicial branch of state government, local government, or any political subdivision of the state or any agency thereof; however, the terms "executive branch agency" or "agency" shall include any board or commission to which the governor appoints at least a majority of the membership of the board or commission.

~~(4)~~**(5)** "Executive branch official" or "official" means an elected official, an appointed official, or an employee in an executive branch agency.

~~(5)~~**(6)** "Expenditure" until January 1, 2009 means the gift or payment of money or any thing of value when the amount of value exceeds ten dollars for the purchase of food, drink, or refreshment for an executive branch official for the purpose of lobbying when the lobbyist or principal accounts, or would be expected to account, for the expenditure as an ordinary and necessary expense directly related to the active conduct of the lobbyist's, his employer's, or the

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principal's trade or business.

(5)(6) "Expenditure" on and after January 1, 2009 means the gift or payment of money or any thing of value for the purchase of food, drink, or refreshment for an executive branch official or for the spouse or minor child of an executive branch official and any gift or payment permitted by R.S. 42:1123(13) for the purpose of lobbying when the lobbyist or principal accounts, or would be expected to account, for the expenditure as an ordinary and necessary expense directly related to the active conduct of the lobbyist's, his employer's, or the principal's trade or business.

(6)(7) "Lobbying" or "to lobby" means any direct act or communication with an executive branch official, the purpose of which is to aid in influencing an executive branch action.

(7)(8) "Lobbyist" means either of the following:

(a) Any person who is employed or engaged for compensation to act in a representative capacity for the purpose of lobbying if lobbying constitutes one of the duties of such employment or engagement; and such person makes an expenditure as is defined in Paragraph (7) of this Section.

(b) however, Any person who is engaged or employed to provide a professional service to a person and incidental to such professional service such person communicates with an executive branch agency or official or makes an appearance or assists in an appearance with an executive branch agency or official shall not be a lobbyist unless such person or the person who engaged the professional services of or employed such person makes an expenditure as defined in Paragraph (7) of this Section.

(b) Any person who receives compensation of any kind, including reimbursement of expenditures, to act in a representative capacity when one of the functions for which compensation is paid is lobbying and makes expenditures as herein defined of five hundred dollars or more in a calendar year for the purpose of lobbying.

(8)(9) "Person" means an individual, partnership, committee, association, corporation, and any other organization or group of persons.

(10) "Principal duty" means as it relates to lobbying, means any activity or activities listed in Paragraph (7) of this Section, performed by an employee who meets the definition of Paragraph (9) of this Section, where an employer could reasonably expect the employee to engage in such activities for more than twenty percent of the employee's time, calculated on an annual basis, as the employee's condition of employment.

§73. Persons to whom applicable; exceptions

Except as otherwise provided in this Part relative to a principal or employer of a lobbyist, the provisions of this Part shall apply only to persons who are lobbyists as defined in R.S. 49:72. An elected or appointed public official or any designee of such an official acting in the performance of his public duties shall not be considered to be a lobbyist as defined in this Part, except where the person makes an expenditure pursuant to R.S. 49:72(7).

§78.1. Prohibited conduct; additional remedies; contract defeat or voidability

A.(1). No Except as provided in Subparagraph (2) of this Paragraph, no person shall enter into a contract to act in a representative capacity for the purpose of lobbying and fail to register or fail to file a supplemental registration providing the name and address of the person by whom he is employed or engaged and, if different, whose interests he represents pursuant to such contract as required by this Part.

(2) A person, who enters into a contract for reimbursement of expenses related to travel, lodging, phone calls, or postage and where the individual is not otherwise compensated, is not required to register pursuant to this Chapter.

AMENDMENT NO. 10

On page 3, line 13, change "Section 2" to "Section 3"

On motion of Senator Crowe, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Name, Yeas, Nays. Includes Mr. President, Adley, Alario, Amedee, Broome, Cassidy, Cheek, Cravins, Donahue, Dorsey, Duplessis, Dupre, Erdey, Gautreaux B, Gautreaux N, Gray, Hebert, Heitmeier, Jackson, Kostelka, LaFleur, Long, Marionneaux, Martiny, McPherson, Michot, Morrish, Mount, Murray, Nevers, Quinn, Riser, Shaw, Smith, Thompson, Walsworth.

Total - 36

NAYS

Total - 0

ABSENT

Crowe Shepherd

Total - 2

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

Notice Regarding Vote

Senator Crowe stated he appeared as absent on the vote on Senate Bill No. 499. He had intended to vote yea on the bill. He asked that the Official Journal so state.

Called from the Calendar

Senator Marionneaux asked that Senate Bill No. 398 be called from the Calendar at this time for its final passage.

SENATE BILL NO. 398—

BY SENATOR MARIONNEAUX

AN ACT

To amend and reenact R.S. 27:391(A) and to enact R.S. 27:391(D) and 392(B)(3)(e), relative to proceeds derived from slot machine gaming conducted at eligible live horse racing facilities; to provide for the distribution of proceeds derived from the taxes levied by the local governing authority of Iberville Parish on taxable net slot machine proceeds operated in Iberville Parish; to create the Iberville Parish Excellence Fund and require certain deposits to the fund; to provide for the operation of the fund; and to provide for related matters.

Floor Amendments Sent Up

Senator Marionneaux sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Marionneaux to Engrossed Senate Bill No. 398 by Senator Marionneaux

AMENDMENT NO. 1

On page 2, line 7, delete "forty-two" and insert "thirty nine and one half"

AMENDMENT NO. 2

On page 2, line 8, delete "forty-two" and insert "thirty-eight"

AMENDMENT NO. 3

On page 2, line 12, delete "**three**" and insert "**two**"

AMENDMENT NO. 4

On page 2, lines 15 through 19, delete "**one and one half**" and insert "**three**"

On motion of Senator Marionneau, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

| | | |
|---------------|-------------|-----------|
| Mr. President | Dupre | Michot |
| Adley | Gautreaux B | Morrish |
| Alario | Gautreaux N | Murray |
| Cassidy | Hebert | Quinn |
| Cheek | Heitmeier | Riser |
| Cravins | Jackson | Shepherd |
| Crowe | LaFleur | Thompson |
| Donahue | Marionneau | Walsworth |
| Dorsey | Martiny | |
| Duplessis | McPherson | |
| Total - 28 | | |

NAYS

| | | |
|-----------|--------|-------|
| Broome | Long | Smith |
| Erdey | Mount | |
| Kostelka | Nevers | |
| Total - 7 | | |

ABSENT

| | | |
|-----------|------|------|
| Amedee | Gray | Shaw |
| Total - 3 | | |

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

Called from the Calendar

Senator Donahue asked that Senate Bill No. 308 be called from the Calendar at this time for its final passage.

SENATE BILL NO. 308—
BY SENATOR DONAHUE

AN ACT

To amend and reenact Code of Civil Procedure Article 1425(C) and to enact Code of Civil Procedure Article 1425(F), relative to discovery and experts; to extend the deadline for filing expert witness disclosures; to provide for a pre-trial hearing regarding the qualifications and admissibility of testimony of an expert witness; to provide procedures for conducting the hearing and appealing the decision of the judge; and to provide for related matters.

Floor Amendments Sent Up

Senator Donahue sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Donahue to Engrossed Senate Bill No. 308 by Senator Donahue

AMENDMENT NO. 1

On page 1, delete line 17 and insert "date ~~or the date the case is to be ready for trial~~ or, if the evidence is intended solely"

AMENDMENT NO. 2

On page 2, delete lines 5 through 29 and insert

"F. (1) Any party may file a motion for a pretrial hearing to determine whether a witness qualifies as an expert or whether the methodologies employed by such witness are reliable under Articles 702 through 705 of the Louisiana Code of Evidence. The motion shall be filed not later than sixty days prior to trial and shall set forth sufficient allegations showing the necessity for these determinations by the court.

(2) The court shall hold a contradictory hearing and shall rule on the motion not later than thirty days prior to the trial. At the hearing, the court shall allow sufficient time for evidence to be adduced as to the qualifications and methodologies of the proposed witness based upon the provisions of Articles 702 through 705 of the Louisiana Code of Evidence.

(3) If the ruling of the court is made at the conclusion of the hearing, the court shall recite orally its findings of fact and reasons for judgment. If the matter is taken under advisement, the court shall render its ruling and provide written findings of fact and reasons for judgment not later than five days after the hearing.

(4) The findings of facts and reasons for judgment shall be made part of the record of the proceedings. The findings of facts and reasons for judgment shall specifically include and address:

(a) The elements required to be satisfied in order for a person to testify under Articles 702 through 705 of the Louisiana Code of Evidence.

(b) The evidence that has been presented at the hearing by a party in order to satisfy the requirements of Articles 702 through 705 of the Louisiana Code of Evidence at trial.

(c) A decision by the judge as to whether or not a person shall be allowed to testify under Articles 702 through 705 of the Louisiana Code of Evidence at trial.

(d) The reasons of the judge detailing in law and fact why a person shall be allowed or disallowed to testify under Articles 702 through 705 of the Louisiana Code of Evidence based upon the evidence presented at this hearing.

(5) A ruling of the court pursuant to the provisions of this Subsection shall be subject to appellate review as provided by law.

(6) Notwithstanding the time limitations set forth in Paragraphs (1), (2), and (3), by unanimous consent of the parties, and with approval by the court, a motion under this Subsection may be filed, heard, and ruled upon by the court at any time prior to trial. The ruling by the court on such motion shall include findings of fact and reasons for judgment complying with the provisions of Paragraph (4).

(7) The provisions of this Subsection shall not apply to testimony in an action for divorce or annulment of marriage, or to testimony in any ancillary proceedings or matters arising from such actions."

AMENDMENT NO. 3

On page 3, delete lines 1 through 15.

AMENDMENT NO. 4

On page 3, delete lines 16 and 17 and insert

"Section 2. The provisions of this Act shall not affect any action set for trial prior to the effective date of this Act."

On motion of Senator Donahue, the amendments were adopted.

Floor Amendments Sent Up

Senator Amedee sent up floor amendments which were read.

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SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Amedee to Engrossed Senate Bill No. 308 by Senator Donahue

AMENDMENT NO. 1

On page 3, after line 15, insert the following:

"(8) If the mover filing the motion authorized in this Subsection loses, he shall pay all costs of the proceedings, including but not limited to court cost and witness expenses."

Senator Amedee moved adoption of the amendments.

Senator Quinn objected.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President, Amedee, Broome, Cassidy, Dorsey, Duplessis, Dupre, Erdey, Total - 22, Gautreaux B, Gautreaux N, Gray, Hebert, Jackson, LaFleur, Marionneaux, Martiny, McPherson, Mount, Murray, Quinn, Shaw, Shepherd

NAYS

Adley, Alario, Cheek, Cravins, Crowe, Total - 15, Donahue, Heitmeier, Kostelka, Long, Morrish, Nevers, Riser, Smith, Thompson, Walsworth

ABSENT

Michot, Total - 1

The Chair declared the amendments were adopted.

Floor Amendments Sent Up

Senator Quinn sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Quinn to Engrossed Senate Bill No. 308 by Senator Donahue

AMENDMENT NO. 1

In the set of Senate Floor Amendments labeled #3608 proposed by Senator Donahue and adopted by the Senate, in Amendment No. 2, on page 1, line 47, after "marriage," insert "or to a separation in a covenant marriage or to a property partition," and after "any" insert "incidental or"

On motion of Senator Quinn, the amendments were adopted.

Floor Amendments Sent Up

Senator Shepherd sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Shepherd to Engrossed Senate Bill No. 308 by Senator Donahue

AMENDMENT NO. 1

On page 3, between lines 17 and 18, insert the following:

"Section 3. The provisions of Sections 1 and 2 of this Act shall become effective after a study is completed by the Louisiana Law Institute and the study is adopted by the Legislature."

AMENDMENT NO. 2

On page 3, line 18, change "3" to "4" and delete "This" and insert in lieu thereof "The provisions of Section 3 and this Section of this"

Senator Shepherd moved adoption of the amendments.

Senator Donahue objected.

ROLL CALL

The roll was called with the following result:

YEAS

Amedee, Dorsey, Gautreaux N, Jackson, Marionneaux, McPherson, Murray, Shepherd, Total - 8

NAYS

Adley, Cheek, Cravins, Crowe, Donahue, Duplessis, Dupre, Total - 24, Erdey, Gautreaux B, Heitmeier, Kostelka, LaFleur, Long, Martiny, Michot, Morrish, Nevers, Quinn, Riser, Shaw, Smith, Thompson, Walsworth

ABSENT

Mr. President, Broome, Total - 6, Cassidy, Gray, Hebert, Mount

The Chair declared the amendments were rejected.

Floor Amendments Sent Up

Senator Donahue sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Donahue to Engrossed Senate Bill No. 308 by Senator Donahue

AMENDMENT NO. 1

Delete the set of Senate Floor Amendments proposed by Senator Amedee and adopted by the Senate on May 28, 2008.

Senator Donahue moved adoption of the amendments.

Senator Amedee objected.

ROLL CALL

The roll was called with the following result:

YEAS

Adley, Cheek, Cravins, Crowe, Donahue, Total - 18, Duplessis, Dupre, Erdey, Kostelka, Long, Michot, Morrish, Nevers, Riser, Shaw, Thompson, Walsworth

NAYS

| | | |
|---------------|-------------|-----------|
| Mr. President | Gray | McPherson |
| Amedee | Hebert | Mount |
| Broome | Heitmeier | Murray |
| Cassidy | Jackson | Quinn |
| Dorsey | LaFleur | Shepherd |
| Gautreaux B | Marionneaux | Smith |
| Gautreaux N | Martiny | |
| Total - 20 | | |

ABSENT

Total - 0

The Chair declared the amendments were rejected.

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

ROLL CALL

The roll was called with the following result:

YEAS

| | | |
|---------------|-------------|-----------|
| Mr. President | Erdey | Morrish |
| Adley | Gautreaux B | Mount |
| Alario | Gautreaux N | Murray |
| Amedee | Gray | Nevers |
| Broome | Hebert | Quinn |
| Cassidy | Heitmeier | Riser |
| Cheek | Jackson | Shaw |
| Cravins | LaFleur | Shepherd |
| Crowe | Long | Smith |
| Donahue | Marionneaux | Thompson |
| Dorsey | Martiny | Walsworth |
| Duplessis | McPherson | |
| Dupre | Michot | |
| Total - 37 | | |

NAYS

Total - 0

ABSENT

Kostelka
Total - 1

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

Mr. President in the Chair

Called from the Calendar

Senator McPherson asked that Senate Bill No. 292 be called from the Calendar at this time for its final passage.

SENATE BILL NO. 292—
BY SENATOR MCPHERSON

AN ACT

To enact R.S. 9:2791.1, relative to access on navigable waters; to allow access to the overflow waters of navigable waters for the purposes of certain activities; to provide definitions, terms, and conditions; to provide relative to liability; and to provide for related matters.

Floor Amendments Sent Up

Senator Long sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Long to Engrossed Senate Bill No. 292 by Senator McPherson

AMENDMENT NO. 1

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

"E. The provisions of this Section shall not apply to parishes with populations not greater than 18,700 and not less than 18,000; not greater than 41,000 and not less than 40,000; not greater than 9,600 and not less than 9,500; not greater than 23,500 and not less than 23,400; and not greater than 16,900 and not less than 16,800 according to the last decennial count."

On motion of Senator Long, the amendments were adopted.

Floor Amendments Sent Up

Senator Adley sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Adley to Engrossed Senate Bill No. 292 by Senator McPherson

AMENDMENT NO. 1

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

"E. The provisions of this Section shall not apply to parishes with populations according to the latest federal decennial count of:

- (1) Greater than 98,000 and less than 100,000.**
- (2) Greater than 15,700 and less than 16,500.**
- (3) Greater than 41,500 and less than 42,500.**
- (4) Greater than 9,600 and less than 10,000."**

On motion of Senator Adley, the amendments were adopted.

Floor Amendments Sent Up

Senator Nevers sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Nevers to Engrossed Senate Bill No. 292 by Senator McPherson

AMENDMENT NO. 1

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

"E. The provisions of this Section shall not apply to a parish with the population according to the latest federal decennial count of:

- (1) Greater than 10,000, and less than 10,500.**
- (2) Greater than 191,000 and less than 195,000.**
- (3) Greater than 100,000 and less than 104,000.**
- (4) Greater than 45,000 and less than 47,000."**

On motion of Senator Nevers, the amendments were adopted.

Floor Amendments Sent Up

Senator Morrish sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Morrish to Engrossed Senate Bill No. 292 by Senator McPherson

AMENDMENT NO. 1

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

"E. The provisions of this Section shall not apply to a parish with a population according to the latest federal decennial census:

- (1) Greater than 59,000 and less than 55,000.**
- (2) Greater than 184,000 and less than 180,000.**

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- (3) Greater than 10,000 and less than 9,800.
- (4) Greater than 32,000 and less than 31,500."

On motion of Senator Morrish, the amendments were adopted.

Floor Amendments Sent Up

Senator Quinn sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Quinn to Engrossed Senate Bill No. 292 by Senator McPherson

AMENDMENT NO. 1

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

"E. The provisions of this Section shall not apply to parishes with populations greater than 455,000 and less than 415,000 according to the last decennial count."

On motion of Senator Quinn, the amendments were adopted.

Floor Amendments Sent Up

Senator Thompson sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Thompson to Engrossed Senate Bill No. 292 by Senator McPherson

AMENDMENT NO. 1

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

"E. The provisions of this Section shall not apply to parishes with populations according to the latest federal decennial census:

- (1) Less than 7,000.
- (2) Greater than 9,000 and less than 9,500.
- (3) Greater than 20,000 and less than 20,300.
- (4) Greater than 13,000 and less than 13,800.
- (5) Greater than 20,900 and less than 21,000."

On motion of Senator Thompson, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

| | | |
|------------|-------------|----------|
| Amedee | Gautreaux B | Mount |
| Broome | Gautreaux N | Murray |
| Cassidy | Hebert | Quinn |
| Dorsey | Heitmeier | Shepherd |
| Duplessis | Long | Smith |
| Dupre | McPherson | |
| Total - 17 | | |

NAYS

| | | |
|---------------|-------------|-----------|
| Mr. President | Erdey | Nevers |
| Adley | Kostelka | Riser |
| Alario | LaFleur | Shaw |
| Cheek | Marionneaux | Thompson |
| Cravins | Martiny | Walsworth |
| Crowe | Michot | |
| Donahue | Morrish | |
| Total - 19 | | |

ABSENT

Gray Jackson
Total - 2

The Chair declared the amended bill failed to pass.

Notice of Reconsideration

Senator McPherson, pursuant to Senate Rule Number 11.12, gave notice that before the expiration of the Morning Hour of the next succeeding legislative day of the Senate, he would move to reconsider the vote by which the bill failed to pass.

Called from the Calendar

Senator Murray asked that Senate Bill No. 611 be called from the Calendar at this time for its final passage.

SENATE BILL NO. 611—
BY SENATOR MURRAY

AN ACT

To amend and reenact R.S. 33:4720.56(19), 4720.59(A),(B)(1),(C),(D), and (E)(1),(4),(5), and (6), and 4720.60.1 and to enact R.S. 33:4720.56(20) and R.S. 33:4720.59(E)(7), relative to the New Orleans Redevelopment Authority; to provide authorization for the transfer of adjudicated properties from the city of New Orleans to the authority; to provide authorization for the purchase of properties by the authority at tax sales; to provide for the purchase of properties by the authority at code lien enforcement proceedings; to amend relative to the authority of the New Orleans Redevelopment Authority to conduct expedited quiet title and foreclosure proceedings; to provide for the removal of abandoned property; to provide of an effective date; and to provide for related matters.

Floor Amendments Sent Up

Senator Marionneaux sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Marionneaux on behalf of the Legislative Bureau to Engrossed Senate Bill No. 611 by Senator Murray

AMENDMENT NO. 1

On page 1, line 15, following "33:4720.56(20)" and before "and" delete ", "

AMENDMENT NO. 2

On page 1, line 16, following "4720.59(E)(7)" and before "hereby" change "is" to "are"

AMENDMENT NO. 3

On page 2, line 8, following "**with**" and before "**by**" change "**R.S. 13:2575(c)**" to "**R.S. 13:2575(C)**"

AMENDMENT NO. 4

On page 4, line 15, following "**the**" and before "**enumerated**" change "**power**" to "**powers**"

AMENDMENT NO. 5

On page 4, line 15, following "**Subsection A**" and before "**, the**" insert "**of this Section**"

AMENDMENT NO. 6

On page 4, line 22, following "**and**" and before "**has**" insert "**which**"

AMENDMENT NO. 7

On page 5, line 14, following "**This**" and before "**shall**" change "**Section**" to "**Paragraph**"

AMENDMENT NO. 8

On page 15, line 22, following "**authority**" delete "**Such**"

AMENDMENT NO. 9

On page 15, line 23, before "**shall not**" delete "**purchases by the authority**"

AMENDMENT NO. 10

On page 16, line 18, following "**Statutes**" delete "**of Louisiana**"

AMENDMENT NO. 11

On page 16, line 27, following "**to**" and before "**property**" change "**real**" to "**immovable**"

AMENDMENT NO. 12

On page 17, line 22, following "**and**" and before "**hearing**" change "**foreclose**" to "**foreclosure**"

AMENDMENT NO. 13

On page 18, line 1, following "**Subsection B**" and before "₂" insert "**of this Section**"

AMENDMENT NO. 14

On page 22, line 20, following "**provided in**" and before "**of**" change "**Paragraph (5) of Subsection L**" to "**Paragraph (L)(5)**"

AMENDMENT NO. 15

On page 23, line 20, following "**United States**" and before "₂" insert "**of America**"

AMENDMENT NO. 16

On page 23, line 24, following "**United States**" and before "**but**" insert "**of America**"

AMENDMENT NO. 17

On page 23, line 26, following "**United States**" and before "₂" insert "**of America**"

AMENDMENT NO. 18

On page 24, line 2, following "**United States**" and before "**are**" insert "**of America**"

On motion of Senator Marionneaux, the amendments were adopted.

Floor Amendments Sent Up

Senator Murray sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Murray to Engrossed Senate Bill No. 611 by Senator Murray

AMENDMENT NO. 1

On page 3, line 22, between "owner" and "as" insert "of the scheduled hearing by registered or certified mail at the address of the property owner"

AMENDMENT NO. 2

On page 17, line 22, between "**the**" and "**quiet**" insert "**expedited**"

AMENDMENT NO. 3

On page 18, line 24, delete "**Subsection L of**"

AMENDMENT NO. 4

On page 19, line 9, delete "**Subsection L of**"

AMENDMENT NO. 5

On page 19, line 16, delete "**Subsection L of**"

AMENDMENT NO. 6

On page 20, line 4, delete "**Subsection L of**"

AMENDMENT NO. 7

On page 20, line 9 and lines 26 and 27, delete "**Subsection L of**"

AMENDMENT NO. 8

On page 21, line 1, delete "**Subsection L of**"

AMENDMENT NO. 9

On page 21, line 3, change "**L**" to "**E**"

AMENDMENT NO. 10

On page 21, lines 12 and 13, delete "**Subsection L of**"

AMENDMENT NO. 11

On page 23, line 5, delete "**Subsection L of**"

On motion of Senator Murray, the amendments were adopted.

Floor Amendments Sent Up

Senator Murray sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Murray to Engrossed Senate Bill No. 611 by Senator Murray

AMENDMENT NO. 1

On page 2, line 13, after "**subdivision.**" delete the remainder of the line and delete line 14.

AMENDMENT NO. 2

On page 4, line 16, after "**may**" insert "**, pursuant to delegation of authority by the City of New Orleans,**"

AMENDMENT NO. 3

On page 15, delete lines 15 through 29

AMENDMENT NO. 4

On page 16, delete lines 1 through 25

AMENDMENT NO. 5

On page 16, line 26, change "**B**" to "**A**"

AMENDMENT NO. 6

On page 17, line 19, change "**C**" to "**B**"

AMENDMENT NO. 7

On page 18, line 6, change "**D**" to "**C**"

AMENDMENT NO. 8

On page 18, line 17, change "**E**" to "**D**"

AMENDMENT NO. 9

On page 18, line 20, change "**F**" to "**E**"

AMENDMENT NO. 10

On page 19, line 8, change "**G**" to "**F**"

AMENDMENT NO. 11

On page 19, line 15, change "**H**" to "**G**"

AMENDMENT NO. 12

On page 19, line 27, change "**I**" to "**H**"

AMENDMENT NO. 13

On page 20, line 15, change "**J**" to "**I**"

AMENDMENT NO. 14

On page 21, line 12, change "**K**" to "**J**"

AMENDMENT NO. 15
On page 21, line 17, change "L" to "K"

AMENDMENT NO. 16
On page 22, line 20, change "M" to "L"

AMENDMENT NO. 17
On page 22, line 26, change "N" to "M"

AMENDMENT NO. 18
On page 23, line 1, change "O" to "N"

AMENDMENT NO. 19
On page 23, line 4, change "P" to "O"

AMENDMENT NO. 20
On page 23, line 11, change "Q" to "P"

AMENDMENT NO. 21
On page 23, line 16, change "R" to "Q"

AMENDMENT NO. 22
On page 23, line 21, change "S" to "R"

AMENDMENT NO. 23
On page 24, line 3, change "T" to "S"

On motion of Senator Murray, 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

Table with 3 columns of names: Mr. President, Adley, Alario, Amedee, Broome, Cassidy, Cheek, Cravins, Crowe, Donahue, Dorsey, Duplessis, Dupre, Total - 37; Erdey, Gautreaux B, Gautreaux N, Gray, Hebert, Heitmeier, Kostelka, LaFleur, Long, Marionneaux, Martiny, McPherson, Michot; Morrish, Mount, Murray, Nevers, Quinn, Riser, Shaw, Shepherd, Smith, Thompson, Walsworth

NAYS

Total - 0

ABSENT

Jackson
Total - 1

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

Called from the Calendar

Senator Murray asked that Senate Bill No. 689 be called from the Calendar at this time for its final passage.

SENATE BILL NO. 689—
BY SENATOR MURRAY

AN ACT

To amend and reenact R.S. 27:391(A) and to enact R.S. 27:391(D), relative to proceeds derived from slot machine gaming conducted at eligible live horse racing facilities; to provide for the distribution of proceeds derived from the taxes levied by the local governing authority of Orleans Parish on taxable net slot machine proceeds operating in Orleans Parish; and to provide for related matters.

Floor Amendments Sent Up

Senator Murray sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Murray to Engrossed Senate Bill No. 689 by Senator Murray

AMENDMENT NO. 1

On page 1, line 2, after "27:391(A)" insert "and 392(C)(3) and (5)"

AMENDMENT NO. 2

On page 1, line 4, after "derived from" delete the remainder of the line

AMENDMENT NO. 3

On page 1, line 5, delete "governing authority of Orleans Parish on"

AMENDMENT NO. 4

On page 1, line 9, after "27:319(A)" delete "is" and insert "and 392(C)(3) and (5) are"

AMENDMENT NO. 5

On page 1, delete line 17 in its entirety and on page 2, delete lines 1 through 14 in their entirety and insert the following:

"D. In Orleans Parish, the local governing authority may levy taxes on the weekly taxable net slot machine proceeds not to exceed the following:

(1) Two percent upon the first seventy-five thousand dollars of taxable net slot machine proceeds.

(2) Two and one-half percent on the amount of taxable net slot machine proceeds above seventy-five thousand dollars but not in excess of seven hundred-fifty thousand dollars.

(3) Three percent on the amount of taxable net slot machine proceeds above seven hundred-fifty thousand dollars but not in excess of nine hundred-fifty thousand dollars.

(4) Three and one-half percent on the amount of taxable net slot machine proceeds above nine hundred-fifty thousand dollars but not in excess of one million dollars.

(5) Four percent on all taxable net slot machine proceeds in excess of one million dollars.

§392. Collection and disposition of fees and taxes

C. Notwithstanding the provisions of Subsection B of this Section to the contrary and after complying with the provisions of Paragraphs (1) through (3) of Subsection B of this Section, the state treasurer shall in each fiscal year deposit and credit the remaining portion of taxable net slot machine proceeds collected from the licensed eligible facility in Orleans Parish as follows:

(3) Twenty percent, not to exceed one hundred thousand dollars annually, shall be deposited in and credited to the ~~Algiers Economic Development Foundation~~ Lower Algiers Community Development Association Fund, hereinafter referred to in this Paragraph as the "fund", which is hereby established in the state treasury. Monies in the fund shall be withdrawn only pursuant to appropriation by the legislature and shall be used solely and exclusively by the ~~Algiers Economic Development Foundation~~ Lower Algiers Community Development Association. Monies in the fund shall be invested in the same manner as monies in the state general fund. Interest earned

on the investment of monies in the fund shall be credited to the fund. Unexpended and unencumbered monies in the fund at the end of the fiscal year shall remain in the fund.

* * *

(5) Five percent, not to exceed one hundred thousand dollars annually, shall be deposited in and credited to the ~~Beautification Project for New Orleans Neighborhoods~~ **New Orleans Police and Justice Foundation** Fund, hereinafter referred to in this Paragraph as the "fund", which is hereby established in the state treasury. Monies in the fund shall be withdrawn only pursuant to appropriation by the legislature and shall be used solely and exclusively by the ~~Beautification Project for New Orleans Neighborhoods, Inc~~ **New Orleans Police and Justice Foundation**. Monies in the fund shall be invested in the same manner as monies in the state general fund. Interest earned on the investment of monies in the fund shall be credited to the fund. Unexpended and unencumbered monies in the fund at the end of the fiscal year shall remain in the fund.

* * *

On motion of Senator Murray, 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 | Dupre | McPherson |
| Adley | Gautreaux B | Morrish |
| Alario | Gray | Murray |
| Amedee | Hebert | Shaw |
| Cheek | Heitmeier | Smith |
| Cravins | Jackson | Thompson |
| Dorsey | LaFleur | Walsworth |
| Duplessis | Martiny | |
| Total - 23 | | |

NAYS

| | | |
|-----------|-------|----------|
| Broome | Long | Riser |
| Erdey | Mount | Shepherd |
| Kostelka | Quinn | |
| Total - 8 | | |

ABSENT

| | | |
|-----------|-------------|--------|
| Cassidy | Gautreaux N | Nevers |
| Crowe | Marionneaux | |
| Donahue | Michot | |
| Total - 7 | | |

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

Called from the Calendar

Senator Murray asked that Senate Bill No. 6 be called from the Calendar at this time for its final passage.

SENATE BILL NO. 6—
BY SENATOR MURRAY

AN ACT

To enact R.S. 49:170.15, relative to state symbols; to designate the Sazerac as the official state cocktail; and to provide for related matters.

Floor Amendments Sent Up

Senator Smith sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Smith to Engrossed Senate Bill No. 6 by Senator Murray

AMENDMENT NO. 1

On page 1, line 3, delete "state" and after "cocktail" insert "of the city of New Orleans"

AMENDMENT NO. 2

On page 1, line 6, change "**State**" to "**New Orleans**"

AMENDMENT NO. 3

On page 1, line 7, after "**be an official**" delete "**state cocktail**" and insert "**cocktail of the city of New Orleans**" and after "**The official**" change "**state**" to "**New Orleans**"

AMENDMENT NO. 4

On page 1, line 11, after "**documents of the**" delete "**state**" and insert in lieu thereof "**city of New Orleans**" and after "**insignia of the**" delete "**state**" and insert in lieu thereof "**city of New Orleans**"

On motion of Senator Smith, 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 | Gautreaux B | McPherson |
| Adley | Gautreaux N | Michot |
| Alario | Gray | Mount |
| Amedee | Hebert | Murray |
| Cheek | Heitmeier | Quinn |
| Cravins | Jackson | Riser |
| Dorsey | LaFleur | Walsworth |
| Duplessis | Marionneaux | |
| Dupre | Martiny | |
| Total - 25 | | |

NAYS

| | | |
|-----------|----------|----------|
| Crowe | Long | Smith |
| Erdey | Shaw | Thompson |
| Kostelka | Shepherd | |
| Total - 8 | | |

ABSENT

| | | |
|-----------|---------|--------|
| Broome | Donahue | Nevers |
| Cassidy | Morrish | |
| Total - 5 | | |

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

Called from the Calendar

Senator Martiny asked that Senate Bill No. 718 be called from the Calendar at this time for its final passage.

SENATE BILL NO. 718—
BY SENATOR MARTINY

AN ACT

To amend and reenact R.S. 42:1124.2(A) and 1124.3(A), and to enact 42:1124.6, relative to financial disclosure; to require certain disclosures by appointed members of boards and commissions; and to provide for related matters.

Floor Amendments Sent Up

Senator Martiny sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Martiny to Engrossed Senate Bill No. 718 by Senator Martiny

AMENDMENT NO. 1

On page 1, line 2, after "R.S. 42:1124.2(A)" delete "and 1124.3(A)," and insert ", 1124.3(A), and 1124.4(A)(1), (C)(3), and (F),"

AMENDMENT NO. 2

On page 1, line 4, after "commissions;" insert "to provide for penalties;"

AMENDMENT NO. 3

On page 1, line 6, after "R.S. 42:1124.2(A)" delete "and R.S. 1124.3(A)" and insert ", 1124.3(A), and 1124.4(A)(1), (C)(3), and (F)"

AMENDMENT NO. 4

On page 1, line 12, after "persons," insert "except as provided in this Part, and" and after "administrator," delete the remainder of the line

AMENDMENT NO. 5

On page 1, line 13, delete "elected" member of the State Board of Elementary and Secondary Education,"

AMENDMENT NO. 6

On page 2, line 7, after the comma ", " delete the remainder of the line and delete lines 8 through 11

AMENDMENT NO. 7

On page 2, line 12, delete "million dollars,"

AMENDMENT NO. 8

On page 2, between lines 15 and 16 insert the following: "§1124.4. Penalties

A.(1) If a person fails to timely file a financial statement as required by R.S. 18:1495.7 or by R.S. 42:1124, 1124.2, or 1124.3, or 1124.6, or a person omits any information required to be included in the statement, or the board has reason to believe information included in the statement is inaccurate, the board shall notify the person of such failure, omission, or inaccuracy by sending him by certified mail a notice of delinquency immediately upon discovery of the failure, omission, or inaccuracy.

C. Penalties shall be assessed as follows:

(3) Fifty dollars per day for statements required by R.S. 42:1124.3 and 1124.6.

F. If a person who is required to disclose information required by R.S. 42:1124, 1124.2, or 1124.3, or 1124.6 discovers an error or inaccuracy in the information he disclosed and files an amendment to such disclosure correcting such error or inaccuracy prior to the receipt of a notice of delinquency, no penalties shall be assessed against the person, and the board shall replace the initial disclosure with the amendment thereto in the official records of the board."

AMENDMENT NO. 9

On page 2, line 17, after "commission," insert "including each member of the State Board of Elementary and Secondary Education,"

AMENDMENT NO. 10

On page 2, delete lines 27 through 29 and on page 3, delete lines 1 through 6 and insert the following:

(1) The full name and residence address of the individual who is required to file.

(2) The full name of the individual's spouse, if any, and the spouse's occupation and principal business address.

(3) The name of the employer, job title, and a brief job description of each full-time or part-time employment position held by the individual or spouse.

(4)(a) The name, address, brief description of, and nature of association with and the amount of interest in each business in which the individual or spouse is a director, officer, owner, partner, member, or trustee, and in which the individual or spouse, either individually or collectively, owns an interest which exceeds ten percent of that business.

(b) The name, address, brief description of, and nature of association with a nonprofit organization in which the individual or spouse is a director or officer.

(5) The name, address, type, and amount of each source of income received by the individual or spouse, or by any business in which the individual or spouse, either individually or collectively, owns an interest which exceeds ten percent of that business, which is received from any of the following:

(a) The state or any political subdivision as defined in Article VI of the Constitution of Louisiana.

(b) Services performed for or in connection with a gaming interest as defined in R.S. 18:1505.2(L)(3)(a)."

AMENDMENT NO. 11

On page 3, line 7, change "(2)" to "(6)"

AMENDMENT NO. 12

On page 3, line 10, change "(3)" to "(7)"

AMENDMENT NO. 13

On page 3, line 13, after "member" and before "the board" change "on" to "of"

AMENDMENT NO. 14

On page 3, line 14, after "commission" and before "." insert "to which such individual is appointed"

AMENDMENT NO. 15

On page 3, between lines 14 and 15, insert the following:

"D. For the purposes of this Section, the following words shall have the following meanings:

(1) "Business" shall have the same meaning as provided in R.S. 42:1124.

(2)(a) "Income" for a business shall mean gross income less both of the following:

(i) Costs of goods sold.

(ii) Operating expenses.

(b) "Income" for an individual shall mean taxable income and shall not include any income received pursuant to a life insurance policy.

(3) "Public office" shall have the same meaning as provided in R.S. 18:1483.

(4) "State board or commission" shall have the same meaning as provided in R.S. 42:1124.2.

E. In addition to the information required pursuant to Subsection C of this Section, each member of a board or commission shall submit additional information as required in this Subsection."

On motion of Senator Martiny, the amendments were adopted.

Floor Amendments Sent Up

Senator B. Gautreaux sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator B. Gautreaux to Engrossed Senate Bill No. 718 by Senator Martiny

AMENDMENT NO. 1

On page 1, line 3, after "by" insert "legislators and"

AMENDMENT NO. 2

On page 1, line 10, delete "member of the state legislature, each"

AMENDMENT NO. 3

On page 1, line 10, after "person" and before "holding" insert "other than a state legislator"

AMENDMENT NO. 4

On page 2, line 6, after "Each" insert "member of the state legislature, each"

Senator B. Gautreaux moved adoption of the amendments.

Senator Martiny objected.

ROLL CALL

The roll was called with the following result:

YEAS

| | | |
|-----------|-------------|----------|
| Cravins | Gautreaux B | Shepherd |
| Duplessis | Marionneaux | |
| Total - 5 | | |

NAYS

| | | |
|---------------|-----------|-----------|
| Mr. President | Erdey | Mount |
| Adley | Gray | Murray |
| Alario | Hebert | Nevers |
| Amedee | Heitmeier | Quinn |
| Broome | Jackson | Riser |
| Cassidy | Kostelka | Shaw |
| Cheek | Long | Smith |
| Donahue | Martiny | Thompson |
| Dorsey | Michot | Walsworth |
| Dupre | Morrish | |
| Total - 29 | | |

ABSENT

| | |
|-------------|-----------|
| Crowe | LaFleur |
| Gautreaux N | McPherson |
| Total - 4 | |

The Chair declared the amendments were rejected.

Senator Broome in the Chair

Floor Amendments Sent Up

Senator McPherson sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator McPherson to Engrossed Senate Bill No. 718 by Senator Martiny

AMENDMENT NO. 1

In the set of Senate Floor Amendments proposed by Senator Martiny and adopted by the Senate on May 28, 2008, delete Amendment Nos. 6 and 7.

AMENDMENT NO. 2

On page 1, line 13, after "Education," insert "each member of a state board or commission that has rule-making authority pursuant to the Administrative Procedure Act, R.S. 49:950 et seq., who receives a salary or other compensation for such public service in the amount of sixteen thousand eight hundred dollars or more per year or that has the authority to expend, disburse, or invest one million dollars or more of funds in a fiscal year,"

AMENDMENT NO. 3

On page 2, line 8, after "commission" insert "that has rule-making authority pursuant to the Administrative Procedure Act, R.S. 49:950 et seq.,"

AMENDMENT NO. 4

On page 2, line 11, after "thousand" insert "but less than one million"

Senator McPherson moved adoption of the amendments.

Senator Martiny objected.

ROLL CALL

The roll was called with the following result:

YEAS

| | | |
|-------------|-------------|-----------|
| Alario | Gautreaux N | Murray |
| Amedee | Hebert | Nevers |
| Dorsey | Jackson | Riser |
| Duplessis | Kostelka | Shaw |
| Dupre | LaFleur | Shepherd |
| Erdey | Long | Thompson |
| Gautreaux B | McPherson | Walsworth |
| Total - 21 | | |

NAYS

| | | |
|---------------|-----------|---------|
| Mr. President | Cravins | Morrish |
| Adley | Crowe | Mount |
| Broome | Donahue | Quinn |
| Cassidy | Heitmeier | Smith |
| Cheek | Martiny | |
| Total - 14 | | |

ABSENT

| | | |
|-----------|-------------|--------|
| Gray | Marionneaux | Michot |
| Total - 3 | | |

The Chair declared the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

| | | |
|------------|-------------|----------|
| Adley | Dupre | Morrish |
| Amedee | Erdey | Mount |
| Broome | Gautreaux B | Nevers |
| Cassidy | Gray | Quinn |
| Cheek | Heitmeier | Riser |
| Cravins | Jackson | Shaw |
| Crowe | Kostelka | Shepherd |
| Donahue | Long | Smith |
| Dorsey | Marionneaux | |
| Duplessis | Martiny | |
| Total - 28 | | |

NAYS

| | | |
|-------------|-----------|-----------|
| Alario | LaFleur | Murray |
| Gautreaux N | McPherson | Thompson |
| Hebert | Michot | Walsworth |
| Total - 9 | | |

ABSENT

| | |
|---------------|--|
| Mr. President | |
| Total - 1 | |

May 28, 2008

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

Mr. President in the Chair

Rules Suspended

Senator Mount asked for and obtained a suspension of the rules for the purpose of reverting to the Morning Hour.

Introduction of Resolutions, Senate and Concurrent

Senator Long asked for and obtained a suspension of the rules for the purpose of introducing and reading the following Resolutions, Senate and Concurrent, a first and second time and acting upon them as follows:

SENATE RESOLUTION NO. 96— BY SENATOR LONG

A RESOLUTION

To commend Chris Bourgeois and Troy Dison for their chivalry and willingness to assist members of the legislative spouses' auxiliary and to express appreciation for their act of tremendous kindness.

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

SENATE RESOLUTION NO. 97— BY SENATOR MARIONNEAUX

A RESOLUTION

To express the sincere and heartfelt condolences of the Senate of the Legislature of Louisiana to the family of United States Marine Corps Corporal Chris LeBleu upon his death from an illness contracted during his deployment to Operation Iraqi Freedom.

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

SENATE CONCURRENT RESOLUTION NO. 86— BY SENATOR LAFLEUR

A CONCURRENT RESOLUTION

To continue the Bayou Boeuf Advisory Committee and to require the advisory committee to study and make proposals to the Senate and House committees on transportation, highways and public works relative to uses of Bayou Boeuf, and the feasibility of the creation of a freshwater district along Bayou Boeuf from Alexandria to Washington in the parishes of Rapides, Avoyelles, Evangeline, and St. Landry.

The resolution was read by title and referred by the President to the Committee on Transportation, Highways and Public Works.

Messages from the House

The following Messages from the House were received and read as follows:

Message from the House

ASKING CONCURRENCE IN HOUSE BILLS AND JOINT RESOLUTIONS

May 28, 2008

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has finally passed and asks your concurrence in the following House Bills and Joint Resolutions:

HOUSE BILL NO. 720— BY REPRESENTATIVES JANE SMITH AND MILLS AN ACT

To enact R.S. 17:7(6)(f), relative to requirements for the granting of certification to certain teachers; to exempt certain foreign associate teachers from certain prerequisites for certification; to provide conditions for such exemption; to provide for legislative findings; and to provide for related matters.

HOUSE BILL NO. 1145— BY REPRESENTATIVE FOIL AN ACT

To amend and reenact R.S. 17:3351.6(B) and to enact R.S. 17:3351.6(A)(4), (5), and (6), relative to authorizing the Board of Supervisors of Louisiana State University and Agricultural and Mechanical College to increase tuition and nonresident fee amounts for students at the Paul M. Hebert Law Center; to authorize proportional amounts for part-time students and for summer sessions; to provide limitations; to provide for effectiveness; to provide for an effective date; and to provide for related matters.

HOUSE BILL NO. 1314— BY REPRESENTATIVE MICHAEL JACKSON AN ACT

To amend and reenact R.S. 17:1855(D)(2) and to enact R.S. 17:1855(D)(3), relative to tuition; to authorize the Board of Supervisors of Southern University and Agricultural and Mechanical College to increase tuition amounts for students in future years entering the law center; to authorize proportional amounts for part-time and for summer sessions; to provide limitations; to provide for effectiveness; and to provide for related matters.

HOUSE BILL NO. 1368— (Substitute for House Bill No. 819 by Representative Abramson)

BY REPRESENTATIVE ABRAMSON AN ACT

To amend and reenact R.S. 9:3145, relative to the New Home Warranty Act; to provide for delivery of notice; to provide for rules and regulations for the notice; and to provide for related matters.

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

House Bills and Joint Resolutions

Senator Mount asked for and obtained a suspension of the rules to take up at this time the following House Bills and Joint Resolutions just received from the House which were taken up, read a first and second time by their titles and acted upon as follows:

HOUSE BILL NO. 720— BY REPRESENTATIVES JANE SMITH AND MILLS AN ACT

To enact R.S. 17:7(6)(f), relative to requirements for the granting of certification to certain teachers; to exempt certain foreign associate teachers from certain prerequisites for certification; to provide conditions for such exemption; to provide for legislative findings; and to provide for related matters.

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

HOUSE BILL NO. 1145— BY REPRESENTATIVE FOIL AN ACT

To amend and reenact R.S. 17:3351.6(B) and to enact R.S. 17:3351.6(A)(4), (5), and (6), relative to authorizing the Board of Supervisors of Louisiana State University and Agricultural and Mechanical College to increase tuition and nonresident fee amounts for students at the Paul M. Hebert Law Center; to authorize proportional amounts for part-time students and for summer sessions; to provide limitations; to provide for effectiveness; to provide for an effective date; and to provide for related matters.

effectiveness; to provide for an effective date; and to provide for related matters.

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

HOUSE BILL NO. 1314—
BY REPRESENTATIVE MICHAEL JACKSON
AN ACT

To amend and reenact R.S. 17:1855(D)(2) and to enact R.S. 17:1855(D)(3), relative to tuition; to authorize the Board of Supervisors of Southern University and Agricultural and Mechanical College to increase tuition amounts for students in future years entering the law center; to authorize proportional amounts for part-time and for summer sessions; to provide limitations; to provide for effectiveness; and to provide for related matters.

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

HOUSE BILL NO. 1368— (Substitute for House Bill No. 819 by Representative Abramson)

BY REPRESENTATIVE ABRAMSON
AN ACT

To amend and reenact R.S. 9:3145, relative to the New Home Warranty Act; to provide for delivery of notice; to provide for rules and regulations for the notice; and to provide for related matters.

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

Reports of Committees

The following reports of committees were received and read:

**REPORT OF COMMITTEE ON
JUDICIARY B**

Senator Daniel R. Martiny, Chairman on behalf of the Committee on Judiciary B, submitted the following report:

May 28, 2008

To the President and Members of the Senate:

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

SENATE BILL NO. 642—
BY SENATOR MARTINY
AN ACT

To enact R.S. 15:574.9(G)(2)(e) and Code of Criminal Procedure Article 900(A)(6)(b)(vi), relative to probation and parole revocation; to amend the definition of a technical violation; to provide that testing positive for the presence of a controlled dangerous substance shall not be included in the definition of a technical violation; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 247—
BY REPRESENTATIVE WOOTON
AN ACT

To amend and reenact R.S. 27:306(A)(4)(b)(introductory paragraph) and (7)(a), relative to the Video Draw Poker Devices Control Law; to provide for the determination of the number of video draw poker devices operated at truck stops based upon average monthly fuel sales calculated annually; to provide for the operation of twenty-five video draw poker devices at new truck stop facilities for ninety days without average fuel sale requirements; to provide for average monthly fuel sales calculated quarterly for the first year of operation and for

monthly fuel sales calculated annually thereafter; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 937—
BY REPRESENTATIVES ST. GERMAIN AND AUBERT
AN ACT

To amend and reenact R.S. 4:211(5) and R.S. 27:353(4) and to enact R.S. 18:1300.24, relative to conducting live horse racing and pari-mutuel wagering in Iberville Parish; to provide for the calling and conducting of certain referendum elections in Iberville Parish relative to authorizing the conducting of horse racing and pari-mutuel wagering in the parish, authorizing the operation of an offtrack wagering facility in Iberville Parish, and authorizing an eligible horse racing facility in Iberville Parish to conduct slot machine gaming; to provide for the submission of propositions by the governing authority of Iberville Parish; to provide relative to the approval of the propositions by the voters; to provide for applicability; to amend the definition of eligible facility for the purposes of conducting slot machine gaming; to amend the definition of pari-mutuel facility for the purpose of offtrack wagering; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 1131— (Substitute for House Bill No. 450 by Representative Wooton)

BY REPRESENTATIVE WOOTON
AN ACT

To amend and reenact R.S. 27:44.1(D) and (G), relative to riverboat inspections; to provide for alternative inspections for riverboats licensed to conduct gaming activities; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 1147—
BY REPRESENTATIVE CROMER
AN ACT

To amend and reenact R.S. 40:1429, relative to the insurance fraud investigation unit within the Department of Public Safety and Corrections, public safety services, office of state police; to extend the termination date of the unit; and to provide for related matters.

Reported with amendments.

Respectfully submitted,
DANIEL R. MARTINY
Chairman

**REPORT OF COMMITTEE ON
JUDICIARY C**

Senator Lee "Jody" Amedee, Chairman on behalf of the Committee on Judiciary C, submitted the following report:

May 28, 2008

To the President and Members of the Senate:

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

HOUSE BILL NO. 39—
BY REPRESENTATIVE HAZEL
AN ACT

To enact R.S. 14:2(B)(41) and (42), relative to crimes of violence; to add battery of a police officer and battery of a correctional facility employee to the list of enumerated crimes of violence; and to provide for related matters.

Reported with amendments.

May 28, 2008

HOUSE BILL NO. 40—
BY REPRESENTATIVES HAZEL AND NORTON
AN ACT

To amend and reenact R.S. 14:82(B), (C), (D), and (E) and 82.1(B) and to enact R.S. 14:82(F) and 82.1(C), relative to prostitution; to provide with respect to the crimes of prostitution and prostitution involving persons under age seventeen; to provide for a definition of "sexual intercourse"; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 73—
BY REPRESENTATIVE AUSTIN BADON
AN ACT

To enact R.S. 14:95.1.2, relative to offenses affecting the public safety; to create the crime of illegally supplying a felon with ammunition; to provide for definitions; to provide for penalties; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 241—
BY REPRESENTATIVE WOOTON
AN ACT

To enact R.S. 14:72.1.1, relative to misappropriation without violence; to create the crime of forgery of insurance or an insurance identification card; to provide for definitions; to provide for penalties; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 251—
BY REPRESENTATIVES WOOTON AND BALDONE
AN ACT

To amend and reenact R.S. 15:574.10, relative to conviction of a felony while on parole; to provide that a new sentence of imprisonment of a conviction while a person is on parole shall be served concurrently; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 391—
BY REPRESENTATIVE WOOTON
AN ACT

To amend and reenact R.S. 15:542(D) and 542.1.4(A)(1) and to enact R.S. 15:542.1.4(A)(3), relative to sex offender registration; to provide with respect to the annual registration fee; to provide that the crime of failure to register as a sex offender shall include the failure to pay the registration fee; to provide for criminal penalties; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 400—
BY REPRESENTATIVE WOOTON
AN ACT

To amend and reenact R.S. 14:207(B), relative to motor vehicles; to provide relative to the removal or alteration of identifying numbers; to provide for penalties; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 413—
BY REPRESENTATIVE WOOTON
AN ACT

To enact R.S. 14:67.26, relative to the theft of a motor vehicle; to create the crime of theft of a motor vehicle; to provide for the procedure for reporting a theft of a motor vehicle; to provide for penalties; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 434—
BY REPRESENTATIVES WOOTON AND NORTON
AN ACT

To amend and reenact R.S. 15:1352(A)(introductory paragraph) and R.S. 51:723(A) and (B) and to enact R.S. 15:1352(A)(18), relative to securities violations; to provide for racketeering provisions to be included in violations of Louisiana Securities Law; to provide criminal penalties for violations of Louisiana Securities Law; to provide for restitution; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 478—
BY REPRESENTATIVE HENRY BURNS
AN ACT

To enact R.S. 14:108.2, relative to offenses affecting law enforcement; to create the crime of resisting a police officer with force or violence; to provide for definitions; to provide for penalties; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 586—
BY REPRESENTATIVE HARDY
AN ACT

To amend and reenact R.S. 15:262(C), relative to the protection of witnesses; to provide that witness protection may include the establishment of a new identity and relocation and twenty-four-hour security; to provide for legislative appropriation of funds; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 654—
BY REPRESENTATIVES WOOTON, ABRAMSON, ANDERS, ARMES, ARNOLD, AUBERT, AUSTIN BADON, BOBBY BADON, BALDONE, BILLIOT, BURFORD, HENRY BURNS, BURRELL, CARMODY, CHAMPAGNE, CHANEY, CONNICK, DOWNS, GALLOT, GISCLAIR, ELBERT GUILLORY, MICKEY GUILLORY, GUINN, HARDY, HARRISON, HAZEL, HENRY, HINES, HOFFMANN, HONEY, HOWARD, HUTTER, JOHNSON, ROSALIND JONES, KATZ, LEBAS, LEGER, LIGI, LOPINTO, LORUSSO, MORRELL, PEARSON, PONTI, POPE, PUGH, RICHARD, RICHARDSON, RICHMOND, ROY, SIMON, GARY SMITH, JANE SMITH, PATRICIA SMITH, TEMPLET, TRAHAN, TUCKER, WADDELL, WHITE, WILLIAMS, AND WILLMOTT
AN ACT

To amend and reenact R.S. 14:67.4(C), (D), and (E), 67.16(C)(4), (D), (E), (F), and (G), 67.22(C), 70.4(E)(1), (2), and (3), 71.1(B), and 72.2(B) and to enact R.S. 14:67.16(H), 67.22(D), 70.4(E)(4), 71.1(C), and 72.2(D), relative to offenses against property; to amend the criminal penalties for certain offenses against property; to require that persons convicted of certain offenses against property be ordered to make restitution; to provide for periodic payment plans when the offender is found to be indigent; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 751—
BY REPRESENTATIVE WOOTON
AN ACT

To enact R.S. 15:1352(A)(18), relative to racketeering; to add the crime of identity theft to the definition of "racketeering activity"; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 752—
BY REPRESENTATIVE MONICA
AN ACT

To amend and reenact R.S. 14:102.8(D) and (E), relative to the crime of injuring or killing of a police animal; to amend the criminal penalties for the crime of injuring or killing of a police animal; to require the offender to pay restitution; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 786—

BY REPRESENTATIVE PONTI

AN ACT

To amend and reenact R.S. 14:98(D)(1)(a) and (b)(introductory paragraph) and (E)(1)(a) and (b)(introductory paragraph), relative to offenses involving operating a vehicle while intoxicated; to provide with respect to the crime of operating a vehicle while intoxicated; to amend the criminal penalties for such crime; to provide relative to community service; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 1203—

BY REPRESENTATIVES HAZEL, HOWARD, AND DOWNS

AN ACT

To amend and reenact R.S. 14:67.12, relative to the theft of timber; to provide for the elements of the offense; to provide for criminal penalties for the theft of timber; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 1311—

BY REPRESENTATIVE PONTI

AN ACT

To amend and reenact R.S. 14:95(H), relative to the crime of illegal carrying of weapons; to provide for exceptions for United States attorneys and assistant United States attorneys and investigators when POST certified; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 1324—

BY REPRESENTATIVE GIROD JACKSON

AN ACT

To amend and reenact R.S. 14:80(A) and 80.1(A), relative to carnal knowledge of a juvenile; to amend the elements of felony carnal knowledge of a juvenile; to amend the elements of misdemeanor carnal knowledge of a juvenile; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 1359— (Substitute for House Bill No. 162 by Representative Girod Jackson)

BY REPRESENTATIVE GIROD JACKSON

AN ACT

To amend and reenact R.S. 15:542(F), relative to sex offender registration and notification requirements; to authorize certain persons convicted of carnal knowledge of a juvenile to petition the court to waive sex offender registration and notification provisions; to provide for procedures; to provide for eligibility; to provide for a contradictory hearing; and to provide for related matters.

Reported with amendments.

Respectfully submitted,
LEE "JODY" AMEDEE
Chairman

REPORT OF COMMITTEE ON

JUDICIARY A

Senator Julie Quinn, Chairman on behalf of the Committee on Judiciary A, submitted the following report:

May 28, 2008

To the President and Members of the Senate:

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

SENATE BILL NO. 652—

BY SENATOR MICHOT

AN ACT

To amend and reenact R.S. 40:1299.41(E)(1), 1299.42(A)(3), (B)(2) and (3)(a), 1299.43(C), 1299.44(A)(4) and (C)(5)(e), 1299.45(A)(1), 1299.47(A)(1)(e), (A)(3)through(5), and (M), and to enact R.S. 40:1299.41(A)(22) and (23), 1299.44(D)(2)(b)(xiv)and(xv), and (E) and 1299.47(A)(6),relative to medical malpractice; to add the definition of claims-made coverage; to allow the board to intervene in lawsuits under certain circumstances; to prevent a stipulation exceeding one hundred thousand dollars from being binding on the patient's compensation fund and providing a right for the patient's compensation fund to appeal the stipulated amount; to provide for the board to receive a copy of the complaint filed in court by a person having a claim subject to the Medical Malpractice Act and notice of the trial date; to provide for an effective date; and to provide for related matters.

Reported with amendments.

HOUSE CONCURRENT RESOLUTION NO. 27—

BY REPRESENTATIVES CONNICK AND MORRELL

A CONCURRENT RESOLUTION

To urge and request the Department of Public Safety and Corrections to develop and implement a policy which allows for certified copies of state identification cards to be used as substantiating documentation in obtaining a duplicate or replacement identification card.

Reported favorably.

HOUSE CONCURRENT RESOLUTION NO. 57—

BY REPRESENTATIVE FOIL

A CONCURRENT RESOLUTION

To urge and request the Louisiana State Law Institute to study and make recommendations on the revision, reorganization, and consolidation of the laws on registry with particular emphasis on the laws relative to the cancellation of mortgage and privilege inscriptions.

Reported favorably.

HOUSE BILL NO. 17—

BY REPRESENTATIVE ELLINGTON

AN ACT

To enact R.S. 13:961(F)(1)(t), relative to court reporters for the Thirty-Seventh Judicial District Court in Caldwell Parish; to provide for the fees to be charged for transcriptions and copies in all cases; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 27—

BY REPRESENTATIVE JOHNSON

AN ACT

To enact R.S. 33:452, relative to mayors' courts; to require the appointment of a court magistrate for the mayor's court in Evergreen; to provide for the powers of the magistrate; to provide for the salary of the magistrate; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 98—

BY REPRESENTATIVES LOPINTO, BILLIOT, CONNICK, HENRY, GIROD JACKSON, LABRUZZO, LIGI, TALBOT, AND WOOTON AND SENATOR MARTINY

AN ACT

To amend and reenact R.S. 42:1441.3(E) and (G), relative to public liability; to provide for civil liability for political subdivisions; to provide for the determination of master for liability purposes; to provide for political subdivisions acting as third-party payors; and to provide for related matters.

Reported favorably.

May 28, 2008

HOUSE BILL NO. 143—
BY REPRESENTATIVE CROMER
AN ACT

To enact R.S. 13:5202(E), relative to the City Court of Slidell; to provide for the civil jurisdictional amount for the small claims division; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 144—
BY REPRESENTATIVE CROMER
AN ACT

To amend and reenact R.S. 13:2487.2, relative to qualifications of office for the City Court of Slidell; to increase the time that a city judge must have been licensed to practice law in the state prior to his election; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 157—
BY REPRESENTATIVES CONNICK, BILLIOT, HENRY, LABRUZZO, LIGI, LOPINTO, WILLMOTT, AND WOOTON AND SENATORS HEITMEIER AND MARTINY
AN ACT

To amend and reenact R.S. 33:1373(D) and (E) and to enact R.S. 33:1373(F) and (G), relative to powers of parish governing authorities; to provide for civil judicial proceedings instituted on the environmental docket; to provide for appeals; to provide for security; to provide for contempt; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 298—
BY REPRESENTATIVE ELLINGTON
AN ACT

To enact R.S. 13:2115, relative to the City Court of Winnsboro; to authorize the transfer of surplus or unclaimed funds from the court's civil fee account to the court's general operational fund; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 495—
BY REPRESENTATIVES LOPINTO, BILLIOT, CONNICK, LABRUZZO, LIGI, TALBOT, AND WOOTON AND SENATORS ALARIO, MARTINY, AND QUINN
AN ACT

To amend and reenact R.S. 29:723(3.1) and to enact R.S. 29:723(3.2), (3.3), and (3.4) and 730.3, relative to providing for evacuations and curfews during a disaster or state of emergency; to provide for definitions for voluntary, mandatory, and forced evacuations, and for essential or critical workforce; to authorize a parish president to issue evacuation orders; to authorize the governor to order evacuations; to provide for exceptions to a mandatory evacuation order; to authorize the forcible removal or arrest of persons in violation; to authorize the implementation of curfews; to authorize the regulation of assembly and sale of specific items; to provide for the lifting of the evacuation order; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 497—
BY REPRESENTATIVE EDWARDS
AN ACT

To amend and reenact R.S. 13:841.2, relative to the clerk of court of the Twenty-First Judicial District; to provide for the expenditure of certain fees; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 527—
BY REPRESENTATIVE TIM BURNS
AN ACT

To amend and reenact Chapter 1 of Title II of Book III of the Civil Code, to be comprised of Articles 1467 through 1469, and Chapter 5 of Title II of Book III of the Civil Code, to be comprised of Articles 1523 through 1569.1, relative to donations; to provide relative to methods of acquiring property gratuitously; to provide rules on donations; to provide formal requirements for making donations; to provide for effectiveness of donations; to provide rules for the acceptance of donations; to provide for exceptions to the rule of irrevocability of donations; to provide for revocation for ingratitude; to provide for dissolution of donations; to provide actions for dissolving donations; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 548—
BY REPRESENTATIVE FOIL
AN ACT

To amend and reenact Code of Civil Procedure Articles 927, 1005, 1354, 1355, 1471, 1551(A), 1916, and 2592 and to repeal Code of Civil Procedure Article 1913(E), relative to the continuous revision of the Code of Civil Procedure; to provide for the preemptory exception; to provide for affirmative defenses; to provide for subpoenas duces tecum; to provide for service of subpoenas by private person; to provide for the failure to comply with an order compelling discovery; to provide for pretrial conferences and orders; to provide for the preparation of judgments and signing of judgments; to provide for the use of summary proceedings; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 1118—
BY REPRESENTATIVE CHAMPAGNE
AN ACT

To amend and reenact R.S. 16:17(C), relative to the salary of victims assistance coordinators; to increase their annual salary; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 1179—
BY REPRESENTATIVE FOIL
AN ACT

To amend and reenact the heading of Part X of Chapter 1 of Code Title II of Code Book III of Title 9 of the Louisiana Revised Statutes of 1950 and to enact R.S. 9:2242, relative to trusts; to provide for service of process; to provide for the appointment of a registered agent; to provide for the resignation of a registered agent; to provide for successor agents; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 1204—
BY REPRESENTATIVE WILLIAMS
AN ACT

To enact R.S. 13:2586(C)(5) and 2589(C), relative to justice of the peace courts in Caddo Parish; to provide for jurisdiction over property standards violations; to provide for summons and subpoenas by constables; to provide for reimbursement; and to provide for related matters.

Reported favorably.

Respectfully submitted,
JULIE QUINN
Chairman

REPORT OF COMMITTEE ON

COMMERCE, CONSUMER PROTECTION AND INTERNATIONAL AFFAIRS

Senator Ann D. Duplessis, Chairman on behalf of the Committee on Commerce, Consumer Protection and International Affairs, submitted the following report:

May 28, 2008

To the President and Members of the Senate:

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

SENATE BILL NO. 433—

BY SENATOR MARIONNEAUX
AN ACT

To amend and reenact R.S. 9:3573.2(B)(5), relative to the Louisiana consumer credit law; to provide an exception to licensing requirements for certain attorneys; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 566—

BY SENATOR CROWE
AN ACT

To enact Chapter 34 of Title 25 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 25:1311 through 1316, relative to the Louisiana Wetlands Conservation and Hurricane Protection Tourist Center; to provide for legislative intent; to provide for creation, domicile, and membership; to provide for powers and duties; to provide for donations and grants; to provide for operating funds; to provide for rules; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 790—

BY SENATOR CROWE
AN ACT

To enact Part 1-A of Chapter 20 of Title 39 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 39:2010 through 2021, relative to the Louisiana Initiative for Small Entrepreneurships (Hudson Initiative); to provide for small entrepreneurship procurements; to provide for goals and objectives; to provide for an effective date; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 42—

BY REPRESENTATIVE MONTOUCKET
AN ACT

To amend and reenact R.S. 32:791(I), relative to used motor vehicle dealers; to repeal an exemption that used motor vehicle dealers selling certain all-terrain vehicles not be required to carry minimum garage liability insurance coverage; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 43—

BY REPRESENTATIVE GEYMANN
AN ACT

To amend and reenact R.S. 51:1943(A)(1), relative to express warranties on new motor vehicles; to provide for changes in express warranties on new motor vehicles; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 65—

BY REPRESENTATIVE MORRIS
AN ACT

To amend and reenact R.S. 40:1730.22(A) and (D), relative to the Louisiana State Uniform Construction Code Council; to provide for term limits on members of the council and a term limit for its chairman; to provide for payment of expenses and mileage incurred by members while attending council meetings; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 177—

BY REPRESENTATIVES PONTI AND SCHRODER
AN ACT

To amend and reenact R.S. 40:1573(3) and 1578.7(B), relative to the State Uniform Fire Prevention Code; to provide for definitions; to provide for exemptions to the State Uniform Fire Prevention Code; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 197—

BY REPRESENTATIVE EDWARDS
AN ACT

To amend and reenact R.S. 32:1261(2)(j), relative to the repair of school buses; to allow additional service providers for body work performed on school buses; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 198—

BY REPRESENTATIVE ARNOLD
AN ACT

To amend and reenact R.S. 40:1730.22(C), 1730.26(2), and 1730.28(A)(introductory paragraph) and (C), relative to the adoption of the state uniform construction code; to provide for the adoption of an amendment to the state uniform construction code after a showing that the amendment provides a reasonable degree of affordability; to require the review and evaluation of each new edition of the International Residential Code upon its release; to require the update of the state uniform construction code within two years of the release of the latest edition; to require the evaluation, adoption, and amendment of only the latest editions of the codes and standards comprising the state uniform construction code; to require the evaluation and adoption of the latest edition of the International Residential Code; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 208—

BY REPRESENTATIVE ARNOLD
AN ACT

To amend and reenact R.S. 36:746(A)(introductory paragraph), (B), (C), and (D) and R.S. 49:229(A) and (C)(introductory paragraph) and (3), relative to the First Stop Shop within the Department of State; to change the name from the First Stop Shop to the office of GeauxBiz; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 220—

BY REPRESENTATIVE ARNOLD
AN ACT

To amend and reenact R.S. 37:2156(A), 2168, and 2188(A), relative to licensing by the Louisiana State Licensing Board for Contractors; to provide for single or multiple year licensing of contractors; to provide for new expiration dates on a contractor's license; to provide for certain options for new licenses; and to provide for related matters.

Reported with amendments.

May 28, 2008

HOUSE BILL NO. 448—

BY REPRESENTATIVE PONTI
AN ACT

To amend and reenact R.S. 37:3283(A)(1) and (C) and to enact R.S. 37:3272(A)(19), relative to security operations managers; to define security operations managers; to require the registration of security operations managers; to require administrative rules regarding the registration card; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 449—

BY REPRESENTATIVE PONTI
AN ACT

To amend and reenact R.S. 37:3276(A)(4) and 3276.1(A), relative to the licensing suitability requirements of owners, officers, and directors of private security companies; to provide for minimum qualifications for licensing and suitability; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 500—

BY REPRESENTATIVE ARNOLD
AN ACT

To amend and reenact R.S. 34:1121(B)(introductory paragraph) and (3) and (9), relative to the composition of the Pilotage Fee Commission; to add an alternate at-large member to the commission; to provide for the level of participation of the alternate; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 502—

BY REPRESENTATIVE ARNOLD
AN ACT

To enact R.S. 32:702(16) and 718, relative to the sale of auto hulks; to provide for the definition of auto hulk; to provide for regulation of the sale of an auto hulk to a scrap metal processor or a licensed automotive dismantler and parts recycler; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 517—

BY REPRESENTATIVE WHITE
AN ACT

To amend and reenact R.S. 37:599(B), relative to per diem paid by the Louisiana Board of Cosmetology; to provide for changes to per diem paid to members of the board; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 545—

BY REPRESENTATIVE ARNOLD
AN ACT

To amend and reenact R.S. 51:912.21(6) and (8), 912.22(5), (6), and (9), 912.23(1)(e), 912.24, 912.25(3), and 912.27(C) and to enact R.S. 51:912.21(10), relative to minimum standards for installation of manufactured homes; to provide for definitions; to provide for minimum standards for installation of manufactured homes; to provide for the design of foundations and piers; to provide for installation standards for anchors and tie-downs; to provide for installation standards for used manufactured homes in hurricane zones; to provide for installation permit stickers; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 553—

BY REPRESENTATIVE ARNOLD
AN ACT

To amend and reenact R.S. 51:911.22(10)(introductory paragraph), 911.24(J)(2) and (L), and 911.34 and to enact R.S. 51:911.22(13) and (14), relative to the Uniform Standards Code for Manufactured Housing; to provide for definitions; to provide for changes in guidelines for a retailer's license; to provide for guidelines for suits filed by the Louisiana Manufactured Housing Commission; to provide for a venue for a suit filed by the commission; to provide for reasonable costs payable to the commission; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 920—

BY REPRESENTATIVE FANNIN
AN ACT

To amend and reenact R.S. 40:1730.22(A), 1730.23(A) and (C), 1730.24(B), 1730.25, 1730.30(A) and (B), and 1730.35(B), relative to the Louisiana State Uniform Construction Code; to prohibit a per diem or other compensation for the Louisiana State Uniform Construction Code Council; to provide for registration of third-party providers; to prohibit officers or providers from conducting a plan review or inspections in certain circumstances; to provide for discretionary acts by government agencies, employees, and officials; to define residential accessory structure; to exempt certain residential accessory structures from regulation; to provide for changes to the application and issuance of certificates of registration; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 939—

BY REPRESENTATIVE ARNOLD
AN ACT

To amend and reenact R.S. 45:1162, relative to the salaries of the Louisiana Public Service Commission; to increase the salaries for the members of the Louisiana Public Service Commission; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 941—

BY REPRESENTATIVE TALBOT
AN ACT

To enact R.S. 40:1730.40, relative to enforcement of building codes by municipalities and parishes; to provide for provisions of the state constitution and home rule charters in relation to the state construction code; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 1170—

BY REPRESENTATIVE ARNOLD
AN ACT

To enact R.S. 32:1274(E), relative to licensing fees charged by the Louisiana Motor Vehicle Commission; to provide for licensing fees of warrantors; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 1308—

BY REPRESENTATIVE ELLINGTON
AN ACT

To amend and reenact R.S. 40:1730.23(A), relative to inspections of commercial and residential structures; to allow the office of state fire marshal to conduct plan reviews and inspections on commercial structures; and to provide for related matters.

Reported with amendments.

Respectfully submitted,
ANN D. DUPLESSIS
Chairman

Message from the House**SIGNED HOUSE CONCURRENT RESOLUTIONS**

May 28, 2008

To the Honorable President and Members of the Senate:

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

HOUSE CONCURRENT RESOLUTION NO. 2—

BY REPRESENTATIVES ROBIDEAUX, ABRAMSON, ANDERS, ARMES, ARNOLD, AUBERT, BOBBY BADON, BALDONE, BARRAS, BILLIOT, BURFORD, HENRY BURNS, BURRELL, CHAMPAGNE, CHANDLER, CHANEY, CORTEZ, DIXON, DOERGE, DOWNS, ELLINGTON, FANNIN, GALLOT, GISCLAIR, MICKEY GUILLORY, GUINN, HARDY, HARRISON, HENDERSON, HINES, HOFFMANN, HOWARD, ROSALIND JONES, SAM JONES, KATZ, LABRUZZO, LAFONTA, LEGER, MILLS, MORRELL, PEARSON, PETERSON, PONTI, POPE, PUGH, RICHARDSON, RITCHIE, SCHRODER, SIMON, SMILEY, GARY SMITH, JANE SMITH, PATRICIA SMITH, ST. GERMAIN, TEMPLET, TRAHAN, TUCKER, WADDELL, WHITE, WILLIAMS, WILLMOTT, AND WOOTON AND SENATORS ADLEY, ALARIO, AMEDEE, BROOME, CASSIDY, CHAISSON, CHEEK, CRAVINS, CROWE, DORSEY, DUPLESSIS, DUPRE, B. GAUTREAU, N. GAUTREAU, GRAY, HEBERT, HEITMEIER, JACKSON, LAFLEUR, LONG, MARIONNEAUX, MARTINY, MCPHERSON, MICHOT, MOUNT, MURRAY, NEVERS, RISER, SMITH, THOMPSON, AND WALSWORTH

A CONCURRENT RESOLUTION

To approve a cost-of-living increase requested by the board of trustees of the Louisiana State Employees' Retirement System (LASERS) of up to three percent for LASERS retirees, survivors, and beneficiaries, effective July 1, 2008.

HOUSE CONCURRENT RESOLUTION NO. 150—

BY REPRESENTATIVE JANE SMITH AND SENATOR ADLEY

A CONCURRENT RESOLUTION

To commend First Baptist Church of Bossier City upon its celebration of "25 Years Together" and to recognize Dr. Fred and Leigh Lowery and its other leaders and members for their unwavering commitment to their faith community.

HOUSE CONCURRENT RESOLUTION NO. 152—

BY REPRESENTATIVE JOHNSON AND SENATOR LAFLEUR

A CONCURRENT RESOLUTION

To commend the Tunica-Biloxi Tribe of Louisiana for its many contributions to the state and to proclaim Thursday, May 22, 2008, as Tunica-Biloxi Day.

HOUSE CONCURRENT RESOLUTION NO. 25—

BY REPRESENTATIVE ST. GERMAIN AND SENATOR DUPRE

A CONCURRENT RESOLUTION

To suspend until sixty days after final adjournment of the 2009 Regular Session of the Legislature Part IV-A of Chapter 4 of Title 34 of the Louisiana Revised Statutes of 1950, comprised of R.S. 34:852.1 through 852.22, relative to titling of vessels in the state of Louisiana.

HOUSE CONCURRENT RESOLUTION NO. 60—

BY REPRESENTATIVES MORRELL, LEGER, AND PETERSON AND SENATOR DUPLESSIS

A CONCURRENT RESOLUTION

To direct the Ernest N. Morial-New Orleans Exhibition Hall Authority, the New Orleans Metropolitan Convention and Visitors Bureau, and other public bodies to recognize the official name of the Ernest N. Morial Convention Center-New Orleans though an alternative form may be used for marketing purposes.

HOUSE CONCURRENT RESOLUTION NO. 156—

BY REPRESENTATIVE CARTER

A CONCURRENT RESOLUTION

To recognize May 2008 as National Skin Cancer Awareness Month in Louisiana.

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

Respectfully submitted,
ALFRED W. SPEER

Clerk of the House of Representatives

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

Message from the House**SIGNED HOUSE BILLS AND JOINT RESOLUTIONS**

May 28, 2008

To the Honorable President and Members of the Senate:

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

HOUSE BILL NO. 28—

BY REPRESENTATIVE RICHMOND

AN ACT

To enact Code of Criminal Procedure Article 334.2, relative to bail; to provide that a person arrested for a crime of violence shall not be released on his own recognizance; and to provide for related matters.

HOUSE BILL NO. 46—

BY REPRESENTATIVE MILLS

AN ACT

To amend and reenact R.S. 40:964(Schedule I)(A), (B)(14), (C), (D)(1) and (2), and (E), (Schedule II)(A)(1)(introductory paragraph) and (i) through (q), (B), (C)(introductory paragraph) and (1) and (2), (D)(introductory paragraph) and (2) through (4), and (E), and (Schedule III)(A)(introductory paragraph), (B), (D)(2), and (E), and to enact R.S. 40:964(Schedule II)(A)(1)(r) and (6), (C)(3), (D)(5) and (6), and (F) and (Schedule V)(A)(6), (C), and (D), and to repeal R.S. 40:964(Schedule III)(A)(5), relative to the Controlled Dangerous Substances Law; to organize the drugs in Schedules I, II, III, and V to be consistent with the federal controlled substances designations; and to provide for related matters.

HOUSE BILL NO. 49—

BY REPRESENTATIVE GARY SMITH

AN ACT

To enact R.S. 46:1053(C)(2)(f), relative to hospital service districts in St. Charles Parish; to provide relative to the per diem that members of hospital service district commissions receive; and to provide for related matters.

HOUSE BILL NO. 116—

BY REPRESENTATIVE ROSALIND JONES

AN ACT

To amend and reenact R.S. 13:587.2(A), relative to divisions of court of the Fourth Judicial District; to authorize the judges of the court to designate a division of court as a specialty division; and to provide for related matters.

HOUSE BILL NO. 118—

BY REPRESENTATIVES BALDONE AND WOOTON

AN ACT

To amend and reenact R.S. 14:402(D)(5) and to enact R.S. 14:402(D)(9), relative to contraband; to amend the definition of "contraband" with respect to alcoholic beverages and certain pieces of communication equipment; and to provide for related matters.

HOUSE BILL NO. 126—

BY REPRESENTATIVES BALDONE AND WOOTON

AN ACT

To enact R.S. 46:1844(N)(4), relative to crime victims and witnesses; to provide with respect to duties of the Department of Public

May 28, 2008

Safety and Corrections, corrections services; to provide with respect to providing a crime victim with a recent photograph of an inmate prior to his release; and to provide for related matters.

HOUSE BILL NO. 130—
BY REPRESENTATIVE ROSALIND JONES
AN ACT

To amend and reenact R.S. 13:587.2(A), relative to divisions of court of the Fourth Judicial District; to authorize the judges of the court to designate a division of court as a specialty division; and to provide for related matters.

HOUSE BILL NO. 252—
BY REPRESENTATIVE PUGH
AN ACT

To enact R.S. 33:423.19, relative to the city of Ponchatoula; to provide with respect to the powers of the chief of police; to authorize the chief of police to take certain personnel actions; and to provide for related matters.

HOUSE BILL NO. 292—
BY REPRESENTATIVES WHITE, BOBBY BADON, BALDONE, HENRY BURNS, GALLOT, GISCLAIR, ELBERT GUILLORY, HARDY, HARRISON, HAZEL, HENDERSON, HINES, LAFONTA, MARCHAND, NORTON, NOWLIN, PETERSON, RICHARDSON, RICHMOND, ROY, SIMON, GARY SMITH, JANE SMITH, ST. GERMAIN, TRAHAN, TUCKER, WADDELL, AND WILLIAMS
AN ACT

To enact Code of Criminal Procedure Article 893(E)(3), relative to the drug court division probation program; to provide for the dismissal of prosecutions upon successful completion; to provide for exceptions; and to provide for related matters.

HOUSE BILL NO. 311—
BY REPRESENTATIVE GARY SMITH
AN ACT

To amend and reenact R.S. 33:103(C)(1)(a), relative to the zoning commission in St. Charles Parish; to authorize an increase in the per diem paid to commission members for attending meetings; and to provide for related matters.

HOUSE BILL NO. 418—
BY REPRESENTATIVE MICKEY GUILLORY
AN ACT

To amend and reenact R.S. 14:134.3(C), relative to the crime of abuse of office; to provide for an exception in the case of an elected official responding to his constituency; and to provide for related matters.

HOUSE BILL NO. 528—
BY REPRESENTATIVE LAMBERT
AN ACT

To amend and reenact R.S. 30:2366(C) and (D), relative to the Hazardous Materials Information Development, Preparedness, and Response Act; to provide for the one-call notification system for release notifications; to provide for notification requirements; and to provide for related matters.

HOUSE BILL NO. 566—
BY REPRESENTATIVE HUTTER
AN ACT

To amend and reenact R.S. 48:205(A), relative to general administrative functions of the Department of Transportation and Development; to authorize a notice when the purchase exceeds twenty-five thousand dollars to persons who furnish commodities by notice sent through an electronic interactive environment; to provide for an effective date; and to provide for related matters.

HOUSE BILL NO. 567—
BY REPRESENTATIVE PERRY
AN ACT

To amend and reenact R.S. 40:1149(B), relative to operators of water systems; to provide for the presence of certified operators while certain systems are in operation; and to provide for related matters.

HOUSE BILL NO. 631—
BY REPRESENTATIVE SCHRODER
AN ACT

To amend and reenact R.S. 15:440.5(C), relative to videotapes of protected persons in criminal prosecutions; to provide for the discovery, delivery, custody, and retention of videotaped statements of protected persons; to provide for damages for unauthorized disclosures; and to provide for related matters.

HOUSE BILL NO. 632—
BY REPRESENTATIVE SCHRODER
AN ACT

To enact R.S. 14:81.5, relative to new crimes; to create the crime of unlawful possession of videotapes of protected persons under R.S. 15:440.1 et seq.; to provide for definitions; to provide for penalties; and to provide for related matters.

HOUSE BILL NO. 788—
BY REPRESENTATIVE DOWNS
AN ACT

To enact R.S. 48:235 and to repeal R.S. 30:2534, relative to the adopt-a-road program; to transfer the adopt-a-road program to the Department of Transportation and Development; to repeal the adopt-a-road program within the Department of Environmental Quality; and to provide for related matters.

HOUSE BILL NO. 1123—
BY REPRESENTATIVES LITTLE AND NORTON AND SENATOR WALSWORTH
AN ACT

To amend and reenact R.S. 14:103.1(C), relative to the crime of emanation of excessive sound or noise; to provide for increased penalties; and to provide for related matters.

HOUSE BILL NO. 1126—
BY REPRESENTATIVE POPE
AN ACT

To amend and reenact R.S. 14:67.16(A)(1) and to enact R.S. 14:67.16(A)(3), relative to identity theft; to amend the definition of "disabled person"; to provide for the definition of "person"; and to provide for related matters.

HOUSE BILL NO. 1146—
BY REPRESENTATIVE LOPINTO
AN ACT

To amend and reenact R.S. 40:2405(C), relative to peace officer training requirements; to exempt certain part-time and reserve officers from peace officer training requirements; and to provide for related matters.

HOUSE BILL NO. 1196—
BY REPRESENTATIVES LAFONTA, AUSTIN BADON, BURRELL, CARMODY, DIXON, FRANKLIN, GUINN, HARDY, MARCHAND, AND RITCHIE
AN ACT

To amend and reenact R.S. 30:2113(D), relative to the Louisiana Nuclear Energy and Radiation Control Law; to provide for prohibitions on transportation of certain radioactive waste; and to provide for related matters.

HOUSE BILL NO. 1352— (Substitute for House Bill No. 44 by Representative Mickey Guillory)
BY REPRESENTATIVE MICKEY GUILLORY
AN ACT

To amend and reenact R.S. 14:56(A) and to enact R.S. 14:56(B)(4), relative to criminal damage to property; to provide that the crime of simple criminal damage to property shall include the intentional damaging to rental property; to authorize the court to order restitution in cases of simple criminal damage to property; and to provide for related matters.

HOUSE BILL NO. 50—
BY REPRESENTATIVE ELLINGTON
AN ACT

To enact R.S. 33:2711.24, relative to municipal sales and use taxes; to authorize the governing authority of the city of Winnsboro to levy and collect an additional sales and use tax; to provide for

voter approval; to provide for the use of the proceeds of such tax; and to provide for related matters.

HOUSE BILL NO. 51—
BY REPRESENTATIVE ELLINGTON
AN ACT

To enact R.S. 33:2740.18.3, relative to the city of Winnsboro; to authorize the governing authority of the city to levy and collect a hotel occupancy tax subject to voter approval; to provide for the use of such tax; and to provide for related matters.

HOUSE BILL NO. 54—
BY REPRESENTATIVE MICKEY GULLORY AND SENATOR N. GAUTREAUX
AN ACT

To amend and reenact R.S. 40:539(C)(1), relative to local housing authorities; to provide relative to the executive director of a local housing authority; to require a local housing authority to enter into an employment contract with the executive director; to provide relative to the term of the contract; to provide relative to the compensation of the executive director and other terms of employment; and to provide for related matters.

HOUSE BILL NO. 170—
BY REPRESENTATIVE TALBOT
AN ACT

To amend and reenact Section 3 of Act No. 222 of the 2005 Regular Session of the Legislature, as amended by Act No. 21 of the 2007 Regular Session of the Legislature, relative to the transfer of certain state property in Jefferson Parish; to extend the termination date of the Act; and to provide for related matters.

HOUSE BILL NO. 171—
BY REPRESENTATIVE HUTTER AND SENATOR CROWE
AN ACT

To amend and reenact R.S. 56:421(D), relative to the Louisiana Oyster Task Force; to authorize reimbursement of expenses associated with serving on the task force; and to provide for related matters.

HOUSE BILL NO. 184—
BY REPRESENTATIVE KATZ
AN ACT

To amend and reenact R.S. 17:170(D), relative to immunization of persons entering schools, kindergartens, colleges, proprietary or vocational schools, and day care centers for the first time; to provide for the electronic transmission of immunization compliance reports; to provide for the promulgation of rules and regulations by the Department of Health and Hospitals; and to provide for related matters.

HOUSE BILL NO. 203—
BY REPRESENTATIVE ST. GERMAIN
AN ACT

To repeal R.S. 25:1225, relative to the Atchafalaya Trace Commission; to repeal the sunset of the Atchafalaya Trace Commission.

HOUSE BILL NO. 227—
BY REPRESENTATIVES ROBIDEAUX, ABRAMSON, ARMES, ARNOLD, BOBBY BADON, BALDONE, BARRAS, BARROW, BILLIOT, BURFORD, HENRY BURNS, TIM BURNS, BURRELL, CARMODY, CHAMPAGNE, CORTEZ, DIXON, DOERGE, DOWNS, GISCLAIR, GUINN, HARDY, HINES, HOFFMANN, ROSALIND JONES, KATZ, LABRUZZO, LAFONTA, LEGER, MILLS, MONTOUCET, MORRELL, MORRIS, PEARSON, PETERSON, POPE, RICHARDSON, SMILEY, JANE SMITH, TRAHAN, TUCKER, AND WOOTON AND SENATORS CASSIDY, B. GAUTREAUX, AND HEBERT
AN ACT

To amend and reenact R.S. 11:2258(C), relative to the Firefighters' Retirement System; to provide for survivor's benefits; to provide for continuation of benefits for a surviving spouse of a disability retiree; to provide for an effective date; and to provide for related matters.

HOUSE BILL NO. 231—
BY REPRESENTATIVES DOERGE, ARNOLD, MONTOUCET, AND POPE AND SENATORS B. GAUTREAUX AND HEBERT
AN ACT

To amend and reenact R.S. 11:314(A)(introductory paragraph), 315(A)(introductory paragraph), and 2261(A), relative to the Firefighters' Retirement System; to provide with respect to the management of system funds; to exempt the system from the requirement of constructively engaging certain companies with facilities or employees or both in prohibited nations; to provide an effective date; and to provide for related matters.

HOUSE BILL NO. 305—
BY REPRESENTATIVE AUSTIN BADON
AN ACT

To amend and reenact R.S. 17:95, relative to requirements that the superintendent of a city, parish, or other local public school board serve as the treasurer of certain school funds and perform specified duties; to remove the exception applicable to Orleans Parish; to provide an effective date; and to provide for related matters.

HOUSE BILL NO. 306—
BY REPRESENTATIVE AUSTIN BADON
AN ACT

To amend and reenact R.S. 17:91, relative to certain supervisory duties and responsibilities of the superintendent of a city, parish, or other local public school system, including but not limited to duties pertaining to the office of the secretary of the school board; to remove certain exceptions, prohibitions, and requirements applicable to Orleans Parish; to provide an effective date; and to provide for related matters.

HOUSE BILL NO. 309—
BY REPRESENTATIVE POPE AND SENATOR NEVERS
AN ACT

To amend and reenact R.S. 11:1302(B), relative to the State Police Pension and Retirement System; to provide for the length of terms of elected members of the board of trustees; to provide for an effective date; and to provide for related matters.

HOUSE BILL NO. 354—
BY REPRESENTATIVE PERRY
AN ACT

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

HOUSE BILL NO. 355—
BY REPRESENTATIVE POPE
AN ACT

To amend and reenact R.S. 11:1162(A)(6), relative to the Louisiana School Employees' Retirement System; to provide with respect to districts from which certain members of the board of trustees are elected by system members; to provide an effective date; and to provide for related matters.

HOUSE BILL NO. 433—
BY REPRESENTATIVE WILLIAMS
AN ACT

To amend and reenact R.S. 11:1942.1(C), relative to the Parochial Employees' Retirement System; to provide relative to court reporters employed by Caddo Parish who are paid separately for transcriptions; to provide for computation of benefits for such reporters; to provide for contributions; and to provide for related matters.

HOUSE BILL NO. 481—
BY REPRESENTATIVE ABRAMSON
AN ACT

To amend and reenact R.S. 22:1379(3)(f), relative to the Louisiana Insurance Guaranty Association; to provide for the definition of "covered claim"; to provide relative to the net worth exclusion applicable to insureds; and to provide for related matters.

May 28, 2008

HOUSE BILL NO. 521—
BY REPRESENTATIVE MONTOUCEZ
AN ACT

To amend and reenact R.S. 11:208 and 2223(B)(4), relative to the Municipal Police Employees' Retirement System; to provide with respect to disability retirement; to provide for non-service disability retirement eligibility; to provide for an effective date; and to provide for related matters.

HOUSE BILL NO. 544—
BY REPRESENTATIVES HUTTER AND DOWNS
AN ACT

To amend and reenact R.S. 48:250.2, relative to design-build contracts; to expand the authority of the Department of Transportation and Development for design-build contracts; to authorize the secretary to select projects or combine a program of projects utilizing the design-build method; to provide for an effective date; and to provide for related matters.

HOUSE BILL NO. 576—
BY REPRESENTATIVE TRAHAN
AN ACT

To enact R.S. 49:191(3)(m) and to repeal R.S. 49:191(2)(d), relative to the Department of Education, including provisions to provide for the re-creation of the Department of Education and the statutory entities made a part of the department by law; to provide for the effective termination date for all statutory authority for the existence of such statutory entities; and to provide for related matters.

HOUSE BILL NO. 620—
BY REPRESENTATIVE LORUSSO
AN ACT

To enact R.S. 36:802.22(E)(1)(d), relative to New Orleans City Park and the New Orleans City Park Improvement Association and its board of commissioners; to provide relative to audits of the park, the association, and its board and for the responsibility of the park, the association, and its board, and of the Department of Culture, Recreation and Tourism relative to such audits; and to provide for related matters.

HOUSE BILL NO. 668—
BY REPRESENTATIVE DOWNS
AN ACT

To amend and reenact R.S. 33:5161(A)(2) and (B)(3) and to enact R.S. 33:5161(B)(2)(c) and 5162, relative to post-employment benefits funds established by political subdivisions; to provide relative to the management and investment of such funds; to provide for authorized and prohibited investments; to provide relative to asset allocation; to authorize the retention of investment managers or advisors; to provide for penalties; and to provide for related matters.

HOUSE BILL NO. 785—
BY REPRESENTATIVE HUTTER
AN ACT

To amend and reenact R.S. 32:427(A)(4) and (5), relative to the operation of commercial motor vehicles; to provide for willful violations of the operation of commercial motor vehicles; and to provide for related matters.

HOUSE BILL NO. 797—
BY REPRESENTATIVE POPE
AN ACT

To amend and reenact R.S. 11:1541, relative to the Clerks' of Court Retirement and Relief Fund; to provide for the length of terms of elected members of the board of trustees; to provide for an effective date; and to provide for related matters.

HOUSE BILL NO. 839—
BY REPRESENTATIVE HUTTER
AN ACT

To enact R.S. 32:361.2(D) and 361.3(C), relative to the tinting of motor vehicle windows; to prohibit holders of security and medical exemptions from tinting the area below the top six inches of the windshield; and to provide for related matters.

HOUSE BILL NO. 848—
BY REPRESENTATIVE HUTTER
AN ACT

To amend and reenact R.S. 56:433(B) and to reenact R.S. 56:433(G), relative to taking oysters from public seed grounds; to provide for a period of time for harvest of seed oysters; to provide for a period of time for the harvest of oysters generally from the seed grounds; to provide for a sacking only area east of the Mississippi River in Plaquemines Parish; and to provide for related matters.

HOUSE BILL NO. 1014—
BY REPRESENTATIVE MORRIS AND SENATOR B. GAUTREAUX
AN ACT

To amend and reenact R.S. 11:1461, 1761(B), and 2225(A)(7)(c), relative to the Assessors' Retirement Fund, Municipal Employees' Retirement System, and Municipal Police Employees' Retirement System; to provide for a cost-of-living adjustment; to provide legislative exemption for the purpose thereof; to provide for recipients of the cost-of-living adjustment; to provide for an effective date; and to provide for related matters.

HOUSE BILL NO. 1026—
BY REPRESENTATIVE DOVE
AN ACT

To amend and reenact R.S. 30:153, relative to mineral leases; to provide for administration of certain leases by the State Mineral Board; and to provide for related matters.

HOUSE BILL NO. 1110—
BY REPRESENTATIVE DOERGE
AN ACT

To amend and reenact R.S. 11:2262(D)(1) and (2), relative to the Firefighters' Retirement System; to provide with respect to the pension accumulation fund, employer contributions, and the interest rate applicable to collection of delinquent employee and employer contributions; to provide for an effective date; and to provide for related matters.

HOUSE BILL NO. 1128—
BY REPRESENTATIVE HENRY BURNS
AN ACT

To amend and reenact R.S. 30:10(A)(2)(b)(i), relative to drilling units; to provide for a landowner's election to participate in a drilling unit; to provide for the risk charge for a nonparticipant or an owner who fails to participate as elected; and to provide for related matters.

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

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

The House Bills and Joint Resolutions contained herein were signed by the President of the Senate.

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

ENROLLMENTS

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

May 28, 2008

To the President and Members of the Senate:

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

The following Senate Concurrent Resolution has been properly enrolled:

SENATE CONCURRENT RESOLUTION NO. 81—
BY SENATOR MOUNT

A CONCURRENT RESOLUTION

To commend and congratulate Rosalie Marie "Poddy" Leveque Champeaux upon the occasion of her retirement.

Respectfully submitted,
ROBERT W. "BOB" KOSTELKA
Chairman

The foregoing Senate Concurrent Resolution was signed by the President of the Senate.

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

ENROLLMENTS

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

May 28, 2008

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. 13—
BY SENATOR DUPRE

AN ACT

To amend and reenact R.S. 56:302.3(B)(2)(a), relative to recreational gear licenses; to provide for hoop nets; to change the number of allowable hoop nets; to provide for age requirements; and to provide for related matters.

SENATE BILL NO. 47—
BY SENATOR MCPHERSON

AN ACT

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

SENATE BILL NO. 48—
BY SENATOR MCPHERSON

AN ACT

To enact R.S. 56:1847(63), relative to state natural and scenic rivers; to include certain waters within the state natural and scenic rivers system; and to provide for related matters.

SENATE BILL NO. 67—
BY SENATORS DUPRE AND WALSWORTH AND REPRESENTATIVES ST. GERMAIN AND DOVE

AN ACT

To enact R.S. 49:191(4)(a) and to repeal R.S. 49:191(2)(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. 68—
BY SENATOR DUPRE AND REPRESENTATIVES ST. GERMAIN, BOBBY BADON, HENRY BURNS, CHAMPAGNE, FOIL, GISCLAIR, HARRISON, LITTLE, MONTOUCET AND PERRY

AN ACT

To amend and reenact R.S. 56:699.6, relative to firearm and hunter education exemption; to allow certain military personnel and POST-certified law enforcement officers to file for firearm and

hunter education exemption at certain offices; and to provide for related matters.

SENATE BILL NO. 124—

BY SENATOR DUPRE AND REPRESENTATIVE DOVE
AN ACT

To enact R.S. 49:191(4) and to repeal R.S. 49:191(2)(b) relative to the Department of Natural Resources, including provisions to provide for the re-creation of the Department of Natural Resources and the statutory entities made a part of the department by law; to provide for the effective termination date for all statutory authority for the existence of such statutory entities; and to provide for related matters.

SENATE BILL NO. 133—

BY SENATOR DONAHUE AND REPRESENTATIVES ANDERS, ARNOLD, AUSTIN BADON, BOBBY BADON, BALDONE, BARRAS, BARROW, BILLIOT, BURFORD, HENRY BURNS, CARMODY, CHAMPAGNE, CHANEY, CROMER, DANAHAY, DOWNS, EDWARDS, GISCLAIR, GREENE, GUINN, HARRISON, HAZEL, HENRY, HOFFMANN, HOWARD, HUTTER, KATZ, LAFONTA, LAMBERT, LEGER, LIGI, LITTLE, LOPINTO, MILLS, MONICA, MORRELL, NOWLIN, PEARSON, PONTI, POPE, PUGH, RICHARD, RICHARDSON, RITCHIE, ROY, SCHRODER, SIMON, SMILEY, GARY SMITH, JANE SMITH, ST. GERMAIN, TALBOT, TEMPLET, TRAHAN, TUCKER, WHITE, WILLMOTT AND WOOTON
AN ACT

To amend and reenact R.S. 3:266(14) and R.S. 38:2212(B), relative to the Louisiana Agricultural Finance Authority; to require the Louisiana Agricultural Finance Authority to comply with public bid laws; and to provide for related matters.

SENATE BILL NO. 175—

BY SENATOR THOMPSON
AN ACT

To amend and reenact R.S. 2:135.3(B) and R.S. 36:621(C)(1), relative to the office of agricultural and environmental sciences; to make a technical correction to the name of the office of agricultural and environmental sciences; and to provide for related matters.

SENATE BILL NO. 321—

BY SENATOR HEBERT
AN ACT

To amend and reenact R.S. 49:316.1(A)(2)(a) and (c), relative to the administration of state government; to provide the Department of Environmental Quality with authority to accept credit cards for payment of obligations owed to the state through use of a third-party processor to collect a convenience fee to adequately cover transaction fees; and to provide for related matters.

SENATE BILL NO. 550—

BY SENATOR THOMPSON
AN ACT

To amend and reenact R.S. 3:1311(2) and (3), 1312(A), (C), the introductory paragraph of (F), and (F)(2), 1313(B)(7), 1314, 1316, and the introductory paragraph of 1317 and to enact R.S. 3:1316.1 through 1316.3 and 1319 and to repeal R.S. 3:1312(G), relative to fertilizer regulation; to provide relative to violations; to provide for adjudicatory proceedings; to provide for penalties; to provide relative to deficiency assessments; to prohibit municipalities, parishes, local governmental entities or governing authorities of any group or association, private or public, having jurisdiction over a specific geographic area from enacting ordinances, laws, subdivision restrictions or regulations regarding fertilizers; to provide for rulemaking authority; to provide for technical corrections; and to provide for related matters.

SENATE BILL NO. 619—

BY SENATOR THOMPSON
AN ACT

To repeal Part I-C of Chapter 5 of Title 3 of the Louisiana Revised Statutes of 1950, comprised of R.S. 3:445.1 through 445.10, R.S. 36:629(D)(4) and (5), R.S. 39:1482(D) and (G) and 1572(A)(3) and (4), relative to the marketing of crawfish; to repeal the Louisiana Crawfish Market Development Authority; to remove statutory references; and to provide for related matters.

SENATE BILL NO. 635—
BY SENATORS THOMPSON AND WALSWORTH
AN ACT

To amend and reenact R.S. 3:3801(A), (B), and (C), 3803(14), 3804(A), 3807(B)(4), 3808(D) and 3815 and to repeal R.S. 3:3807(B)(6) and 3808(F), relative to the Horticulture Commission; to consolidate the professions of horticulturist and landscape contractor into one licensed profession known as "landscape horticulturist"; to provide relative to license powers; to provide for transition provisions; and to provide for related matters.

SENATE BILL NO. 22—
BY SENATOR DUPRE AND REPRESENTATIVE ST. GERMAIN
AN ACT

To amend and reenact R.S. 56:325.4(D)(1), relative to finfish stock assessment report; to require such report to be submitted to the legislature biennially; and to provide for related matters.

SENATE BILL NO. 130—
BY SENATOR DUPLESSIS
AN ACT

To amend and reenact R.S. 9:3516(26), relative to the Louisiana Consumer Credit Law; to provide for prepaid finance charges; to provide for definitions; and to provide for related matters.

SENATE BILL NO. 327—
BY SENATOR MICHOT
AN ACT

To amend and reenact R.S. 6:969.18(A), relative to the Motor Vehicle Sales Finance Act; to provide for documentation and compliance fees; and to provide for related matters.

SENATE BILL NO. 39—
BY SENATOR DUPLESSIS
AN ACT

To enact R. S. 49:191(4) and to repeal R.S. 49:191(2)(g), relative to the Department of Culture, Recreation and Tourism, including provisions to provide for the re-creation of the Department of Culture, Recreation and Tourism and the statutory entities made a part of the department by law; to provide for the effective termination date for all statutory authority for the existence of such statutory entities; and to provide for related matters.

SENATE BILL NO. 101—
BY SENATOR MORRISH
AN ACT

To enact R.S. 13:2075.1, relative to the City Court of Jennings; to authorize the transfer of surplus filing fees and costs in the court's civil fee account; and to provide for related matters.

SENATE BILL NO. 401—
BY SENATOR CASSIDY
AN ACT

To enact Part LII-A of Chapter 5 of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:1300.135, relative to Medicaid enrollment guidelines for organ transplant centers; to provide for enrollment guidelines; to provide for rules and regulations; to provide for exceptions; and to provide for related matters.

SENATE BILL NO. 406—
BY SENATOR WALSWORTH
AN ACT

To amend and reenact R.S. 40:1394.1, relative to state police; to provide with respect to the salary schedule report; and to provide for related matters.

SENATE BILL NO. 52—
BY SENATOR MARTINY
AN ACT

To amend and reenact R.S. 14:35.1(A)(1) and (B) and to enact R.S. 14:35.1(A)(3), relative to battery of certain workers; to provide for the crime of battery of an adult protective service worker; to provide for the elements of such crime; to provide for definitions; to provide for criminal penalties; and to provide for related matters.

SENATE BILL NO. 55—
BY SENATOR MORRISH
AN ACT

To amend and reenact Code of Civil Procedure Art. 4843(F), relative to the jurisdiction of city courts; to provide relative to the City Court of Jennings; to increase the jurisdictional amount in dispute in such court; and to provide for related matters.

SENATE BILL NO. 261—
BY SENATOR JACKSON
AN ACT

To amend and reenact R.S. 40:2803(D), relative to the Interagency Task Force on the Future of Family Medicine; to provide for the effective termination date for all statutory authority for the existence of the Interagency Task Force on the Future of Family Medicine; and to provide for related matters.

SENATE BILL NO. 263—
BY SENATOR SMITH
AN ACT

To amend and reenact R.S. 14:110.1(A), relative to the offense of jumping bail; to provide for clarification of failing to appear when ordered by the court; and to provide for related matters.

SENATE BILL NO. 283—
BY SENATORS CROWE, ADLEY, ALARIO, AMEDEE, BROOME, CASSIDY, CHAISSON, CHEEK, DONAHUE, DORSEY, DUPLESSIS, DUPRE, B. GAUTREAUX, GRAY, HEBERT, HEITMEIER, KOSTELKA, LONG, MARTINY, MCPHERSON, MICHOT, MORRISH, MOUNT, MURRAY, NEVERS, QUINN, RISER, SHAW, SHEPHERD, SMITH, THOMPSON AND WALSWORTH
AN ACT

To name the boat launch located at United States Highway 90 and Pearl River in Slidell, Louisiana as the "Edward C. Scogin Memorial Boat Launch.

SENATE BILL NO. 352—
BY SENATOR N. GAUTREAUX AND REPRESENTATIVE PERRY
AN ACT

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

SENATE BILL NO. 731—
BY SENATORS DUPRE, THOMPSON AND WALSWORTH
AN ACT

To authorize and provide for the transfer of certain state properties; to provide for transfer of certain state properties in the parish of East Baton Rouge; to provide for the property description; to provide for reservation of mineral rights; to provide terms and conditions; and to provide for related matters.

SENATE BILL NO. 641—
BY SENATOR THOMPSON
AN ACT

To enact R.S. 3:1604(J) and 1604.1, relative to the Boll Weevil Eradication Commission; to provide relative to travel reimbursement; to provide for the powers and duties of the commissioner and the commission; and to provide for related matters.

Respectfully submitted,
ROBERT W. "BOB" KOSTELKA
Chairman

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

ATTENDANCE ROLL CALL

PRESENT

| | | |
|---------------|-------------|---------|
| Mr. President | Erdey | Michot |
| Adley | Gautreaux B | Morrish |
| Alario | Gautreaux N | Mount |
| Amedee | Gray | Murray |

| | | |
|------------|------------|-----------|
| Broome | Hebert | Nevers |
| Cassidy | Heitmeier | Quinn |
| Cheek | Jackson | Riser |
| Cravins | Kostelka | Shaw |
| Crowe | LaFleur | Shepherd |
| Donahue | Long | Smith |
| Dorsey | Marionneau | Thompson |
| Duplessis | Martiny | Walsworth |
| Dupre | McPherson | |
| Total - 38 | | |

ABSENT

Total - 0

Adjournment

Senator Broome moved that the Senate adjourn until Thursday, May 29, 2008, at 9:00 o'clock A.M.

The President of the Senate declared the Senate adjourned until 9:00 o'clock A.M. on Thursday, May 29, 2008.

GLENN A. KOEPP
Secretary of the Senate

LYNDA E. WHEELER
Journal Clerk

