

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

SIXTEENTH DAY'S PROCEEDINGS

**Forty-Second Regular Session of the Legislature
Under the Adoption of the
Constitution of 1974**

Senate Chamber
State Capitol
Baton Rouge, Louisiana

Tuesday, April 12, 2016

The Senate was called to order at 2:20 o'clock P.M. by Hon. John A. Alario Jr., President of the Senate.

Morning Hour

CONVENING ROLL CALL

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

PRESENT

Mr. President	Claitor	Mizell
Allain	Cortez	Morrish
Appel	Gatti	Peacock
Barrow	Hewitt	Perry
Boudreaux	Johns	Peterson
Brown	Lambert	Riser
Carter	Long	Ward
Chabert	Milkovich	White
Total - 24		

ABSENT

Bishop	LaFleur	Smith, G.
Colomb	Luneau	Smith, J.
Donahue	Martiny	Tarver
Erdey	Mills	Thompson
Fannin	Morrell	Walsworth
Total - 15		

The President of the Senate announced there were 24 Senators present and a quorum.

Prayer

The prayer was offered by Pastor Denny Duron, following which the Senate joined in the Pledge of Allegiance to the flag of the United States of America.

Reading of the Journal

On motion of Senator Riser, the reading of the Journal was dispensed with and the Journal of April 11, 2016, was adopted.

Introduction of Senate Resolutions

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

SENATE RESOLUTION NO. 49—

BY SENATOR CLAITOR

A RESOLUTION

To recognize Tuesday, April 12, 2016, as DASH Diet Day at the Louisiana Senate and to commend LSU's Pennington Biomedical Research Center for its contributions to developing the DASH Diet, an acclaimed nutritional weight-loss program.

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

SENATE RESOLUTION NO. 50—

BY SENATOR LAFLEUR

A RESOLUTION

To commend Louisiana State University Boyd Professor of Chemistry, Dr. Isiah Warner, upon his designation as the Southeastern Conference Professor of the Year, having been chosen from its fourteen member universities.

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

**Introduction of
Senate Concurrent Resolutions**

SENATE CONCURRENT RESOLUTION NO. 59—

BY SENATOR LONG

A CONCURRENT RESOLUTION

To commend and congratulate the Chehardy family upon earning the Political Family of Officeholders Award.

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

SENATE CONCURRENT RESOLUTION NO. 60—

BY SENATOR ALARIO

A CONCURRENT RESOLUTION

To commend the Louisiana Restaurant Association (LRA) upon celebrating its seventieth anniversary.

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

**Senate Resolutions on
Second Reading**

SENATE RESOLUTION NO. 41—

BY SENATOR PEACOCK

A RESOLUTION

To recognize Wednesday, April 13, 2016, as LSU System Day at the State Capitol.

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

SENATE RESOLUTION NO. 42—

BY SENATOR CLAITOR

A RESOLUTION

To commend Mary Bird Perkins - Our Lady of the Lake Cancer Center on hosting "Fest for Life", a minority cancer awareness event, on April 16, 2016.

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

SENATE RESOLUTION NO. 43—

BY SENATOR COLOMB

A RESOLUTION

To recognize Tuesday, April 12, 2016, as Equal Pay Day in the state of Louisiana.

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

SENATE RESOLUTION NO. 44—

BY SENATORS JOHN SMITH AND GATTI

A RESOLUTION

To express the sincere condolences of the Senate of the Legislature of Louisiana upon the death of Don Fulkerson, a volunteer from Illinois, who died while assisting victims of flooding in Louisiana and to express genuine appreciation and gratitude for his service to the people of the state.

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

April 12, 2016

SENATE RESOLUTION NO. 45— BY SENATOR BISHOP

A RESOLUTION

To commend and congratulate Bernardine Dupré upon the occasion of her retirement from the Louisiana Workforce Commission and to recognize her exemplary public service during her extraordinary forty-nine year career with the agency.

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

SENATE RESOLUTION NO. 46— BY SENATOR MILLS

A RESOLUTION

To commend JoLena Broussard for winning the Ruth Edelman Public Relations Student Society of America Award.

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

SENATE RESOLUTION NO. 47— BY SENATOR CLAITOR

A RESOLUTION

To commend Colonel William S. "Bill" Orlov upon his military career, his induction into the Louisiana State University Cadets of the Ole War Skule Hall of Honor and his lifetime of volunteerism.

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

Senate Concurrent Resolutions on Second Reading

SENATE CONCURRENT RESOLUTION NO. 53— BY SENATORS GARY SMITH AND BROWN AND REPRESENTATIVES GREGORY MILLER, GAINES AND SCHEXNAYDER

A CONCURRENT RESOLUTION

To commend Deputy Steven Dailey on receiving a 2015 Life Saving Award and upon being named Officer of the Third Quarter 2015 from the St. John the Baptist Sheriff's Office.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Mr. President, Erdey, Morrish, Allain, Fannin, Peacock, Appel, Hewitt, Peterson, Barrow, Johns, Riser, Bishop, LaFleur, Smith, G., Boudreaux, Lambert, Smith, J., Brown, Martiny, Thompson, Carter, Milkovich, Walsworth, Claitor, Mizell, Ward, Cortez, Morrell, White. Total - 30

NAYS

Total - 0

ABSENT

Table with 3 columns: Chabert, Gatti, Mills, Colomb, Long, Perry, Donahue, Luneau, Tarver. Total - 9

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

SENATE CONCURRENT RESOLUTION NO. 54— BY SENATORS GARY SMITH AND BROWN AND REPRESENTATIVES GREGORY MILLER AND SCHEXNAYDER

A CONCURRENT RESOLUTION

To commend Detective Vernon Bailey Jr. for his dedicated service as an extraordinary law enforcement officer and on being named 2015 Officer of the Year of St. John the Baptist Sheriff's Office.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Mr. President, Fannin, Morrell, Allain, Gatti, Morrish, Appel, Hewitt, Peacock, Barrow, Johns, Peterson, Bishop, LaFleur, Riser, Boudreaux, Lambert, Smith, G., Brown, Long, Smith, J., Carter, Martiny, Thompson, Claitor, Milkovich, Walsworth, Cortez, Mills, Ward, Erdey, Mizell, White. Total - 33

NAYS

Total - 0

ABSENT

Table with 3 columns: Chabert, Donahue, Perry, Colomb, Luneau, Tarver. Total - 6

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

SENATE CONCURRENT RESOLUTION NO. 55— BY SENATORS GARY SMITH AND BROWN AND REPRESENTATIVES GAINES, GREGORY MILLER AND SCHEXNAYDER

A CONCURRENT RESOLUTION

To commend Sergeant Jason Raborn on receiving a 2015 Life Saving Award from the St. John the Baptist Sheriff's Office and his extraordinary service and dedication to his department and community.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Mr. President, Gatti, Peacock, Allain, Hewitt, Perry, Appel, Johns, Peterson, Barrow, LaFleur, Riser, Bishop, Lambert, Smith, G., Boudreaux, Long, Smith, J., Brown, Martiny, Thompson, Carter, Milkovich, Walsworth, Claitor, Mills, Ward, Cortez, Mizell, White, Erdey, Morrell, Fannin, Morrish. Total - 34

NAYS

Total - 0

ABSENT

Chabert	Donahue	Tarver
Colomb	Luneau	
Total - 5		

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

SENATE CONCURRENT RESOLUTION NO. 56—
 BY SENATORS GARY SMITH AND BROWN AND REPRESENTATIVES GREGORY MILLER AND SCHEXNAYDER
A CONCURRENT RESOLUTION

To commend Deputy Lisa Dorris of the St. John the Baptist Sheriff's Office on receipt of a 2015 Life Saving Award and for her dedication to the protection of her fellow citizens.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Gatti	Peacock
Allain	Hewitt	Perry
Appel	Johns	Peterson
Barrow	LaFleur	Riser
Bishop	Lambert	Smith, G.
Boudreaux	Long	Smith, J.
Brown	Martiny	Thompson
Carter	Milkovich	Walsworth
Claitor	Mills	Ward
Cortez	Mizell	White
Erdey	Morrell	
Fannin	Morrish	
Total - 34		

NAYS

Total - 0

ABSENT

Chabert	Donahue	Tarver
Colomb	Luneau	
Total - 5		

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

SENATE CONCURRENT RESOLUTION NO. 57—
 BY SENATORS GARY SMITH, ALLAIN, BROWN AND CHABERT
A CONCURRENT RESOLUTION

To commend Vernon Rodrigue upon his retirement as the Lafourche Parish Clerk of Court.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Gatti	Peacock
Allain	Hewitt	Perry
Appel	Johns	Peterson
Barrow	LaFleur	Riser
Bishop	Lambert	Smith, G.
Boudreaux	Long	Smith, J.
Brown	Martiny	Thompson
Carter	Milkovich	Walsworth
Claitor	Mills	Ward

Cortez	Mizell	White
Erdey	Morrell	
Fannin	Morrish	
Total - 34		

NAYS

Total - 0

ABSENT

Chabert	Donahue	Tarver
Colomb	Luneau	
Total - 5		

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

SENATE CONCURRENT RESOLUTION NO. 58—
 BY SENATOR COLOMB
A CONCURRENT RESOLUTION

To recognize Tuesday, April 12, 2016, as Equal Pay Day in the state of Louisiana.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Gatti	Peacock
Allain	Hewitt	Perry
Appel	Johns	Peterson
Barrow	LaFleur	Riser
Bishop	Lambert	Smith, G.
Boudreaux	Long	Smith, J.
Brown	Martiny	Thompson
Carter	Milkovich	Walsworth
Claitor	Mills	Ward
Cortez	Mizell	White
Erdey	Morrell	
Fannin	Morrish	
Total - 34		

NAYS

Total - 0

ABSENT

Chabert	Donahue	Tarver
Colomb	Luneau	
Total - 5		

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

House Bills and Joint Resolutions on Second Reading

HOUSE BILL NO. 68—
 BY REPRESENTATIVES BACALA AND BERTHELOT
AN ACT

To amend and reenact R.S. 9:2603(B)(4)(a), relative to electronic signatures; to provide for the use of electronic signatures on petitions for certain protective orders and restraining orders; and to provide for related matters.

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

April 12, 2016

HOUSE BILL NO. 70—
BY REPRESENTATIVE TERRY BROWN
AN ACT

To enact R.S. 33:455, relative to mayors' courts; to establish a mayor's court in the village of Creola in Grant Parish; to provide for the territorial jurisdiction of the court; to provide for the powers and authority of the mayor as magistrate of the court and other officers of the court; to provide relative to subject matter jurisdiction of the court; and to provide for related matters.

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

HOUSE BILL NO. 76—
BY REPRESENTATIVE HAVARD
AN ACT

To enact Code of Criminal Procedure Article 404(F), relative to jury commissions; to provide for the functions of the jury commission in the parishes of East Feliciana and West Feliciana; to transfer the functions of the jury commission to the clerks of court of East Feliciana Parish and West Feliciana Parish; and to provide for related matters.

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

HOUSE BILL NO. 91—
BY REPRESENTATIVE HILL
AN ACT

To enact R.S. 33:455, relative to mayors' courts; to establish a mayor's court in the village of Elizabeth in Allen Parish; to provide for territorial jurisdiction; to provide for the powers and authority of the mayor as magistrate of the court and other officers of the court; and to provide for related matters.

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

HOUSE BILL NO. 249—
BY REPRESENTATIVE CARMODY
AN ACT

To amend and reenact R.S. 40:1749.18(B)(introductory paragraph) and (4) and to enact R.S. 40:1749.18(B)(5), relative to underground utilities and facilities damage prevention; to amend the requirements for certification as a regional notification center; to provide for exceptions; 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 Commerce, Consumer Protection, and International Affairs.

HOUSE BILL NO. 596—
BY REPRESENTATIVE HUVAL
AN ACT

To enact R.S. 22:1569, relative to contracts between a health insurance issuer and a producer; to provide for notification and effectiveness of a material change in such a contract; to provide for definitions; and to provide for related matters.

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

HOUSE BILL NO. 635—
BY REPRESENTATIVE HUNTER
AN ACT

To amend and reenact R.S. 14:283(A)(1), 283.1(A), and 284(B) and to enact R.S. 14:283(G), 283.1(C), and 284(D), relative to crimes affecting public morals; to amend crimes involving the observation and invasion of privacy of another to include the use of unmanned aircraft systems; to define unmanned aircraft systems; and to provide for related matters.

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

HOUSE BILL NO. 636—
BY REPRESENTATIVE LEOPOLD
AN ACT

To amend and reenact R.S. 56:433.1(A)(1) and (2), to enact R.S. 56:433.1(B)(4), and to repeal R.S. 56:433.1(E), relative to the oyster seed ground vessel permit; to provide relative to the permit fee; to dedicate the revenues derived from the permit fee; to provide for certain qualifications for applying for the permit; to repeal the termination date for the permit program; and to provide for related matters.

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

HOUSE BILL NO. 651—
BY REPRESENTATIVE REYNOLDS
AN ACT

To enact R.S. 49:191(9)(b) and to repeal R.S. 49:191(6)(b), 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 of all statutory authority for the existence of such statutory entities; and to provide for related matters.

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

HOUSE BILL NO. 719—
BY REPRESENTATIVE HODGES
AN ACT

To amend and reenact Children's Code Article 1431(D) and to enact Children's Code Article 1427(C), relative to minors who are mentally ill or suffering from substance abuse and in need of immediate medical treatment; to provide relative to procedures pursuant to issuance of a physician's emergency certificate for treatment of a minor; to provide relative to transportation of a child in whose name an emergency certificate has been issued; to authorize certain persons to accompany the child during such transportation; and to provide for related matters.

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

HOUSE BILL NO. 832—
BY REPRESENTATIVE SEABAUGH
AN ACT

To enact R.S. 37:2950(D)(1)(a)(xviii), relative to employment restrictions; to exempt the Department of Insurance from certain provisions relative to the criminal record effect on trade, occupational, and professional licensing; and to provide for related matters.

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

HOUSE BILL NO. 847—
BY REPRESENTATIVE HILFERTY
AN ACT

To amend and reenact R.S. 36:209(O) and to repeal R.S. 36:802.22, relative to the Department of Culture, Recreation and Tourism; to provide relative to the powers, duties, functions, and responsibilities of the New Orleans City Park Improvement Association and its board of directors; to provide relative to the exercise of such powers, duties, functions, and responsibilities within the Department of Culture, Recreation and Tourism; and to provide for related matters.

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

HOUSE BILL NO. 898—

BY REPRESENTATIVE GREGORY MILLER
AN ACT

To amend and reenact R.S. 18:1505.2(I)(6), relative to the use of campaign funds; to redefine the term "motor vehicle" for purposes of the prohibition on the purchase of motor vehicles with campaign funds; and to provide for related matters.

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

HOUSE BILL NO. 899—

BY REPRESENTATIVE LEGER
AN ACT

To amend and reenact R.S. 17:1990(C)(2)(a)(iii)(bb) and (cc), relative to funding of the Recovery School District; to provide with respect to the amount of local funds to be remitted by the Orleans Parish School Board; to provide relative to local revenue exclusions applicable to the Orleans Parish School Board; to provide with respect to the applicability of such exclusions; 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. 909—

BY REPRESENTATIVES ANDERS, PUGH, AND SCHEXNAYDER AND SENATOR MARTINY
AN ACT

To amend and reenact R.S. 42:2 and R.S. 48:1805(B)(2) and to repeal R.S. 42:3.2, relative to limitations on terms and service of board and commission members; to remove a term and service limitation of general applicability on executive branch board and commission members; to remove certain references thereto; and to provide for related matters.

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

House Concurrent Resolutions on
Second Reading

HOUSE CONCURRENT RESOLUTION NO. 58—

BY REPRESENTATIVE FRANKLIN AND SENATOR JOHNS
A CONCURRENT RESOLUTION

To commend the Washington-Marion Magnet High School boys' basketball team upon being the 2015-2016 Class 4A state runner-up.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Fannin	Morrell
Allain	Gatti	Morrish
Appel	Hewitt	Peacock
Barrow	Johns	Perry
Bishop	LaFleur	Peterson
Boudreaux	Lambert	Riser
Brown	Long	Smith, G.
Carter	Luneau	Smith, J.
Claitor	Martiny	Thompson
Colomb	Milkovich	Walsworth
Cortez	Mills	Ward
Erdey	Mizell	White
Total - 36		

NAYS

Total - 0

ABSENT

Chabert	Donahue	Tarver
Total - 3		

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

HOUSE CONCURRENT RESOLUTION NO. 60—

BY REPRESENTATIVE HAVARD
A CONCURRENT RESOLUTION

To recognize April 11 - 15, 2016, as National Work Zone Safety Awareness Week.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Fannin	Morrish
Allain	Gatti	Peacock
Appel	Hewitt	Perry
Barrow	Johns	Peterson
Bishop	LaFleur	Riser
Boudreaux	Lambert	Smith, G.
Brown	Long	Smith, J.
Carter	Luneau	Thompson
Chabert	Martiny	Walsworth
Claitor	Milkovich	Ward
Colomb	Mills	White
Cortez	Mizell	
Erdey	Morrell	
Total - 37		

NAYS

Total - 0

ABSENT

Donahue	Tarver
Total - 2	

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

HOUSE CONCURRENT RESOLUTION NO. 61—

BY REPRESENTATIVES DWIGHT, ABRAHAM, DANAHAY, AND FRANKLIN AND SENATORS JOHNS, MORRISH, AND JOHN SMITH
A CONCURRENT RESOLUTION

To express sincere and heartfelt condolences upon the death of Frank "Max" Caldarera, longtime head football coach at Westlake High School.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Fannin	Morrell
Allain	Gatti	Morrish
Appel	Hewitt	Peacock
Barrow	Johns	Perry
Bishop	LaFleur	Peterson
Boudreaux	Lambert	Riser
Brown	Long	Smith, G.
Carter	Luneau	Smith, J.
Chabert	Martiny	Thompson
Colomb	Milkovich	Walsworth

April 12, 2016

Cortez Mills Ward
Erdey Mizell White
Total - 36

NAYS

Total - 0

ABSENT

Claitor Donahue Tarver
Total - 3

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

HOUSE CONCURRENT RESOLUTION NO. 62—

BY REPRESENTATIVE BAGLEY
A CONCURRENT RESOLUTION

To commend Sheriff Rodney Arbuckle of DeSoto Parish upon being named Louisiana Public Official of the Year.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Fannin Morrish
Allain Gatti Peacock
Appel Hewitt Perry
Barrow Johns Peterson
Bishop LaFleur Riser
Boudreaux Lambert Smith, G.
Brown Long Smith, J.
Carter Luneau Thompson
Chabert Martiny Walsworth
Claitor Milkovich Ward
Colomb Mills White
Cortez Mizell
Erdey Morrell

Total - 37

NAYS

Total - 0

ABSENT

Donahue Tarver
Total - 2

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

HOUSE CONCURRENT RESOLUTION NO. 63—

BY REPRESENTATIVE MORENO
A CONCURRENT RESOLUTION

To express sincere and heartfelt condolences upon the death of Will Smith, former defensive end for the New Orleans Saints.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Erdey Mizell
Allain Fannin Morrish
Appel Gatti Peacock
Barrow Hewitt Perry
Bishop Johns Peterson

Boudreaux LaFleur Riser
Brown Lambert Smith, G.
Carter Long Smith, J.
Chabert Luneau Thompson
Claitor Martiny Walsworth
Colomb Milkovich Ward
Cortez Mills White
Total - 36

NAYS

Total - 0

ABSENT

Donahue Morrell Tarver
Total - 3

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

HOUSE CONCURRENT RESOLUTION NO. 64—

BY REPRESENTATIVES LEGER, ABRAHAM, ABRAMSON, ADAMS, AMEDEE, ANDERS, ARMES, BACALA, BAGLEY, BAGNERIS, BARRAS, BERTHELOT, BILLIOT, BISHOP, BOUIE, BROADWATER, CHAD BROWN, TERRY BROWN, CARMODY, CARPENTER, GARY CARTER, ROBBY CARTER, STEVE CARTER, CHANEY, CONNICK, COUSSAN, COX, CROMER, DANAHAY, DAVIS, DEVILLIER, DWIGHT, EDMONDS, EMERSON, FALCONER, FOIL, FRANKLIN, GAINES, GAROFALO, GISCLAIR, GLOVER, GUINN, HALL, JIMMY HARRIS, LANCE HARRIS, HAVARD, HAZEL, HENRY, HENSGENS, HILFERTY, HILL, HODGES, HOFFMANN, HOLLIS, HORTON, HOWARD, HUNTER, HUVAL, IVEY, JACKSON, JAMES, JEFFERSON, JENKINS, MIKE JOHNSON, ROBERT JOHNSON, JONES, NANCY LANDRY, TERRY LANDRY, LEBAS, LEOPOLD, LOPINTO, LYONS, MACK, MAGEE, MARCELLE, MCFARLAND, MIGUEZ, DUSTIN MILLER, GREGORY MILLER, MONToucET, MORENO, JAY MORRIS, JIM MORRIS, NORTON, PEARSON, PIERRE, POPE, PRICE, PUGH, PYLANT, REYNOLDS, RICHARD, SCHEXNAYDER, SCHRODER, SEABAUGH, SHADOIN, SIMON, SMITH, STOKES, TALBOT, THIBAUT, WHITE, WILLMOTT, AND ZERINGUE

A CONCURRENT RESOLUTION

To designate Wednesday, April 13, 2016, as LSU Day at the state capitol.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Fannin Morrish
Allain Gatti Peacock
Appel Hewitt Perry
Barrow Johns Peterson
Bishop LaFleur Riser
Boudreaux Lambert Smith, G.
Brown Long Smith, J.
Carter Luneau Thompson
Chabert Martiny Walsworth
Claitor Milkovich Ward
Colomb Mills White
Cortez Mizell
Erdey Morrell
Total - 37

NAYS

Total - 0

ABSENT

Donahue Tarver
Total - 2

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

HOUSE CONCURRENT RESOLUTION NO. 65—

BY REPRESENTATIVE LEGER

A CONCURRENT RESOLUTION

To commend the Louisiana Restaurant Association upon the celebration of its seventieth anniversary.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns of names: Mr. President, Allain, Appel, Barrow, Bishop, Boudreaux, Brown, Carter, Chabert, Claitor, Colomb, Cortez, Erdey, Fannin, Gatti, Hewitt, Johns, LaFleur, Lambert, Long, Luneau, Martiny, Milkovich, Mills, Mizell, Morrell, Morrish, Peacock, Perry, Peterson, Riser, Smith, G., Smith, J., Thompson, Walsworth, Ward, White.

NAYS

Total - 0

ABSENT

Table with 2 columns: Donahue, Tarver. Total - 2

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

HOUSE CONCURRENT RESOLUTION NO. 66—

BY REPRESENTATIVE GAROFALO

A CONCURRENT RESOLUTION

To memorialize the United States Congress and the Louisiana Congressional Delegation to take such actions as are necessary to rectify the revenue sharing inequities between coastal and interior energy producing states.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns of names: Mr. President, Allain, Appel, Barrow, Bishop, Boudreaux, Brown, Carter, Chabert, Claitor, Colomb, Cortez, Erdey, Fannin, Gatti, Hewitt, Johns, LaFleur, Lambert, Long, Luneau, Martiny, Milkovich, Mills, Mizell, Morrell, Morrish, Peacock, Perry, Peterson, Riser, Smith, G., Smith, J., Thompson, Walsworth, Ward, White.

NAYS

Total - 0

ABSENT

Table with 2 columns: Donahue, Tarver. Total - 2

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

Reports of Committees

The following reports of committees were received and read:

REPORT OF COMMITTEE ON

AGRICULTURE, FORESTRY, AQUACULTURE, AND RURAL DEVELOPMENT

Senator Francis C. Thompson, Chairman on behalf of the Committee on Agriculture, Forestry, Aquaculture, and Rural Development, submitted the following report:

April 12, 2016

To the President and Members of the Senate:

I am directed by your Committee on Agriculture, Forestry, Aquaculture, and Rural Development to submit the following report:

SENATE BILL NO. 382—

BY SENATOR THOMPSON

AN ACT

To enact R.S. 3:1434(6) and 1450, relative to the regulation of seeds; to prohibit local governmental entities and other local governing authorities from regulating the registration, distribution, sale, or planting of seeds; to provide for the powers of the commissioner of agriculture and forestry; to provide for the duties of the Agricultural Chemistry and Seed Commission; to provide for a process for amending department rules and regulations; to require ordinance and restriction approval by the commissioner; to provide for adjudicatory proceedings; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 251—

BY REPRESENTATIVE CHANEY

AN ACT

To amend and reenact R.S. 3:1204(A)(1)(a)(introductory paragraph) and (C)(3), relative to the state soil and water conservation commission; to modify the membership of the soil and water conservation commission; to remove the requirement that the Department of Agriculture and Forestry perform audits on the state soil and water commission; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 515—

BY REPRESENTATIVE ANDERS

AN ACT

To amend and reenact R.S. 3:4215(B)(introductory paragraph), relative to exemptions applicable to the inspection of meat; to remove the exemption from inspection applicable to slaughtered animals; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 516—

BY REPRESENTATIVE ANDERS

AN ACT

To amend and reenact R.S. 3:559.23(B), (D), and (F) and to repeal R.S. 3:559.26, relative to the Louisiana Aquatic Chelonian

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Research and Promotion Board; to provide for the board membership; to repeal referendums associated with the board; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 523—
BY REPRESENTATIVE ROBBY CARTER
AN ACT

To amend and reenact R.S. 3:4156(2), 4159(A), and 4160(A) and to repeal R.S. 3:4156(3) and 4158, relative to the Dairy Industry Promotion Law; to provide for the removal of referendum criteria from the Dairy Industry Promotion Board; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 524—
BY REPRESENTATIVE ROBBY CARTER
AN ACT

To amend and reenact R.S. 3:4679, relative to penalties for failure to provide records of certain petroleum products; to provide a maximum penalty for the failure to provide records of petroleum products received, used, sold, or delivered; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 592—
BY REPRESENTATIVE ANDERS
AN ACT

To amend and reenact R.S. 3:3412(G), (H), (I), (J), and (K) and 3412.1(I), (J), and (K) and to enact R.S. 3:3409(H)(4), 3412(L), and 3412.1(L), relative to the Agricultural Commodities Dealer and Warehouse Law; to provide guidelines for payment of claims under the agricultural commodity dealer and warehouse law; to provide guidelines for payments by the commission using the self-insurance fund; to provide guidelines for payments by the commission using grain and cotton indemnity funds; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 867—
BY REPRESENTATIVE LEOPOLD
AN ACT

To enact R.S. 3:6, relative to the placement of advertising signs on state-owned property; to provide for the establishment of fees, rules, and regulations associated with the placement of signs on state-owned property; and to provide for related matters.

Reported favorably.

Respectfully submitted,
FRANCIS C. THOMPSON
Chairman

**REPORT OF COMMITTEE ON
JUDICIARY A**

Senator Rick Ward III, Chairman on behalf of the Committee on Judiciary A, submitted the following report:

April 12, 2016

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. 83—
BY SENATOR GATTI
AN ACT

To amend and reenact Civil Code Articles 3492 and 3493, relative to liberative prescription; to provide that delictual actions shall prescribe in two years; and to provide for related matters.

Reported favorably.

SENATE BILL NO. 136—
BY SENATOR WARD
AN ACT

To amend and reenact R.S. 42:262(B) and (D) and R.S. 49:259(A) and (C)(2), and to repeal R.S. 49:259(D), relative to the employment of special attorneys or counsel; to provide relative to the deposit of certain proceeds recovered by the attorney general; to provide certain terms, conditions, exceptions, requirements, definitions, and procedures; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 220—
BY SENATOR PEACOCK
AN ACT

To amend and reenact R.S. 12:1333(A) and (D), relative to powers of estate of a deceased or incompetent member; to provide certain terms, conditions, procedures, requirements, and effects; and to provide for related matters.

Reported favorably.

SENATE BILL NO. 242—
BY SENATOR MILKOVICH
AN ACT

To enact Code of Civil Procedure Art. 1636.1, relative to contradictory hearings in civil cases; to provide for the right to present oral arguments; to provide with respect to waiver of oral argument and nullity of a judgment when oral argument is not allowed; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 368—
BY SENATOR MORRISH
AN ACT

To amend and reenact Ch.C. Art. 1243(B), relative to intrafamily adoptions; to provide for the adoption of a child by a married blood relative grandparent as a sole petitioner in certain circumstances; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 381—
BY SENATOR MARTINY
AN ACT

To enact R.S. 35:415, relative to ex officio notaries; to provide for the appointment of ex officio notaries for the Causeway Police Department; to provide for the exercise of authority; to provide for the authority of the chief of police of the department to suspend or terminate the appointment; and to provide for related matters.

Reported favorably.

SENATE BILL NO. 404—
BY SENATOR PEACOCK
AN ACT

To enact Part VI of Chapter 2 of Title 9 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 9:2991.1 through 2991.11, relative to the sale of mineral rights by mail solicitation; to create the Sale of Mineral Rights by Mail Solicitation Act; to define sale of mineral rights by mail solicitation; to require sales of mineral rights by mail solicitation to be in proper form; to provide for required disclosures; to provide for rescission of sales of mineral rights by mail

solicitation; to provide for the mechanics and effects of rescission; to provide for prohibited terms; to provide terms, conditions, and requirements; and to provide for related matters.

Reported favorably.

Respectfully submitted,
RICK WARD III
Chairman

REPORT OF COMMITTEE ON

JUDICIARY B

Senator Gary L. Smith Jr., Chairman on behalf of the Committee on Judiciary B, submitted the following report:

April 12, 2016

To the President and Members of the Senate:

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

SENATE CONCURRENT RESOLUTION NO. 17—

BY SENATOR JOHNS

A CONCURRENT RESOLUTION

To create the Riverboat Economic Development and Gaming Task Force to study current law and existing rules and regulations regarding riverboat gaming.

Reported favorably.

SENATE BILL NO. 102—

BY SENATOR GARY SMITH

AN ACT

To amend and reenact R.S. 14:95.6(A) and (E), relative to firearm-free zones; to provide that signs or other markings designating a firearm-free zone are to include language that law enforcement weapons are permitted in the zone; and to provide for related matters.

Reported favorably.

SENATE BILL NO. 301—

BY SENATOR MORRELL

AN ACT

To amend and reenact R.S. 15:1087 and Children's Code Arts. 815, 898, 900(A), and 1509.1(A) and (C) and to enact R.S. 15:1084(E) and Part V-A of Chapter 7 of Title 15 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 15:931 through 945, relative juvenile justice; to provide for compilation and reporting of data as to accountability and cost effectiveness of the juvenile justice system; to provide for program evaluation and funding of the juvenile justice system; to provide for certain periods of detention in juvenile facilities under certain circumstances; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 324—

BY SENATOR MORRELL

AN ACT

To amend and reenact Children's Code Arts. 305(A)(2), 306(D), and 804(1) and to enact R.S. 15:1441 through 1443, relative to juvenile jurisdiction; to provide for a child who commits a delinquent act before a certain age; to provide for transfer of juveniles to adult detention centers pending trial; to create the Juvenile Jurisdiction Planning and Implementation Council and provide for its membership, authority, duties, and responsibilities, including the power to issue subpoenas; to provide for an effective date; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 413—

BY SENATOR LUNEAU

AN ACT

To amend and reenact R.S. 16:51(A)(9), relative to assistant district attorneys; to provide for additional district attorneys in the Ninth Judicial District; and to provide for related matters.

Reported favorably.

Respectfully submitted,
GARY L. SMITH JR.
Chairman

REPORT OF COMMITTEE ON

JUDICIARY C

Senator Dan Claitor, Chairman on behalf of the Committee on Judiciary C, submitted the following report:

April 12, 2016

To the President and Members of the Senate:

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

SENATE BILL NO. 90—

BY SENATOR JOHNS

AN ACT

To amend and reenact R.S. 14:46.2(B)(3) and 46.3(A)(1) and (3) and (C)(1), (D)(1)(c) and (2), relative to trafficking; to amend the age of the victim for certain enhanced penalty provisions and elements of the crimes regarding the offenses of human trafficking and trafficking of children for sexual purposes; to provide for an effective date; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 123—

BY SENATOR CLAITOR

AN ACT

To amend and reenact Title VIII of the Code of Criminal Procedure, to be comprised of Articles 311 through 342, R.S. 15:85, and the introductory paragraph of R.S. 22:1441(A) and (A)(1) through (5), the introductory paragraph of (C)(2) and (C)(2)(a) through (e), and (D), and to repeal Code of Criminal Procedure Articles 327.1, 330.1, 330.2, 330.3, 334.1, 334.2, 334.3, 334.4, 334.5, 334.6, 335.1, 335.2, 336.1, 336.2, 343, 344, 345, 346, 347, 348, 349, 349.1, 349.2, 349.3, 349.4, 349.5, 349.6, 349.7, 349.8, and 349.9, relative to bail; to provide for the revision and reorganization of bail law; to provide for definitions; to provide for the right to bail; to provide for bail hearings and detention without bail; to provide for the authority to fix bail; to provide schedules of bail and factors in fixing bail; to provide for modification of bail; to provide for conditions, types, and restrictions of bail; to provide for bail with and without surety; to provide for cash deposits; to provide the requirements of the bail undertaking; to provide for notice of required appearance; to provide for discharge of the bail obligation; to provide relative to a defendant's failure to appear and issuance and notice of arrest warrant; to provide for the filing of a rule to show cause; to provide for nonforfeiture situations; to provide for notice and recordation of judgment; to provide for appeals; to provide for enforcement of judgment; to provide relative to failure to satisfy a judgment of bond forfeiture or claim under a criminal bond contract; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 150—
BY SENATOR PERRY

AN ACT

To enact Code of Criminal Procedure Article 330.4, relative to bail and bail hearings; to require the detention of a noncitizen defendant pending a bail hearing; to provide relative to bail hearing procedures; to provide relative to conditions of bail; to provide relative to revocation of bail and issuance of arrest warrants; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 171—
BY SENATORS GARY SMITH, CARTER, COLOMB AND MILLS AND REPRESENTATIVE HILFERTY

AN ACT

To enact R.S. 14:39.3, creating the crime of infliction of serious injury or death on a public road user; to provide elements of the crime; to provide definitions; to provide penalties; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 180—
BY SENATOR MILLS

AN ACT

To enact R.S. 40:966(I), relative to the Uniform Controlled Dangerous Substances Law; to provide an exemption from prosecution under the Uniform Controlled Dangerous Substances Law for a person lawfully in possession of medical marijuana; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 289—
BY SENATOR JOHNS

AN ACT

To amend and reenact R.S. 15:541(24)(a) and to enact R.S. 14:134.4, relative to unlawful conduct by law enforcement officers; to provide for malfeasance in office by law enforcement officers involving sexual conduct; to provide certain offenses as sex offenses requiring registry and notification; to provide penalties; to provide for effective date; and to provide for related matters.

Reported favorably.

Respectfully submitted,
DAN CLAITOR
Chairman

Senate Bills and Joint Resolutions
on Second Reading
Reported by Committees

SENATE BILL NO. 2—
BY SENATORS PEACOCK, BOUDREAUX, CHABERT, CORTEZ, LONG, MILKOVICH AND MIZELL

AN ACT

To enact R.S. 11:542.2, 883.4, 1145.3, and 1332.1, to authorize payments funded by state retirement system experience accounts to certain retirees and beneficiaries; to provide qualifications for receipt of such payments; to provide relative to the amount of such payments; to provide for an effective date; and to provide for related matters.

Reported with amendments by the Committee on Finance.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Finance to Engrossed Senate Bill No. 2 by Senator Peacock

AMENDMENT NO. 1

On page 4, delete lines 24 through 26, and insert the following:

"Section 3. This Act shall take effect and become operative if and when the Acts which originated as Senate Bill No. 5 and Senate Bill No. 18 of the 2016 Regular Session of the Legislature are enacted and become effective."

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

SENATE BILL NO. 28—
BY SENATOR PERRY

AN ACT

To amend and reenact R.S. 33:385.1(A), relative to qualifications of an elected chief of police; to provide relative to the town of Gueydan; and to provide for related matters.

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

SENATE BILL NO. 40—
BY SENATOR PERRY

AN ACT

To amend and reenact R.S. 47:120.37(B) and to enact R.S. 47:120.131(D), relative to donations of refunds; to provide for such donations to the Friends of Palmetto Island State Park, Inc.; and to provide for related matters.

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

SENATE BILL NO. 48—
BY SENATOR ALLAIN

AN ACT

To enact R.S. 33:4562.4, relative to St. Mary Parish; to authorize the governing authorities for the parish of St. Mary, the town of Berwick and Recreational District No. 3 of St. Mary Parish to enter contracts for certain services; to provide relative to 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 Original Senate Bill No. 48 by Senator Allain

AMENDMENT NO. 1

On page 1, delete lines 15 through 17 in their entirety and insert the following:

"(1) Provisions that the district shall continue to levy and collect taxes within the boundaries of the town existing as of the effective date of this Act for the retirement of any outstanding tax secured bonds of the district existing as of the effective date of this Act."

AMENDMENT NO. 2

On page 2, line 3, after "the" and before the period "," delete "annexed area" and insert "**boundaries of the town existing as of the effective date of this Act"**

AMENDMENT NO. 3

On page 2, line 5, after "levy" delete the remainder of the line and insert "**or collect any new maintenance taxes within the boundaries of the town existing as of the effective date of this Act."**

AMENDMENT NO. 4

On page 2, line 7, after "valuation of" and before "shall" delete "**the annexed area"** and insert "**any properties within the boundaries of the town existing as of the effective date of this Act"**

AMENDMENT NO. 5

On page 2, delete lines 9 and 10 in their entirety and insert the following:

"(5) Provisions that taxes shall not be levied or collected affecting any properties within the boundaries of the town existing as of the effective date of this Act for the retirement of new bonds of the district issued while the contract is effective, other than bonds issued to refinance bonds of the district outstanding as of the effective date of this Act, and further provides that any refinanced bonds shall not have an expiration date that extends beyond March 1, 2025."

AMENDMENT NO. 6

On page 2, line 13, after "district so" delete the remainder of the line and delete lines 14 and 15 in their entirety and insert the following: **"as to exclude any properties that are within the boundaries of the town existing as of the effective date of this Act, provided the changed boundaries do not violate any tax secured bonds of the district outstanding as of the effective date of this Act or refinanced bonds issued to refinance such bonds, provided any refinanced bonds shall not have an expiration date that extends beyond March 1, 2025."**

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

SENATE BILL NO. 54—

BY SENATORS JOHNS AND GATTI

AN ACT

To amend and reenact R.S. 44:4.1(B)(19) and to enact Part II-A of Chapter 1 of Title 32 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 32:46, relative to motor vehicles and traffic regulation; to create the Statewide Motor Vehicle Theft and Uninsured Motorists Identification Program; to provide relative to a pilot program using automatic license plate recognition systems to identify stolen vehicles and uninsured motorists; to provide definitions; to provide penalties; to provide certain prohibitions; to provide an exemption from the Public Records Law; to provide relative to reporting; to provide a termination date; and to provide for related matters.

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

SENATE BILL NO. 79—

BY SENATOR MORRISH

AN ACT

To amend and reenact R.S. 17:5002(A), (B), and (D) and 5024(B)(1)(a), relative to the Taylor Opportunity Program for Students; to provide with respect to the monetary amounts for awards granted pursuant to the program; to provide relative to future increases in award amounts; to provide relative to the minimum ACT score required for eligibility for the Opportunity Award; and to provide for related matters.

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

SENATE BILL NO. 80—

BY SENATOR MORRISH

A JOINT RESOLUTION

Proposing to add Article VIII, Section 7.2 of the Constitution of Louisiana, relative to postsecondary education; to authorize certain postsecondary education management boards to establish the tuition and mandatory fee amounts charged by the institutions under their supervision and management; and to specify an election for submission of the proposition to electors and provide a ballot proposition.

Reported with amendments by the Committee on Education.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Education to Original Senate Bill No. 80 by Senator Morrish

AMENDMENT NO. 1

On page 1, line 14, between "constitution" and "to the" delete "or law"

AMENDMENT NO. 2

On page 2, line 3, between "No." and "of this" change "___" to "79"

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

SENATE BILL NO. 89—

BY SENATOR MORRISH

AN ACT

To amend and reenact R.S. 17:5024(B)(1)(a), to enact R.S. 17:5024.1, and to repeal R.S. 17:5024(A)(2) and (3)(b), (B)(2), and (C), relative to the Taylor Opportunity Program for Students; to provide relative to eligibility requirements for program awards; to provide for recodification of certain provisions of present law; and to provide for related matters.

Reported by substitute by the Committee on Education. The bill was read by title; the committee substitute bill was read.

SENATE BILL NO.— (Substitute of Senate Bill No. 89 by Senator Morrish)

BY SENATOR MORRISH

AN ACT

To amend and reenact R.S. 17:5065(D), relative to the Taylor Opportunity Program for Students; to provide relative to reducing award amounts or the number of students deemed eligible for an award in the event of insufficient funding; to authorize public postsecondary institutions to bill students for certain tuition amounts; to provide for tuition waivers; and to provide for related matters.

Be it enacted by the Legislature of Louisiana:

Section 1. R.S. 17:5065(D) is hereby amended and reenacted to read as follows:

§5065. Funding

* * *

D.(+) In the event the legislature appropriates insufficient money to fully fund all awards made to students qualifying under the provisions of this Chapter, the administering agency shall either reduce award amounts or reduce the number of students to whom awards shall be made as follows:

(1)(a) Before reducing the number of students eligible to receive a program award, the administering agency, subject to approval by the Joint Legislative Committee on the Budget, shall equitably reduce the amount of the program award for each qualifying student by an equal percentage on a pro rata basis, so that every student receives the award for which he qualifies and the total amount of all awards in any award year does not exceed the funds available to the agency for this purpose, either from legislative appropriation or other sources of funding. Such reduction shall also apply, in like manner, to any additional amount awarded to a student as provided in R.S. 17:5002(C).

(b) If a student's award amount is less than the tuition established for the public postsecondary institution in which he is enrolled, the institution may bill the student for the difference between the student's award amount and the tuition established for the institution, unless the institution grants a tuition waiver to the student.

(2)(a) In the event the legislature appropriates insufficient money to fund all awards made to students qualifying under the provisions of this Chapter, if the Joint Legislative Committee on the Budget fails to approve a reduction in award amounts as provided in Paragraph (1) of this Subsection, the number of students to whom awards shall be made shall be reduced as necessary pursuant to a procedure set out by rule adopted by the administering

agency. The procedure shall provide for such reduction to be based on the scores on the ACT and then on the ability of each student's family to pay the student's tuition as evidenced by the expected family contribution determined by using the standardized federal methodology for establishing student financial need. The procedure shall provide that reductions of awards made necessary by insufficient appropriations shall first eliminate the cohort of students who score lowest on the ACT. The procedures shall provide that within that cohort of students, those whose families are most able to pay the student's tuition shall be eliminated first. After insufficient appropriations require the elimination of all students in such cohort, the procedures shall require repeating the process with those students in the next highest score cohort.

(2) (b) Among students denied their awards as provided in this Subsection, those students whose families have the least capacity to pay shall be the first to receive their awards if monies become available. Any student for whom the expected family contribution cannot be determined as provided for in Paragraph (1) of this Subsection Subparagraph (a) of this Paragraph shall be denied his award until the legislature appropriates sufficient monies to fund all awards made to students qualifying under the provisions of this Chapter.

(c) If a student who otherwise qualifies for an award pursuant to this Chapter is deemed ineligible to receive his award pursuant to this Paragraph, the public postsecondary institution in which he is enrolled may bill the student for the full amount of tuition established for the institution, unless the institution grants a tuition waiver to the student.

Section 2. This Act shall become effective upon signature by the governor or, if not signed by the governor, upon expiration of the time for bills to become law without signature by the governor, as provided by Article III, Section 18 of the Constitution of Louisiana. If vetoed by the governor and subsequently approved by the legislature, this Act shall become effective on the day following such approval.

On motion of Senator Morrish, the committee substitute bill was adopted and becomes Senate Bill No. 470 by Senator Morrish, substitute for Senate Bill No. 89 by Senator Morrish.

SENATE BILL NO. 470— (Substitute of Senate Bill No. 89 by Senator Morrish)

BY SENATOR MORRISH

AN ACT

To amend and reenact R.S. 17:5065(D), relative to the Taylor Opportunity Program for Students; to provide relative to reducing award amounts or the number of students deemed eligible for an award in the event of insufficient funding; to authorize public postsecondary institutions to bill students for certain tuition amounts; to provide for tuition waivers; and to provide for related matters.

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

SENATE BILL NO. 101—

BY SENATOR CLAITOR

AN ACT

To amend and reenact R.S. 39:91(B) and R.S. 46:2691(A) and the introductory paragraph of (B)(1), relative to the deposit of certain economic damages payments into the Deepwater Horizon Economic Damages Collection Fund; to provide for the deposit of certain economic damages payments into the state general fund; to provide for the uses of monies in the Medical Trust Fund for the Elderly; to provide for an effective date; and to provide for related matters.

Reported with amendments by the Committee on Finance.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Finance to Original Senate Bill No. 101 by Senator Claitor

AMENDMENT NO. 1

On page 3, line 15, change "and" to "and"

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

SENATE BILL NO. 111—

BY SENATOR BARROW

AN ACT

To enact R.S. 33:9097.28, relative to East Baton Rouge Parish; to create the Parkwood Terrace Crime Prevention and Neighborhood Improvement District within the parish; to provide relative to the purpose, boundaries, governance, and powers and duties of the district; to provide for the imposition of a parcel fee and for the use thereof; and to provide for related matters.

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

SENATE BILL NO. 142—

BY SENATOR GATTI

AN ACT

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

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

SENATE BILL NO. 158—

BY SENATOR CORTEZ

AN ACT

To amend and reenact R.S. 32:1252(27), relative to marine products; to provide relative to the definition of marine product; to exclude certain motors; 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. 158 by Senator Cortez

AMENDMENT NO. 1

On page 1, line 2, after "R.S. 32:1252(27)," insert "the introductory paragraph of R.S. 32:1253(A)(1), the introductory paragraph of R.S. 32:1261(A)(1)(k)(i), and R.S. 32:1270.1(1)(i)"

AMENDMENT NO. 2

On page 1, line 3, after "motors;" insert "to provide relative to commission member appointments; to provide relative to the sale of marine products;"

AMENDMENT NO. 3

On page 1, line 6, after "R.S. 32:1252(27)" insert ", the introductory paragraph of R.S. 32:1253(A)(1), the introductory paragraph of R.S. 32:1261(A)(1)(k)(i), and R.S. 32:1270.1(1)(i)" and change "is" to "are"

AMENDMENT NO. 4

On page 1, delete lines 12 through 17 and insert the following:
"(27) "Marine product" means a new or used watercraft, boat, or marine motor, designed for recreational or commercial use on water and a boat or watercraft trailer. The term also includes an outboard motor or a boat with an inboard/outboard motor attached to it. The term shall not mean a watercraft designed for use primarily for

commercial purposes or new or used watercraft or boats boat adapted to be powered only by the occupant's energy."

AMENDMENT NO. 5

On page 2, after line 1, insert the following:

"§1253. Motor Vehicle Commission; appointment and qualifications of members; terms of office; organization; oath; official bond; compensation; powers and duties

A. The Louisiana Motor Vehicle Commission is hereby created within the office of the governor and shall be composed of eighteen members appointed by the governor, as follows:

(1) A chairman of the commission shall be appointed from the state at large. Fourteen members shall be appointed in such manner that at least one, ~~but no more than two~~, shall be from each of the commission districts as listed below:

* * *

§1261. Unauthorized acts

A. It shall be a violation of this Chapter:

(1) For a manufacturer, a distributor, a wholesaler, distributor branch, factory branch, converter or officer, agent, or other representative thereof:

* * *

(k)(i) To sell or offer to sell a new or unused motor vehicle ~~or recreational product~~ directly to a consumer except as provided in this Chapter, or to compete with a licensee in the same-line makes, models, or classifications operating under an agreement or franchise from the aforementioned manufacturer. A manufacturer shall not, however, be deemed to be competing when any one of the following conditions are met:

* * *

§1270.1. Unauthorized acts; marine products

It shall be a violation of this Part:

(1) For a manufacturer, a distributor, a wholesaler, distributor branch, or factory branch of marine products or any officer, agent, or other representative thereof:

* * *

(i)(~~ii~~) To sell or offer to sell a new or unused marine product directly to a consumer except as provided in this Chapter, ~~or to compete with a licensee in the same-line makes, models, or classifications operating under an agreement from the aforementioned manufacturer. A manufacturer shall not, however, be deemed to be competing when any one of the following conditions are met:~~

(aa) Operating a marine dealership temporarily for a reasonable period, not to exceed two years;

(bb) Operating a bona fide retail marine dealership that is for sale to any qualified independent person at a fair and reasonable price, not to exceed two years;

(cc) Operating in a bona fide relationship in which a person independent of a manufacturer has made a significant investment subject to loss in the marine dealership, and can reasonably expect to acquire full ownership of such dealership on reasonable terms and conditions;

(ii) After any of the conditions have been met under Subitems (i)(aa) and (bb) of this Subparagraph, the commission shall allow the manufacturer to compete with licensees of the same-line makes, models, or classifications under an agreement from the manufacturer for longer than two years when, in the discretion of the commission, the best interest of the manufacturer, consuming public, and licensees are best served.

* * *

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

SENATE BILL NO. 165—

BY SENATOR ALLAIN

AN ACT

To amend and reenact R.S. 30:91(B)(1) and to enact R.S. 30:28(J), relative to the commissioner of conservation; to require notification to certain landowners; to provide for orphaned oilfield sites; to provide for requirements of drilling permits; 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 Natural Resources to Original Senate Bill No. 165 by Senator Allain

AMENDMENT NO. 1

On page 1, line 12, delete "Prior to" and insert "No later than thirty days after the"

AMENDMENT NO. 2

On page 1, line 13, delete "prospective" and after "operator" insert "to the best of his knowledge"

AMENDMENT NO. 3

On page 1, line 15, after "well" insert "site"

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

SENATE BILL NO. 174—

BY SENATOR DONAHUE

AN ACT

To amend and reenact R.S. 17:5002(A), (B) and (D), and 5024(B)(1)(a), relative to the Taylor Opportunity Program for Students; to provide relative to the minimum American College Test score required for eligibility for the Opportunity award; to provide with respect to the monetary amounts for awards granted pursuant to the program; to provide relative to future increases in award amounts; and to provide for related matters.

Reported with amendments by the Committee on Education.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Education to Original Senate Bill No. 174 by Senator Donahue

AMENDMENT NO. 1

On page 1, line 15, between "Section" and "any" change "at" to "to a student enrolled in"

AMENDMENT NO. 2

On page 2, line 21, between "year" and "who" insert "and"

AMENDMENT NO. 3

On page 4, line 5, after "university" delete the remainder of the line, and at the beginning of line 6, delete "2017 academic year"

AMENDMENT NO. 4

On page 4, line 7, between "level" and the period "." insert "during the 2016-2017 academic year"

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

SENATE BILL NO. 253—

BY SENATOR PEACOCK

AN ACT

To enact R.S. 17:1517(D)(5) and (6), relative to limitations on certain appropriations to the LSU Health Sciences Center at Shreveport; to provide for the responsibility for the monies appropriated for certain legacy costs associated with the privatization of the hospitals that are a part of the LSU Health Sciences Center at Shreveport; to provide for an effective date; and to provide for related matters.

Reported with amendments by the Committee on Finance.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Finance to Original Senate Bill No. 253 by Senator Peacock

AMENDMENT NO. 1

On page 1, line 2, change "enact" to "amend and reenact R.S. 17:1519.6(A) and to enact"

AMENDMENT NO. 2

On page 1, line 2, change "and (6)" to "and (6), and 1519.1(13)"

AMENDMENT NO. 3

On page 1, line 3, change "Shreveport;" to "Shreveport, the LSU Health Sciences Center at New Orleans, and the LSU Health Care Services Division;"

AMENDMENT NO. 4

On page 1, at the end of line 5, after "Center at" delete the remainder of the line and insert the following: "Shreveport, and the LSU Health Sciences Center at New Orleans and the LSU Health Care Services Division; to provide"

AMENDMENT NO. 5

On page 1, line 8, delete "17:1517(D)(5) and (6)" and insert the following: "17:1519.6(A) is hereby amended and reenacted and R.S. 17:1517(D)(5) and (6), and 1519.1(13)"

AMENDMENT NO. 6

On page 2, line 2, delete "appropriated" and insert "specifically appropriated"

AMENDMENT NO. 7

On page 2, between lines 15 and 16, insert the following: "(c) Any monies specifically appropriated for the payment of certain legacy costs as provided in Subparagraph (a) of this Paragraph shall not be used to displace, replace, or supplant appropriations for any other operational costs of the health sciences center."

AMENDMENT NO. 8

On page 2, line 21, change "costs," to "costs, security costs,"

AMENDMENT NO. 9

On page 2, between line 22 and 23, insert the following: "§1519.1. Definitions As used in this Subpart, the terms defined in this Section shall have the meanings herein given to them, except where the context clearly indicates otherwise."

(13) "Legacy costs" means and includes but are not limited to liability and insurance coverage for worker's compensation, medical malpractice, and property claims; auditing costs; civil service and training costs; personnel costs such as termination pay, unemployment compensation, and retiree health and life insurance benefits; and miscellaneous costs such as utilities, buildings and grounds maintenance costs, security costs, or administrative costs.

§1519.6. Funding and budget A. (1) The health care services division shall be an organizational unit within the LSU HSC-NO and shall be budgeted as a single appropriation separate and distinct from the appropriation or budget for any other institution or school under the supervision and management of the board. The appropriation for the health care services division shall only indicate the amount of state general fund dollars appropriated to this schedule and shall exclude state general funds for Medicaid and Medicaid-Uncompensated Care. All other funds generated by hospital operations shall be deposited directly into the Health Care Services Fund without appropriation. Funds from other institutions, schools, or divisions under the management of the board shall not be used to offset any deficit which may occur within the health care services division, and, conversely, funds from the health care services division shall not be used to offset any deficit

which may occur within other institutions, schools, or divisions under the management of the board.

(2)(a) Notwithstanding any other provision of law to the contrary, in any fiscal year that monies are not specifically appropriated for the payment of certain legacy costs directly associated with or relative to the hospitals that are a part of the Louisiana State University Health Sciences Center at New Orleans that have been privatized under a hospital cooperative endeavor agreement between the Board of Supervisors of Louisiana State University and Agricultural and Mechanical College as established by Article VIII, Section 7 of the Constitution of Louisiana and a nonpublic party, it shall be the responsibility of the division of administration to pay such legacy costs as provided in this Paragraph.

(b) Additionally, in the event of a budget deficit or fiscal emergency during any fiscal year, neither the appropriations for such legacy costs to the Louisiana State University Health Sciences Center at New Orleans or the Louisiana State University Health Care Services Division nor the personnel associated with such monies shall be reduced from the health sciences center or the health care services division to offset or compensate for such deficit or fiscal emergency.

(c) Any monies specifically appropriated for the payment of certain legacy costs as provided in Subparagraph (2)(a) of this Paragraph shall not be used to displace, replace, or supplant appropriations for any other operational costs of the health sciences center or the health care services division.

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

SENATE BILL NO. 267— BY SENATOR MORRELL AN ACT

To enact R.S. 39:129, relative to capital outlay; to provide requirements for certain entities and organizations receiving capital outlay funding; to provide for certain terms, conditions, and procedures; and to provide for related matters.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Revenue and Fiscal Affairs to Original Senate Bill No. 267 by Senator Morrell

AMENDMENT NO. 1

On page 1, line 11, change "one day each month" to "six days each year"

AMENDMENT NO. 2

On page 1, after line 12, insert: "Section 2. This Act shall become effective on January 1, 2017."

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

SENATE BILL NO. 272— BY SENATOR DONAHUE AN ACT

To amend and reenact R.S. 39:91(B) and R.S. 46:2691(A) and the introductory paragraph of (B)(1), relative to the deposit of certain economic damages payments into the Deepwater Horizon Economic Damages Collection Fund; to provide for the deposit of certain economic damages payments into the state general fund; to provide for the use of monies in the Medical Trust Fund for the Elderly; to provide for an effective date; and to provide for related matters.

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

SENATE BILL NO. 273—
BY SENATOR DONAHUE

AN ACT

To enact Paragraph (8) of Section 1 and Sections 4.1 and 12.2 of Act No. 762 of the 1986 Regular Session, as amended by Act No. 875 of the 1988 Regular Session, Act No. 1227 of the 1995 Regular Session, Act No. 855 of the 1997 Regular Session, and Act No. 1469 of the 1997 Regular Session, relative to the Greater New Orleans Expressway Commission; to authorize the Greater New Orleans Expressway Commission to issue additional toll bonds to finance the costs of construction of improvements and betterments to the Greater New Orleans Expressway; to provide with respect to surplus funds; and to provide for related matters.

Reported favorably by the Committee on Revenue and Fiscal Affairs. The bill was read by title, ordered engrossed and recommitted to the Committee on Finance.

SENATE BILL NO. 288—
BY SENATOR APPEL

AN ACT

To enact R.S. 38:2211.1 and to repeal R.S. 38:2225.1(B)(2), relative to public contracts; to provide relative to the awarding and performance of contracts for public works; to provide for preemption of state law; to provide certain terms and conditions; 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. 288 by Senator Appel

AMENDMENT NO. 1

On page 1, line 16, change "Section 3. R.S. 38:225.1(B)(2)" to "Section 2. R.S. 38:2225.1(B)(2)"

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

SENATE BILL NO. 307—
BY SENATOR MORRISH

AN ACT

To amend and reenact R.S. 17:3021, the introductory paragraph of 3023(A) and (B), and 3093(A) and (B), and to repeal R.S. 17:3022, relative to the Louisiana Student Financial Assistance Commission and the Louisiana Tuition Trust Authority; to abolish the commission and transfer the powers, duties, and functions of the commission and the trust authority to the Board of Regents; and to provide for related matters.

Reported with amendments by the Committee on Education.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Education to Original Senate Bill No. 307 by Senator Morrish

AMENDMENT NO. 1

On page 1, line 2, after "reenact", delete the remainder of the line, delete line 3, and insert "R.S. 17:3021, 3023, 3023.1(C), (D), and (E), 3023.3, 3023.4(A), 3023.6, 3023.7, 3023.8, 3024, 3024.1, 3024.2, 3031, and 3093(A) and (B), and R.S. 36:651(BB), and to repeal R.S. 17:3022, 3023.9, 3025, and 3035, relative to the Louisiana Student

AMENDMENT NO. 2

On page 1, delete lines 9 through 17, and on page 2, delete lines 1 through 22, and insert the following:

"Section 1. R.S. 17:3021, 3023, 3023.1(C), (D), and (E), 3023.3, 3023.4(A), 3023.6, 3023.7, 3023.8, 3024, 3024.1, 3024.2, 3031, and 3093(A) and (B) are hereby amended and reenacted to read as follows:

§3021. Louisiana Student Financial Assistance Commission **Student financial assistance; Board of Regents**

~~There is hereby created the Louisiana Student Financial Assistance Commission. Any reference to the Governor's Special Commission on Education Services in law or in any rule or regulation shall be deemed to apply to the Louisiana Student Financial Assistance Commission. The purpose of such commission is to~~ **The Board of Regents shall** supervise, control, direct, and administer state and federal programs to provide loans to assist persons in meeting the expenses of higher education, and state and federal scholarship programs for higher education in accordance with the provisions of this Chapter.

§3023. Powers and duties

A. The Louisiana Student Financial Assistance Commission **board** may:

(1) Guarantee the loan of money to lending agencies ~~and/or and~~ any holders of such loans, subject to the requirement of R.S. 17:3023.4 and upon such other terms and conditions as the **commission board** may prescribe, for persons attending or planning to attend institutions of higher education to assist them in meeting their expenses of higher education, including graduate, professional, vocational, business, or technical education.

(2)(a) Pay to the lending agencies ~~and/or and~~ any holders of such loans the interest as prescribed in R.S. 17:3023.4, on loans made to students, as long as the student is enrolled in any institution of higher learning approved by the **commission board**, or for not in excess of three years during which the borrower is in the active military service of the United States.

(b) When federal funds are available to refund the **commission board** for payment of interest on student loans, periodic installment payments of principal may be delayed, and interest may accrue and may be paid during any period:

(i) Not in excess of three years during which the borrower is a member of the armed forces of the United States.

(ii) Not in excess of three years during which the borrower is in service as a volunteer under the Peace Corps Act.

(iii) Not in excess of three years during which the borrower is in service as a volunteer under Title VIII of the Economic Opportunity Act of 1964.

(3) Operate in the other capacities permitted by federal law and regulation in the Title IV student financial assistance programs administered by the commission.

(4) Reject or take or hold and administer, on behalf of the **commission board** and for any of its purposes, real property, personal property, and monies, or any interest therein, and the income therefrom, either absolutely or in trust, for any purpose of the **commission board**. The **commission board** may invest its funds in any investments in which funds of the state employees retirement system may be invested pursuant to R.S. 11:517. The **commission board** may acquire property or monies for its purposes by the acceptance of gifts, grants, appropriations, bequests, devises, or loans.

(5) Enter into such contracts, as may be desirable, with institutions of higher education, upon such terms as may be agreed upon between the **commission board** and the institution, to provide for the administration by such institution of any loan or loan plan guaranteed by the **commission board**, including but not limited to applications therefor and repayment thereof.

(6) Enter into contracts with any bank or other lending agency ~~and/or and~~ any holder of such loan upon such terms as may be agreed upon between the **commission board** and the bank or other lending agency or holder, to provide for the administration by such bank or other lending agency or holder, of any loan or loan plan guaranteed by the commission including but not limited to applications therefor and terms of repayment thereof, and to establish the conditions for payment by the **commission board** to the bank or other lending agency ~~and/or and~~ the holder of the guarantee on any loan. A loan shall be defaulted when the bank or other lending agency ~~and/or and~~ holder makes application to the **commission board** for payment on the loan stating that such loan is in default in

accordance with the terms of a contract executed under this Paragraph.

(7) Sue and be sued in the name of the commission board.

(8) Collect loans guaranteed by the commission board on which the commission board has met its guarantee obligations.

(9) Adopt rules and regulations in accordance with the provisions of the Administrative Procedure Act, not inconsistent with the provisions of this Chapter, governing the guarantee, disbursement, and/or servicing of loans made by the commission board, and governing any other matters relating to the activities of the commission. Such rules and regulations shall include procedures for the denial of licenses, permits, and certificates required by the state to practice or engage in a trade, occupation, or profession to applicants and renewal applicants in default on the repayment of loans guaranteed by the commission board, for the conditional issuance or renewal of such a license, permit, or certificate pending an applicant's compliance with loan repayment requirements, and for other matters necessary to implement the provisions of R.S. 37:2951.

(10) Perform such other acts as may be necessary or appropriate to carry out effectively the objects and purposes of this Chapter.

(11) Notwithstanding any other provisions of law, enter into agreements with the United States Department of Education and other public or private entities for any purpose related to the administration of student financial assistance programs pursuant to the Higher Education Act of 1965, 20 U.S.C. 1070 et seq., as amended or as hereafter amended.

(12) Define, for the purposes of this Chapter, the meaning of "Louisiana residency".

B. In addition to any other powers and duties authorized by this Section for the Louisiana Student Financial Assistance Commission, the commission board shall establish an internal audit function and shall establish an office of the chief audit executive who shall be responsible for ensuring that the internal audit function adheres to the Institute of Internal Auditors, International Standards for the Professional Practice of Internal Auditing. The chief audit executive shall maintain organizational independence in accordance with these standards and shall have direct and unrestricted access to the commission board. The chief audit executive shall annually certify to the commission board that the internal audit function conforms to the Institute of Internal Auditors, International Standards for the Professional Practice of Internal Auditing.

§3023.1. Credit unions, savings and loan associations, schools and insurance companies as lending agencies

C. Savings and loan associations in Louisiana shall be empowered to make student loans guaranteed by the commission board up to five percent of their assets in accordance with the provisions of any federal law relating to federally insured student loan programs.

D. Postsecondary schools in Louisiana shall be empowered to make student loans guaranteed by the commission board in accordance with the provisions of the Federal Higher Education Act of 1965 as amended or as hereafter amended.

E. Insurance companies domiciled, licensed, or registered to do business and subject to examination and supervision by an agency of the state shall be empowered to make student loans guaranteed by the commission board pursuant to the provisions of applicable state laws and the provisions of the Federal Higher Education Act of 1965, as amended or hereafter amended.

§3023.3. Loan of reserve funds
The Louisiana Student Financial Assistance Commission is empowered to board may authorize the granting of guaranteed student loans made pursuant to the provisions of this Chapter out of reserve funds of said commission available to the board for such purpose, and shall have the authority to may sell or discount, or both, said such loans to banks, credit unions, and other authorized lending institutions, at such consideration and upon such terms as may be agreed upon by the commission board.

§3023.4. Student loan guaranties

A. Notwithstanding any other provisions of law, the Louisiana Student Financial Assistance Commission is hereby authorized to board may guarantee loans made to students attending or planning to attend institutions of higher education, including graduate,

professional, vocational, business, or technical education, subject to the conditions, limitations, reinsurance provisions and in accordance with the terms and provisions of and within the amounts established by 20 U.S.C. §1071 et seq., or in accordance with the provisions of any federal law or regulations relating to student loan guarantee or insurance programs, provided that the aggregate value of all loans guaranteed and outstanding at any one time shall not exceed fifteen times the total value of funds, investments, properties, and other assets of the commission available to the board for such purpose, except that this guarantee may be further expanded by use of federal credit.

* * *

§3023.6. Age does not bar loan

Any person otherwise qualifying for a loan guaranteed by the Louisiana Student Financial Assistance Commission board shall not be disqualified by reason of his being under the age of twenty-one, and for the purpose of applying for, receiving, and repaying such a loan, any such person, notwithstanding the provisions of any law to the contrary, shall be deemed to have full legal capacity to act and shall have all the rights, powers, privileges, and obligations of a person of full age with respect thereto.

§3023.7. Tax exemption

All property and income of the Louisiana Student Financial Assistance Commission board used exclusively for the purposes of this Chapter shall be exempt from all taxes and assessments.

§3023.8. Examination by commissioner of financial institutions

The Louisiana Student Financial Assistance Commission shall be board in its actions pursuant to this Chapter is subject to examination by the commissioner of financial institutions, but shall not be deemed to be a banking organization nor be required to pay a fee for any such supervision or examination. The commission board shall make an annual report of its condition to the governor, the legislature, and the commissioner of financial institutions on or before June ~~30~~ thirtieth.

§3024. Acceptance and use of funds

The Louisiana Student Financial Assistance Commission board shall accept any contributions or subsidies made to it from state funds and shall use the funds to meet administrative expenses for any of its purposes and to provide a reserve fund to guarantee loans made pursuant to the provisions of this Chapter and to pay interest on guaranteed loans, as provided by R.S. 17:3023.

§3024.1. Student loans as security for deposit of public funds

Notes representing loans to students which are guaranteed by this commission board in accordance with a contract agreement under the provisions of this Chapter, may be pledged as collateral security for deposit of public funds as required in R.S. 39:403 and R.S. 39:1221.

§3024.2. Appropriation for guaranteed student loan program

The legislature shall annually appropriate sufficient funds to pay those eligible claims resulting from the guarantee of student loans by the Louisiana Student Financial Assistance Commission board under this Chapter, but only to the extent that anticipated federal reinsurance or reimbursement payments pursuant to 20 U.S.C. §1071 et seq., and any other monies available to the Louisiana Student Financial Assistance Commission board for such purpose are insufficient to pay such claims.

§3031. State student incentive grant; federal participation

A. The Louisiana Student Financial Assistance Commission is empowered to board may administer the state student incentive grant program for student financial aid as provided in Title IV of the Federal Higher Education Act, as amended, and to prescribe appropriate rules and regulations applicable thereto. The commission is authorized to board may enter into contracts or agreements with the federal government for their financial participation in the program on such terms and conditions as may be agreed upon by the commission board.

B. The commission is authorized to board may implement a program to train and further acquaint administrators of financial aid and assistance with the federal and state programs of student financial aid, pursuant to the Federal Higher Education Act as amended by Public Law 94-482. The commission board shall design and develop this program in consultation with the statewide financial aid administrators association. The commission board may provide appropriate rules and regulations in order to execute this provision. The commission is authorized to board may enter into contracts or

agreements with the federal government for ~~their~~ its financial participation in the program on such terms and conditions as may be agreed upon by the commission board.

* * *

AMENDMENT NO. 3

On page 3, line 3, between "education" and "shall" insert "or his designee"

AMENDMENT NO. 4

On page 3, between lines 15 and 16, insert the following:
"(e) The commissioner of higher education or his designee."

AMENDMENT NO. 5

On page 4, delete line 5, and insert the following:
 "Section 2. R.S. 36:651(BB) is hereby amended and reenacted to read as follows:
 §651. Transfer of boards, commissions, departments, and agencies to Department of Education; boards, commissions, and agencies within Department of Education

BB. The Louisiana Student Financial Assistance Commission (R.S. 17:3021 et seq.) is hereby abolished and its powers, duties, functions and responsibilities are hereby transferred to placed within the Board of Regents and shall exercise and perform its powers, duties, functions, and responsibilities in the manner provided for agencies transferred in accordance with the provisions of R.S. 36:801.1. All reference in law to the Louisiana Student Financial Assistance Commission shall refer to the Board of Regents.

Section 3. R.S. 17:3022, 3023.9, 3025, and 3035 are hereby repealed."

AMENDMENT NO. 6

On page 4, at the beginning line 6, change "Section 3." to "Section 4."

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

SENATE BILL NO. 319—

BY SENATOR PERRY

AN ACT

To amend and reenact R.S. 17:3141.2(5)(p), relative to education; to provide an exception to the definition of proprietary schools for advanced police and service dog training programs; and to provide for related matters.

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

SENATE BILL NO. 329—

BY SENATOR CLAITOR

AN ACT

To amend and reenact R.S. 17:5024(A), relative to the academic requirements for the Taylor Opportunity Program for Students; to increase the minimum cumulative grade point average required for certain awards; to provide for an effective date; and to provide for related matters.

Reported with amendments by the Committee on Education.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Education to Original Senate Bill No. 329 by Senator Claitor

AMENDMENT NO. 1

On page 1, line 14, change "2.75" to "2.50"

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

SENATE BILL NO. 351—

BY SENATOR MORRISH

AN ACT

To amend and reenact R.S. 17:3452, 3453.1(A) and (C), and 3454, and to repeal R.S. 17:3453, relative to the Louisiana Universities Marine Consortium for Research and Education; to repeal the executive board and transfer all duties and functions of the executive board to the Board of Regents; and to provide for related matters.

Reported with amendments by the Committee on Education.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Education to Original Senate Bill No. 351 by Senator Morrish

AMENDMENT NO. 1

On page 1, line 2, between "(C)," and "and to" change "and 3454," to "3454, and 3456,"

AMENDMENT NO. 2

On page 1, line 3, between "17:3453" and the comma "," insert "and 3455, and R.S. 36:651(M) and 801.4"

AMENDMENT NO. 3

On page 1, line 7, between "(C)," and "are" change "and 3454" to "3454, and 3456"

AMENDMENT NO. 4

On page 1, at the end of line 13, delete "as", delete line 14, and insert "hereinafter referred to as the board."

AMENDMENT NO. 5

On page 4, delete line 16, and insert the following:

"§3456. Annual report; master plan
 A.(+) The executive board, in consultation with the Science and Education Advisory Council, shall formulate a five-year master plan for the consortium's marine science and education programs and initiatives and shall make timely revisions to such plan as warranted and necessary.

~~(2) The initial master plan required by this Subsection shall be submitted to the Board of Regents not later than February 1, 2013.~~

B.(+) On or before December thirty-first of each year, ~~the executive director shall submit~~ an annual report of the activities of the consortium shall be submitted to the executive board together with any additional information the executive board may require.

~~(2) The chair of the executive board, the executive director of the board, and the chair of the Science and Education Advisory Council shall annually make a joint report to the Board of Regents regarding the consortium's efficacy in achieving its overall mission through implementation of the master plan.~~

Section 2. R.S. 17:3453 and 3455 are hereby repealed.

Section 3. R.S. 36:651(M) and 801.4 are hereby repealed."

AMENDMENT NO. 6

On page 4, at the beginning of line 17, change "Section 3." to "Section 4."

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

SENATE BILL NO. 357—

BY SENATOR CARTER

AN ACT

To enact R.S. 32:44, relative to red light cameras; to require notification of red light camera locations; to provide for definitions; 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. 357 by Senator Carter

AMENDMENT NO. 1

On page 1, line 8, after "located" insert "within twenty feet of and "

AMENDMENT NO. 2

On page 1, line 9, after "B." insert "(1)"

AMENDMENT NO. 3

On page 1, between line 12 and 13, insert the following:

"(2) In any proceeding to collect a civil or criminal fine, fee, or penalty by or on behalf of a municipal or parish authority, a rebuttable presumption shall exist that signs were posted in accordance with Subsection A of this Section."

April 12, 2016

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

SENATE BILL NO. 365—
BY SENATOR MIZELL

AN ACT

To enact R.S. 33:2541.5, relative to the city of Bogalusa; to provide relative to the municipal fire and police civil service; to provide that the position of chief of police for the city of Bogalusa shall be in the unclassified service; to provide authority for selection, appointment, supervision, and discharge of such position; and to provide for related matters.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Local and Municipal Affairs to Original Senate Bill No. 365 by Senator Mizell

AMENDMENT NO. 1

On page 1, delete line 17 in its entirety.

AMENDMENT NO. 2

On page 2, delete lines 1 through 5 in their entirety and insert the following:

"(2) The chief of police must meet the following requirements:

(a) Have at least eight years of progressively responsible experience in law enforcement positions, at least two years of which must have been in positions that included administrative or supervisory responsibilities.

(b) Have law enforcement experience in patrol operations, criminal investigations, public training, and related areas of police department operations and management.

(c) Pass a medical examination designed to demonstrate good mental and physical health sufficient to perform any required duties of the position.

(d) Be a resident of Washington Parish or willing to become a resident of Washington Parish within ninety days of employment."

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

SENATE BILL NO. 425—
BY SENATOR ALLAIN

AN ACT

To amend and reenact R.S. 30:21(B)(2)(a) and to enact R.S. 30:86(D)(7), relative to the commissioner of conservation; to provide for the Oil and Gas Regulatory Fund; to provide for the Oilfield Site Restoration Fund; to provide for contributions to such funds from fees collected from an operator who chooses not to plug a well classified as inactive; and to provide for related matters.

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

SENATE BILL NO. 433—
BY SENATOR MORRELL

AN ACT

To amend and reenact R.S. 39:1401(C), 1405.4(E) and (F), 1410.60(A) and R.S. 42:19(A)(1)(b)(ii)(cc), to enact R.S. 39:1405.5, and to repeal R.S. 47:1405.4(G) and (H), relative to the State Bond Commission; to provide for selection of the chairman of the State Bond Commission; to provide relative to reporting requirements; to provide for approval guidelines; to provide relative to certain voting requirements; and to provide for related matters.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Revenue and Fiscal Affairs to Original Senate Bill No. 433 by Senator Morrell

AMENDMENT NO. 1

On page 1, line 2, delete ", 1405.4(E) and (F)," and insert "and"

AMENDMENT NO. 2

On page 1, lines 3 and 4, delete ", and to repeal R.S. 47:1405.4(G) and (H)"

AMENDMENT NO. 3

On page 1, line 9, delete ", 1405.4(E) and (F),"

AMENDMENT NO. 4

On page 1, line 15, after "Commission," insert ", the chairman shall be elected for a four-year term concurrent with the term of the legislature"

AMENDMENT NO. 5

On page 1, line 16, after "necessary." insert "The State Bond Commission shall be staffed by the treasurer's office."

AMENDMENT NO. 6

On page 2, delete lines 1 through 24.

AMENDMENT NO. 7

On page 4, delete line 10 in its entirety.

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

Reconsideration

The vote by which Senate Bill No. 322 failed to pass on Monday, April 11, 2016, was reconsidered.

SENATE BILL NO. 322—
BY SENATOR MORRELL

AN ACT

To amend and reenact R.S. 27:443(B)(1)(a)(ii) and (b)(iii), relative to penalties for certain violations of the Video Draw Poker Devices Control Law; to provide with respect to the revocation or suspension of a license for certain violations; to provide for a hearing; and to provide for related matters.

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

Special Order of the Day No. 1

SENATE BILL NO. 254—

BY SENATORS MORRELL, BARROW, BISHOP AND CARTER

AN ACT

To amend and reenact Chapter 6-A of Title 23 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 23:661 through 669, relative to equal pay; to provide with respect for public policy; to provide for definitions; to further prohibit pay discrimination; to provide for a complaint procedure, penalties, attorney fees, and damages; and to provide for related matters.

Floor Amendments

Senator Martiny sent up floor amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Martiny on behalf of the Legislative Bureau to Engrossed Senate Bill No. 254 by Senator Morrell

AMENDMENT NO. 1

On page 2, line 8, following "for" and before "employer" change "the" to "an"

AMENDMENT NO. 2

On page 4, line 5, following "entitled" delete the remainder of the line

AMENDMENT NO. 3

On page 4, line 6, delete "used" and insert "may not be used as a defense"

AMENDMENT NO. 4

On page 4, line 18, following "provided" and before ",," change "herein" to "in this Subsection"

AMENDMENT NO. 5

On page 6, line 19, change "Act" to "Law"

On motion of Senator Martiny, the amendments were adopted.

Floor Amendments

Senator Morrell proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Morrell to Engrossed Senate Bill No. 254 by Senator Morrell

AMENDMENT NO. 1

On page 6, delete lines 15 through 20, and insert the following:
"§669. Supplemental application

A. This Chapter is supplemental and is ~~not~~ intended to ~~supersede~~ any provision **supplement those remedies related to sex discrimination** provided for in Chapter 3-A of this Title, the "Louisiana Employment in Discrimination ~~Act~~ Law", which prohibits discrimination based upon sex regardless of whether the employer is a state entity, a private business, or other employer.

B. Nothing in this Chapter is intended to provide any additional remedies or causes of action for any other category of employment discrimination provided for in Chapter 3-A of this Title."

On motion of Senator Morrell, the amendments were adopted.

Floor Amendments

Senator Morrell proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Morrell to Engrossed Senate Bill No. 254 by Senator Morrell (SFASB254 HEAVEYL 1439)

AMENDMENT NO. 1

On page 2, line 1, after "the same" and before "in kind" delete "or comparable"

AMENDMENT NO. 2

On page 2, line 21, at the end of the line, delete "or"

AMENDMENT NO. 3

On page 2, line 22, at the beginning of the line, delete "comparable"

AMENDMENT NO. 4

On page 2, line 23, after "the same" and before "working conditions" delete "or comparable"

AMENDMENT NO. 5

On page 4, line 17, delete "to the satisfaction of the employee"

AMENDMENT NO. 6

On page 4, line 19, after "against" and before "the employer" insert "or seek unpaid wages from"

AMENDMENT NO. 7

On page 4, line 20, after "regarding the" and before "remedied" delete "satisfactorily"

AMENDMENT NO. 8

On page 5, line 7, at the end of the line insert the following: "The award for unpaid wages shall not exceed the payment of unpaid wages for thirty-six months."

On motion of Senator Morrell, the amendments were adopted.

Floor Amendments

Senator Hewitt proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Hewitt to Engrossed Senate Bill No. 254 by Senator Morrell (SFASB254 CORLEYM 1469)

AMENDMENT NO. 1

On page 2, delete lines 7 through 9 and insert the following:

"(2) "Employee" means any ~~female~~ individual who is employed to work forty or more hours a week and who is employed by ~~the~~ an employer."

AMENDMENT NO. 2

On page 2, line 14, change "twenty" to "fifty" and after "employees" delete the remainder of the line and insert "are employed within the state."

AMENDMENT NO. 3

On page 2, line 19, change "within the same agency" to "within the same agency by the same employer"

AMENDMENT NO. 4

On page 2, line 22, and change "education," to "education,"

AMENDMENT NO. 5

On page 2, line 23, change "including time worked" to "including time worked in the position."

AMENDMENT NO. 6

On page 2, delete line 24

AMENDMENT NO. 7

On page 3, line 4, delete "both:"

AMENDMENT NO. 8

On page 3, line 5, change "(a) The" to "the"

AMENDMENT NO. 9

On page 3, delete lines 7 and 8

AMENDMENT NO. 10

On page 4, line 7, after "Chapter" and before the period "." insert "unless an employee negotiated the lesser compensation for specific accommodations"

AMENDMENT NO. 11

On page 5, at the end of line 3, insert: "In no event shall a civil suit be instituted prior to the expiration of one hundred eighty days from the filing of the complaint with commission."

AMENDMENT NO. 12

On page 5, on line 7, change "interest, and costs." to "and costs judicial interest."

AMENDMENT NO. 13

On page 5, line 9, delete "liquidated damages."

AMENDMENT NO. 14

On page 5, line 12, after "monetary relief" and before "shall be" insert "beyond attorney fees"

AMENDMENT NO. 15

On page 6, at the beginning of line 11, insert "A."

AMENDMENT NO. 16

On page 6, between lines 14 and 15, and insert the following:

"B.(1) Any records created, preserved, or obtained pursuant to this Chapter shall be confidential and privileged, and shall not be subject to disclosure under the Public Records Law when in the custody or control of the commission."

(2) Any records created, preserved, or obtained pursuant to this Chapter shall be confidential. The employer may seek a protective order and an in camera inspection by the court of competent jurisdiction of such records prior to any public disclosure.

On motion of Senator Hewitt, the amendments were adopted.

Floor Amendments

Senator Hewitt proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Hewitt to Engrossed Senate Bill No. 254 by Senator Morrell

AMENDMENT NO. 17

Delete Senate Floor Amendments No. 1 and 4 in the set of Senate Floor Amendments, designated as SFASB254 HEAVEYL 1439, proposed by Senator Morrell and adopted by the Senate on April 12, 2016

AMENDMENT NO. 18

On page 2, line 1, after "the same" and before "in kind" delete "or comparable" and insert "or equal"

AMENDMENT NO. 19

On page 2, line 23, after "the same" and before "working conditions" delete "or comparable" and insert "or equal"

On motion of Senator Hewitt, the amendments were adopted.

Floor Amendments

Senator Hewitt proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Hewitt to Engrossed Senate Bill No. 254 by Senator Morrell

AMENDMENT NO. 1

Delete Senate Floor Amendment No. 12, in the set of Senate Floor Amendments designated as SFASB254 CORLEYM 1469, proposed by Senator Hewitt and adopted by the Senate on April 12, 2016

AMENDMENT NO. 2

On page 4, line 9, change "in pay regardless of whether" to "only if"

AMENDMENT NO. 3

On page 4, line 10, delete "or unintentional"

AMENDMENT NO. 4

On page 5, line 5, delete "(1)"

AMENDMENT NO. 5

On page 5, delete line 7, and insert: "wages and reasonable attorney fees, compensation for lost benefits, and costs judicial interest. Reasonable attorney fees shall be awarded when the violation was arbitrary and capricious."

AMENDMENT NO. 6

On page 5, delete lines 8 through 11

Senator Hewitt moved the adoption of the amendments.

Senator Morrell objected.

ROLL CALL

The roll was called with the following result:

YEAS

Allain	Hewitt	Peacock
Appel	Johns	Perry
Claitor	Lambert	Riser
Erdey	Long	Smith, J.
Fannin	Martiny	Walsworth
Gatti	Mizell	White

Total - 18

NAYS

Mr. President	Colomb	Morrish
Barrow	Cortez	Peterson
Bishop	LaFleur	Smith, G.
Boudreaux	Luneau	Tarver
Brown	Milkovich	Thompson
Carter	Mills	Ward
Chabert	Morrell	

Total - 20

ABSENT

Donahue
Total - 1

The Chair declared the amendments were rejected.

Floor Amendments

Senator Claitor proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Claitor to Engrossed Senate Bill No. 254 by Senator Morrell

AMENDMENT NO. 1

On page 5, line 5, after "who" delete "violates" insert "is found to have violated"

AMENDMENT NO. 2

On page 5, line 7, after "wages and" delete the remainder of the line and insert "interest."

AMENDMENT NO. 3

On page 5, between line 7 and 8 insert the following:
"(2) The prevailing party shall be awarded reasonable attorney fees."

AMENDMENT NO. 4

On page 5, line 8, change "(2)" to "(3)"

On motion of Senator Claitor, the amendments were adopted.

Floor Amendments

Senator Claitor proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Claitor to Engrossed Senate Bill No. 254 by Senator Morrell

AMENDMENT NO. 1

On page 6, line 11, after "employer" insert "subject to this Chapter"

On motion of Senator Claitor, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Barrow	Hewitt	Morrish
Bishop	Johns	Perry
Boudreaux	LaFleur	Peterson
Brown	Lambert	Smith, G.
Carter	Luneau	Tarver
Claitor	Martiny	Thompson
Colomb	Milkovich	Ward
Cortez	Mills	White
Erdey	Mizell	
Gatti	Morrell	
Total - 28		

NAYS

Mr. President	Fannin	Smith, J.
Allain	Long	Walsworth
Appel	Peacock	
Chabert	Riser	
Total - 10		

ABSENT

Donahue
Total - 1

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

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

SENATE CONCURRENT RESOLUTION NO. 20—
BY SENATOR ERDEY

A CONCURRENT RESOLUTION

To express the intent of the Legislature of Louisiana that the Department of Public Safety and Corrections, public safety services, and the office of motor vehicles enforce laws that regulate glass tinting on motor vehicles and particularly on private passenger vehicles.

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Gatti	Peacock
Allain	Hewitt	Perry
Appel	Johns	Peterson
Barrow	LaFleur	Riser
Bishop	Lambert	Smith, G.
Boudreaux	Long	Smith, J.
Brown	Luneau	Tarver
Carter	Martiny	Thompson
Claitor	Milkovich	Walsworth
Colomb	Mills	Ward
Cortez	Mizell	White
Erdey	Morrell	
Fannin	Morrish	
Total - 37		

NAYS

Total - 0

ABSENT

Chabert
Total - 2
Donahue

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

SENATE CONCURRENT RESOLUTION NO. 29—
BY SENATOR CHABERT

A CONCURRENT RESOLUTION

To urge and request the Coastal Protection and Restoration Financing Corporation to study and make recommendations on the feasibility of employing financing techniques to convert settlement payments received pursuant to the consent decree entered into in the case "In re: Oil Spill by the Oil Rig 'Deepwater Horizon' in the Gulf of Mexico, on April 20, 2010", into current assets to be deposited and credited to the Coastal Protection and Restoration Fund.

Reported favorably by the Committee on Natural Resources.

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

SENATE CONCURRENT RESOLUTION NO. 36—
BY SENATOR ERDEY

A CONCURRENT RESOLUTION

To urge and request the Department of Transportation and Development to study the feasibility of a new interstate interchange on I-12 at Louisiana Highway 1032 (4H-Club Road) and a new interstate interchange on I-12 at Louisiana Highway 16 (Pete's Highway).

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Fannin	Morrish
Allain	Gatti	Peacock
Appel	Hewitt	Perry
Barrow	Johns	Peterson
Bishop	LaFleur	Riser
Boudreaux	Lambert	Smith, G.
Brown	Long	Smith, J.
Carter	Luneau	Tarver
Chabert	Martiny	Thompson
Claitor	Milkovich	Walsworth
Colomb	Mills	Ward
Cortez	Mizell	White
Erdey	Morrell	
Total - 38		

NAYS

Total - 0

ABSENT

Donahue
Total - 1

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

April 12, 2016

SENATE CONCURRENT RESOLUTION NO. 37—

BY SENATOR BROWN

A CONCURRENT RESOLUTION

To establish the Bridge Lighting Task Force to study and make recommendations relative to the installation and maintenance of lighting on the Sunshine Bridge and the Veteran's Memorial Bridge near the town of Gramercy, Louisiana; to provide for the membership of the task force; and to require the task force to make recommendations relative to funding mechanisms for installation, energy costs, and maintenance of bridge lighting.

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns of names: Mr. President, Allain, Appel, Barrow, Bishop, Boudreaux, Brown, Carter, Chabert, Claitor, Colomb, Cortez, Erdey, Fannin, Gatti, Hewitt, Johns, LaFleur, Lambert, Long, Luneau, Martiny, Milkovich, Mills, Mizell, Morrell, Morrish, Peacock, Perry, Peterson, Riser, Smith, G., Smith, J., Tarver, Thompson, Walsworth, Ward, White.

NAYS

Total - 0

ABSENT

Donahue
Total - 1

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

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

Called from the Calendar

Senator Mills asked that Senate Bill No. 360 be called from the Calendar.

SENATE BILL NO. 360—

BY SENATOR MILLS

AN ACT

To amend and reenact R.S. 40:1155.2(8), relative to the Louisiana Physician Order for Scope of Treatment; to provide for definitions; to provide for form modifications; to provide for specific language to be utilized on the form; to provide for mandatory fields; to provide for an effective date; and to provide for related matters.

Floor Amendments

Senator Martiny sent up floor amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Martiny on behalf of the Legislative Bureau to Engrossed Senate Bill No. 360 by Senator Mills

AMENDMENT NO. 1

On page 2, lines 27 and 28, change "When not in cardiopulmonary arrest, follow orders in B and C" to "When not in cardiopulmonary arrest, follow orders in B and C"

AMENDMENT NO. 2

On page 5, line 11, following "following" and before end of line delete "four"

On motion of Senator Martiny, the amendments were adopted.

Floor Amendments

Senator Mills proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Mills to Engrossed Senate Bill No. 360 by Senator Mills

AMENDMENT NO. 1

On page 4, line 20, between "be" and "labeled" insert "listed in a column."

AMENDMENT NO. 2

On page 4, delete line 22

AMENDMENT NO. 3

On page 4, line 23, change "(aa)" to "(i)"

AMENDMENT NO. 4

On page 4, line 24, change "(bb)" to "(ii)"

AMENDMENT NO. 5

On page 4, line 25, change "(cc)" to "(iii)"

On motion of Senator Mills, the amendments were adopted.

Floor Amendments

Senator Mills proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Mills to Engrossed Senate Bill No. 360 by Senator Mills

AMENDMENT NO. 1

On page 1, line 2, change "(8)" to "(5)"

AMENDMENT NO. 2

On page 1, line 2, after "(8)," insert "to enact R.S. 40:1155.2.1, and to repeal R.S. 40:1155.2(8),"

AMENDMENT NO. 3

On page 1, line 3, delete "to provide for form modifications;"

AMENDMENT NO. 4

On page 1, line 4, delete "specific language to be utilized on"

AMENDMENT NO. 5

On page 1, line 4, delete "to provide for mandatory" and on line 5, delete "fields;"

AMENDMENT NO. 6

On page 1, line 7, change "(8)" to "(5)"

AMENDMENT NO. 7

On page 1, line 7, after "reenacted" insert "and R.S. 40:1155.2.1 is hereby enacted"

AMENDMENT NO. 8

On page 1, delete lines 12 through 17

AMENDMENT NO. 9

On page 1, between line 11 and 12, insert the following: "(5) "LaPOST" means Louisiana Physician Order for Scope of Treatment as provided in R.S. 40:1155.2.1."

AMENDMENT NO. 10

Delete pages 2 through 8 and on page 9, delete lines 1 through 11

AMENDMENT NO. 11

On page 9, between lines 11 and 12, insert the following: "\$1155.2.1. LaPOST Form"

HIPAA PERMITS DISCLOSURE OF LaPOST TO OTHER HEALTH CARE PROVIDERS AS NECESSARY

LOUISIANA PHYSICIAN ORDERS FOR SCOPE OF TREATMENT (LaPOST)

FIRST follow these orders, **THEN** contact physician. This is a Physician Order form based on the person's medical condition and preferences. Any section not completed implies full treatment for that section. LaPOST complements an Advance Directive and is not intended to replace that document. Everyone shall be treated with dignity and respect. Please see www.La-POST.org for information regarding "what my cultural/religious heritage tells me about end of life care."

LAST NAME	
FIRST NAME/MIDDLE NAME	
DATE OF BIRTH	MEDICAL RECORD NUMBER (optional)

PATIENT'S DIAGNOSIS OF LIFE LIMITING DISEASE AND IRREVERSIBLE CONDITION:

GOALS OF CARE:

A. CARDIOPULMONARY RESUSCITATION (CPR): PERSON IS UNRESPONSIVE, PULSELESS AND IS NOT BREATHING

CHECK ONE CPR/Attempt Resuscitation (requires full treatment in section B) When not in cardiopulmonary arrest, follow orders in B and C.
 DNR/Do Not Attempt Resuscitation (Allow Natural Death)

B. MEDICAL INTERVENTIONS: PERSON HAS PULSE OR IS BREATHING

CHECK ONE FULL TREATMENT (primary goal of prolonging life by all medically effective means) Use treatments in Selective Treatment and Comfort Focused treatment. Use mechanical ventilation, advanced airway interventions and cardioversion if indicated.
 SELECTIVE TREATMENT (primary goal of treating medical conditions while avoiding burdensome treatments) Use treatments in Comfort Focused treatment. Use medical treatment, including antibiotics and IV fluids as indicated. May use non invasive positive airway pressure (CPAP/BIPAP). Do not intubate. Generally avoid intensive care.
 COMFORT FOCUSED TREATMENT (primary goal is maximizing comfort) Use medication by any route to provide pain and symptom management. Use oxygen, suctioning and manual treatment of airway obstruction as needed to relieve symptoms. (Do not use treatments listed in full or selective treatment unless consistent with goals of care. Transfer to hospital ONLY if comfort focused treatment cannot be provided in current setting.)

ADDITIONAL ORDERS: (e.g. dialysis, etc.)

Medically assisted nutrition and hydration is optional when it
 • cannot reasonably be expected to prolong life • would be more burdensome than beneficial • would cause significant physical discomfort

C. ARTIFICIALLY ADMINISTERED FLUIDS AND NUTRITION: (Always offer food/fluids by mouth as tolerated)

CHECK ONE No artificial nutrition by tube.
 Trial period of artificial nutrition by tube. (Goal: _____)
 Long-term artificial nutrition by tube. (If needed)

D. SUMMARY

Discussed with: Patient (Patient has capacity) Personal Health Care Representative (PHCR)

The basis for these orders is:

CHECK ALL THAT APPLY Patient's declaration (can be oral or nonverbal) Advance Directive dated _____, available and reviewed
 Patient's Personal Health Care Representative (Qualified Patient without capacity) Advance Directive not available
 Patient's Advance Directive, if indicated, patient has completed an additional document that provides guidance for treatment measures if he/she loses medical decision-making capacity. No Advance Directive
 Resuscitation would be medically non-beneficial. Health care agent if named in Advance Directive:
 Name: _____
 Phone: _____

This form is voluntary and the signatures below indicate that the physician orders are consistent with the patient's medical condition and treatment plan and are the known desires or in the best interest of the patient who is the subject of the document.

PRINT PHYSICIAN'S NAME	PHYSICIAN SIGNATURE (MANDATORY)	PHYSICIAN PHONE NUMBER	DATE (MANDATORY)
PRINT PATIENT OR PHCR NAME	PATIENT OR PHCR SIGNATURE (MANDATORY)	DATE (MANDATORY)	
PHCR RELATIONSHIP	PHCR ADDRESS	PHCR PHONE NUMBER	

SEND FORM WITH PERSON WHENEVER TRANSFERRED OR DISCHARGED
 USE OF ORIGINAL FORM IS STRONGLY ENCOURAGED. PHOTOCOPIES AND FAXES OF SIGNED LaPOST FORMS ARE LEGAL AND VALID.

April 12, 2016

LAST NAME	FIRST NAME	MIDDLE NAME	DATE OF BIRTH

DIRECTIONS FOR HEALTH CARE PROFESSIONALS

COMPLETING LaPOST

- Must be completed by a physician and patient or their personal health care representative based on the patient's medical conditions and preferences for treatment.
- LaPOST must be signed by a physician and the patient or PHCR to be valid. Verbal orders are acceptable from physician and verbal consent may be obtained from patient or PHCR according to facility/community policy.
- Use of the brightly colored original form is strongly encouraged. Photocopies and faxes of signed LaPOST are legal and valid.

USING LaPOST

- Completing a LaPOST form is voluntary. Louisiana law requires that a LaPOST form be followed by health care providers and provides immunity to those who comply in good faith. In the hospital setting, a patient will be assessed by a physician who will issue appropriate orders that are consistent with the patient's preferences.
- LaPOST does not replace the advance directive. When available, review the advance directive and LaPOST form to ensure consistency and update forms appropriately to resolve any conflicts.
- The personal health care representative includes persons described who may consent to surgical or medical treatment under RS 40:1159.4 and may execute the LaPOST form only if the patient lacks capacity.
- If the form is translated, it must be attached to a signed LaPOST form in ENGLISH.
- Any section of LaPOST not completed implies full treatment for that section.
- A semi-automatic external defibrillator (AED) should not be used on a person who has chosen "Do Not Attempt Resuscitation".
- Medically assisted nutrition and hydration is optional when it cannot reasonably be expected to prolong life, would be more burdensome than beneficial or would cause significant physical discomfort.
- When comfort cannot be achieved in the current setting, the person, including someone with "Comfort focused treatment," should be transferred to a setting able to provide comfort (e.g. pinning of a hip fracture).
- A person who chooses either "Selective treatment" or "Comfort focused treatment" should not be entered into a Level I trauma system.
- Parenteral (IV/Subcutaneous) medication to enhance comfort may be appropriate for a person who has chosen "Comfort focused treatment."
- Treatment of dehydration is a measure which may prolong life. A person who desires IV fluids should indicate "Selective treatment" or "Full treatment."
- A person with capacity or the personal representative (if the patient lacks capacity) can revoke the LaPOST at any time and request alternative treatment based on the known desires of the individual or, if unknown, the individual's best interests.
- Please see links on www.La-POST.org for "what my cultural/religious heritage tells me about end of life care."

The duty of medicine is to care for patients even when they cannot be cured. Physicians and their patients must evaluate the use of technology available for their personal medical situation. Moral judgments about the use of technology to maintain life must reflect the inherent dignity of human life and the purpose of medical care.

REVIEWING LaPOST

This LaPOST should be reviewed periodically such as when the person is transferred from one care setting or care level to another, or there is a substantial change in the person's health status. A new LaPOST should be completed if the patient wishes to make a substantive change to their treatment goal (e.g. reversal of prior directive). When completing a new form, the old form must be properly voided and retained in the medical chart. To void the LaPOST form, draw line through "Physician Orders" and write "VOID" in large letters. This should be signed and dated.

REVIEW OF THIS LaPOST FORM

REVIEW DATE AND TIME	REVIEWER	LOCATION OF REVIEW	REVIEW OUTCOME
			<input type="checkbox"/> No Change <input type="checkbox"/> Form Voided and New Form Completed
			<input type="checkbox"/> No Change <input type="checkbox"/> Form Voided and New Form Completed
			<input type="checkbox"/> No Change <input type="checkbox"/> Form Voided and New Form Completed
			<input type="checkbox"/> No Change <input type="checkbox"/> Form Voided and New Form Completed
			<input type="checkbox"/> No Change <input type="checkbox"/> Form Voided and New Form Completed
			<input type="checkbox"/> No Change <input type="checkbox"/> Form Voided and New Form Completed

SEND FORM WITH PERSON WHENEVER TRANSFERRED OR DISCHARGED
 USE OF ORIGINAL FORM IS STRONGLY ENCOURAGED. PHOTOCOPIES AND FAXES OF SIGNED LaPOST FORMS ARE LEGAL AND VALID.

AMENDMENT NO. 12

On page 9, between lines 11 and 12, insert the following: "Section 2. R.S. 40:1155.2(8) is hereby repealed."

AMENDMENT NO. 13

On page 9, line 12, change "2" to "3"

On motion of Senator Mills, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Erdey Morrell
Allain Fannin Morrish
Appel Gatti Peacock
Barrow Hewitt Perry
Bishop Johns Peterson
Boudreaux LaFleur Riser
Brown Lambert Smith, G.
Carter Long Smith, J.
Chabert Luneau Tarver
Claitor Martiny Thompson
Colomb Mills Ward
Cortez Mizell White
Total - 36

NAYS

Milkovich
Total - 1

ABSENT

Donahue Walsworth
Total - 2

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

Called from the Calendar

Senator Colomb asked that Senate Bill No. 91 be called from the Calendar.

SENATE BILL NO. 91—

BY SENATORS COLOMB, BARROW, CARTER, BISHOP, BOUDREAU, BROWN, GATTI, MORRELL, TARVER, THOMPSON AND WALSWORTH AN ACT

To amend and reenact R.S. 32:300.5(C)(1) and (2), 300.6(C)(1) and (2), 300.7(E)(1)(a) and (b), and 300.8(D)(2)(a) and (b), relative to the prohibition against using wireless communications devices for text messaging and social networking while driving; to increase the penalties for violations of this prohibition by the general public, by holders of certain special licenses, by minors, and in school zones; and to provide for related matters.

Floor Amendments

Senator Colomb proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Colomb to Engrossed Senate Bill No. 91 by Senator Colomb

AMENDMENT NO. 1

On page 1, line 3, after "300.8(D)(2)(a) and (b)," and before "relative" insert "and to enact Civil Code Article 2315.10,"

AMENDMENT NO. 2

On page 1, line 6, after "zones;" and before "and" insert "to provide for liability for acts which cause damage;"

AMENDMENT NO. 3

On page 1, between lines 8 and 9 insert the following:

"Section 1. Civil Code Article 2315.10 is hereby enacted to read as follows:

Art. 2315.10 Liability for damages caused by use of certain wireless telecommunications devices for text messaging and social networking while driving.

In addition to general and special damages, exemplary damages may be awarded upon proof that the injuries on which the action is based were caused by a wanton or reckless disregard for the rights and safety of others by a defendant whose use of certain wireless telecommunications devices for text messaging and social networking while operating a motor vehicle was a cause in fact of the resulting injuries."

AMENDMENT NO. 4

On page 1, at the beginning of line 9, change "Section 1." to "Section 2."

AMENDMENT NO. 5

On page 2, at the beginning of line 27, change "Section 2." to "Section 3."

Ruling From the Chair

Senator Claitor asked for a ruling from the Chair as to whether the amendment was germane to the bill.

The Chair ruled that the amendment was not germane to the bill.

The amendment was withdrawn.

Floor Amendments

Senator Walsworth proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Walsworth to Engrossed Senate Bill No. 91 by Senator Colomb

AMENDMENT NO. 1

On page 2, line 16, after "dollars" and before the period "." insert "and a suspension of his driver's license for a sixty-day period"

AMENDMENT NO. 2

On page 2, line 25, after "dollars" and before the period "." insert "and a suspension of his driver's license for a sixty-day period"

On motion of Senator Walsworth, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Fannin Morrish
Allain Gatti Perry
Appel Hewitt Peterson
Barrow Johns Riser
Bishop LaFleur Smith, G.
Boudreaux Lambert Smith, J.
Brown Long Tarver
Carter Luneau Thompson

April 12, 2016

Claitor	Martiny	Walsworth
Colomb	Mills	Ward
Cortez	Mizell	White
Erdey	Morrell	
Total - 35		

NAYS

Chabert	Peacock
Total - 2	

ABSENT

Donahue	Milkovich
Total - 2	

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

Rules Suspended

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

Message from the House

ASKING CONCURRENCE IN HOUSE BILLS AND JOINT RESOLUTIONS

April 12, 2016

To the Honorable President and Members of the Senate:

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

HB No. 325	HB No. 330	HB No. 395
HB No. 396	HB No. 484	HB No. 641
HB No. 150	HB No. 426	HB No. 588

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

House Bills and Joint Resolutions on First Reading

HOUSE BILL NO. 150—
BY REPRESENTATIVE TALBOT
AN ACT

To amend and reenact R.S. 9:133 and to enact Civil Code Article 1493.1, relative to forced heirship; to provide relative to children conceived through gamete donation; to provide relative to inheritance rights; to provide for exceptions; and to provide for related matters.

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

HOUSE BILL NO. 325—
BY REPRESENTATIVE ROBERT JOHNSON
AN ACT

To repeal R.S. 40:34(E), relative to paternity; to repeal provisions in the Vital Records Law regarding allegations of paternity for child support purposes.

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

HOUSE BILL NO. 330—
BY REPRESENTATIVE GREGORY MILLER
AN ACT

To amend and reenact R.S. 9:315.11(A), relative to child support; to provide for imputing income; to provide relative to actual income or income earning potential; and to provide for related matters.

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

HOUSE BILL NO. 395—
BY REPRESENTATIVE GREGORY MILLER
AN ACT

To amend and reenact R.S. 9:315(C)(1), relative to child support; to provide for computing adjusted gross income; to provide for definitions; and to provide for related matters.

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

HOUSE BILL NO. 396—
BY REPRESENTATIVE GREGORY MILLER
AN ACT

To amend and reenact R.S. 9:315.16(B)(1), relative to the child support review committee; to provide with respect to its membership; and to provide for related matters.

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

HOUSE BILL NO. 426—
BY REPRESENTATIVE BROADWATER
AN ACT

To amend and reenact R.S. 47:303.1(B)(1)(a) and (c), relative to tax returns; to provide for qualifications for the issuance of a direct payment number assigned by the Department of Revenue; and to provide for related matters.

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

HOUSE BILL NO. 484—
BY REPRESENTATIVE ROBERT JOHNSON
AN ACT

To amend and reenact R.S. 9:315.4(B) and R.S. 46:236.1.1(2), and 236.1.2(L), relative to child support; to provide with respect to obligations to provide health insurance; to provide for cash medical support payments in certain cases; to provide for the collection of payments to the Department of Children and Family Services under certain circumstances; to provide definitions; and to provide for related matters.

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

HOUSE BILL NO. 588—
BY REPRESENTATIVE ROBERT JOHNSON
AN ACT

To amend and reenact R.S. 47:299.5, relative to fees for offset claims; to provide for the fee for each offset claim charged to the Department of Children and Family Services; to provide for the fee for each offset claim charged to certain public defenders' offices; and to provide for related matters.

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

HOUSE BILL NO. 641—
BY REPRESENTATIVES GISCLAIR, CARPENTER, FRANKLIN, GUINN, HILL, HOWARD, MARCELLE, NORTON, PIERRE, AND POPE
AN ACT

To enact R.S. 47:820.5.9, relative to exemption from toll payment on the Tomey J. Doucet Bridge; to provide for free and unhampered passage on the Tomey J. Doucet Bridge for World War II veterans; and to provide for related matters.

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

Message from the House

ASKING CONCURRENCE IN HOUSE CONCURRENT RESOLUTIONS

April 12, 2016

To the Honorable President and Members of the Senate:

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

HCR No. 10 HCR No. 2

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

House Concurrent Resolutions on First Reading

HOUSE CONCURRENT RESOLUTION NO. 2—
BY REPRESENTATIVE BISHOP

A CONCURRENT RESOLUTION

To approve the annual integrated coastal protection plan for Fiscal Year 2017 as adopted by the Coastal Protection and Restoration Authority.

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

HOUSE CONCURRENT RESOLUTION NO. 10—
BY REPRESENTATIVE GUINN AND SENATOR MORRISH

A CONCURRENT RESOLUTION

To designate the town of Welsh as the Home of the Cajun Dictionary.

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

Rules Suspended

Senator Martiny asked for and obtained a suspension of the rules to recall Senate Bill No. 23 from the Committee on Senate and Governmental Affairs.

SENATE BILL NO. 23—
BY SENATOR MARTINY

AN ACT

To amend and reenact R.S. 44:4.1(B)(3) and (5) and to enact R.S. 9:3411 and R.S. 12:1705, relative to business filings; to provide relative to the submission of certain information to the secretary of state; to provide for confidentiality; to provide for public records; to provide for certain exceptions; to provide for certain terms and conditions; to provide for an effective date; and to provide for related matters.

On motion of Senator Martiny the bill was read by title and withdrawn from the files of the Senate.

Message from the House

CONCURRING IN SENATE CONCURRENT RESOLUTIONS

April 16, 2016

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has finally concurred in the following Senate Concurrent Resolutions:

SENATE CONCURRENT RESOLUTION NO. 51—

BY SENATOR LONG

A CONCURRENT RESOLUTION

To commend the Natchitoches Central High School boys basketball team on winning the 2016 Class 5A state championship.

Reported without amendments.

SENATE CONCURRENT RESOLUTION NO. 53—

BY SENATORS GARY SMITH AND BROWN AND REPRESENTATIVES GREGORY MILLER, GAINES AND SCHEXNAYDER

A CONCURRENT RESOLUTION

To commend Deputy Steven Dailey on receiving a 2015 Life Saving Award and upon being named Officer of the Third Quarter 2015 from the St. John the Baptist Sheriff's Office.

Reported without amendments.

SENATE CONCURRENT RESOLUTION NO. 54—

BY SENATORS GARY SMITH AND BROWN AND REPRESENTATIVES GREGORY MILLER AND SCHEXNAYDER

A CONCURRENT RESOLUTION

To commend Detective Vernon Bailey Jr. for his dedicated service as an extraordinary law enforcement officer and on being named 2015 Officer of the Year of St. John the Baptist Sheriff's Office.

Reported without amendments.

SENATE CONCURRENT RESOLUTION NO. 55—

BY SENATORS GARY SMITH AND BROWN AND REPRESENTATIVES GAINES, GREGORY MILLER AND SCHEXNAYDER

A CONCURRENT RESOLUTION

To commend Sergeant Jason Raborn on receiving a 2015 Life Saving Award from the St. John the Baptist Sheriff's Office and his extraordinary service and dedication to his department and community.

Reported without amendments.

SENATE CONCURRENT RESOLUTION NO. 56—

BY SENATORS GARY SMITH AND BROWN AND REPRESENTATIVES GREGORY MILLER AND SCHEXNAYDER

A CONCURRENT RESOLUTION

To commend Deputy Lisa Dorris of the St. John the Baptist Sheriff's Office on receipt of a 2015 Life Saving Award and for her dedication to the protection of her fellow citizens.

Reported without amendments.

SENATE CONCURRENT RESOLUTION NO. 57—

BY SENATORS GARY SMITH, ALLAIN, BROWN AND CHABERT

A CONCURRENT RESOLUTION

To commend Vernon Rodrigue upon his retirement as the Lafourche Parish Clerk of Court.

Reported without amendments.

SENATE CONCURRENT RESOLUTION NO. 58—

BY SENATORS COLOMB AND BARROW

A CONCURRENT RESOLUTION

To recognize Tuesday, April 12, 2016, as Equal Pay Day in the state of Louisiana.

Reported without amendments.

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

Privileged Report of the Committee on Senate and Governmental Affairs

ENROLLMENTS

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

April 12, 2016

To the President and Members of the Senate:

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

The following Senate Resolutions have been properly enrolled:

SENATE RESOLUTION NO. 30— BY SENATOR CLAITOR A RESOLUTION To commend Geaux BIG Baton Rouge at Louisiana State University on its third anniversary.

SENATE RESOLUTION NO. 31— BY SENATOR MARTINY A RESOLUTION To recognize Tuesday, April 5, 2016, as Louisiana Chamber of Commerce Day at the Louisiana State Capitol.

SENATE RESOLUTION NO. 40— BY SENATORS CLAITOR, CORTEZ, ALARIO, ALLAIN, APPEL, BARROW, BISHOP, BOUDREAU, BROWN, CARTER, CHABERT, COLOMB, DONAHUE, ERDEY, FANNIN, GATTI, HEWITT, JOHNS, LAFLEUR, LAMBERT, LONG, LUNEAU, MARTINY, MILKOVICH, MILLS, MIZELL, MORRELL, MORRISH, PEACOCK, PERRY, PETERSON, RISER, GARY SMITH, JOHN SMITH, TARVER, THOMPSON, WALSWORTH, WARD AND WHITE A RESOLUTION To commend Louisiana best selling author James Lee Burke for his literary accomplishments and to recognize the inaugural Dave Robicheaux's Hometown Literary Festival.

SENATE RESOLUTION NO. 4— BY SENATORS WHITE, APPEL, BARROW, BISHOP, BOUDREAU, CARTER, CHABERT, COLOMB, GATTI, HEWITT, JOHNS, MARTINY, GARY SMITH, TARVER, WALSWORTH AND WARD A RESOLUTION To urge and request Governor John Bel Edwards to issue an executive order directing state agencies and local governments to continue to support the Louisiana State Use Program, managed by Employment Development Services.

SENATE RESOLUTION NO. 39— BY SENATOR MORRISH A RESOLUTION To recognize April 7, 2016, as Dental Hygiene Day at the Louisiana Senate.

SENATE RESOLUTION NO. 32— BY SENATOR MILLS A RESOLUTION To recognize August 15th as a day to honor the Feast of the Acadians.

SENATE RESOLUTION NO. 33— BY SENATOR MILLS A RESOLUTION To commend the Community Provider Association for their commitment to serving Louisiana's citizens with developmental disabilities and to recognize April 4 through 8, 2016, as Community Provider Association Week at the Louisiana State Senate.

SENATE RESOLUTION NO. 34— BY SENATOR CLAITOR A RESOLUTION To commend Colonel William S. Orlov (Ret) for his induction into the LSU Old War Skule Military Hall of Fame.

SENATE RESOLUTION NO. 35— BY SENATOR PETERSON A RESOLUTION To recognize Wednesday, April 6, 2016, as the thirty-second annual Red and White Day at the Louisiana Legislature.

SENATE RESOLUTION NO. 36— BY SENATOR HEWITT A RESOLUTION In recognition of 50 years of service, to designate the week of April 3 through April 9, 2016, as "Junior Auxiliary Week" at the Louisiana Senate.

SENATE RESOLUTION NO. 37— BY SENATORS CARTER, APPEL, BISHOP, HEWITT, MORRELL AND PETERSON A RESOLUTION To designate Wednesday, April 6, 2016, as New Orleans Day at the Louisiana Senate, to commend the city of New Orleans, and to join with the city in a celebration worthy of its contribution to Louisiana culture.

SENATE RESOLUTION NO. 38— BY SENATOR CLAITOR A RESOLUTION To commend and congratulate the Baton Rouge Blues Foundation for its efforts to preserve and promote the unique blues culture of Baton Rouge and the region and to recognize the Baton Rouge Blues Festival being held on Saturday, April 9 through Sunday, April 10, 2016.

Respectfully submitted, KAREN CARTER PETERSON Chairman

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

Privileged Report of the Committee on Senate and Governmental Affairs

ENROLLMENTS

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

April 12, 2016

To the President and Members of the Senate:

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

The following Senate Concurrent Resolutions have been properly enrolled:

SENATE CONCURRENT RESOLUTION NO. 46— BY SENATOR COLOMB A CONCURRENT RESOLUTION To commend and congratulate the Southern Lab High School football team on winning the 2015 Division IV state championship.

SENATE CONCURRENT RESOLUTION NO. 49— BY SENATOR WALSWORTH A CONCURRENT RESOLUTION To commend and congratulate Donald Harrison Shows on being inducted into the Louisiana High School Sports Hall of Fame.

SENATE CONCURRENT RESOLUTION NO. 50—

BY SENATORS PEACOCK, ALARIO, ALLAIN, APPEL, BARROW, BISHOP, BOUDREAU, BROWN, CARTER, CHABERT, CLAITOR, COLOMB, CORTEZ, DONAHUE, ERDEY, FANNIN, GATTI, HEWITT, JOHNS, LAFLEUR, LAMBERT, LONG, LUNEAU, MARTINY, MILKOVICH, MILLS, MIZELL, MORRELL, MORRISH, PERRY, PETERSON, RISER, GARY SMITH, JOHN SMITH, TARVER, THOMPSON, WALSWORTH, WARD AND WHITE

A CONCURRENT RESOLUTION

To commend Robert A. Barish, MD, Chancellor of Louisiana State University Health Science Center in Shreveport, for extraordinary leadership which has resulted in improved academic accreditation and increased health care services for the populous of North Louisiana and the state at-large.

Respectfully submitted,
KAREN CARTER PETERSON
Chairman

The foregoing Senate Concurrent Resolution was signed by the President of the Senate.

Message to the Secretary of State

SIGNED
SENATE CONCURRENT RESOLUTIONS

April 12, 2016

To the Honorable Secretary of State:

The President of the Senate and the Speaker of the House of Representatives have signed the following Senate Concurrent Resolutions:

SENATE CONCURRENT RESOLUTION NO. 39—

BY SENATORS LONG AND ALARIO AND REPRESENTATIVE NANCY LANDRY

A CONCURRENT RESOLUTION

To commend Braxton "B.I." Moody III on his induction into the Louisiana Political Museum and Hall of Fame.

SENATE CONCURRENT RESOLUTION NO. 40—

BY SENATOR LONG AND REPRESENTATIVE COUSSAN

A CONCURRENT RESOLUTION

To commend Kaliste Saloom Jr. on his induction into the Louisiana Political Museum and Hall of Fame.

SENATE CONCURRENT RESOLUTION NO. 41—

BY SENATOR BARROW AND REPRESENTATIVE JAMES

A CONCURRENT RESOLUTION

To commend the Louisiana Developmental Disabilities Council and its grassroots advocacy network, LaCAN, for its advocacy efforts to ensure that people with disabilities are supported to live independently and are integrated and included in all facets of community life, and to designate April 5, 2016, as Disability Rights Day in Louisiana.

SENATE CONCURRENT RESOLUTION NO. 45—

BY SENATORS PEACOCK, ALARIO, ALLAIN, APPEL, BARROW, BISHOP, BOUDREAU, BROWN, CARTER, CHABERT, CLAITOR, COLOMB, CORTEZ, DONAHUE, ERDEY, FANNIN, GATTI, HEWITT, JOHNS, LAFLEUR, LAMBERT, LONG, LUNEAU, MARTINY, MILKOVICH, MILLS, MIZELL, MORRELL, MORRISH, PERRY, PETERSON, RISER, GARY SMITH, JOHN SMITH, TARVER, THOMPSON, WALSWORTH, WARD AND WHITE

A CONCURRENT RESOLUTION

To express the sincere condolences of the Legislature of Louisiana upon the passing of the Honorable Joe C. LeSage Jr., jurist, civic leader, and former state senator and to commend the legacy of public service that he leaves to the community of Shreveport and the state of Louisiana.

Respectfully submitted,
GLENN A. KOEPP
Secretary of the Senate

ATTENDANCE ROLL CALL

PRESENT

Table with 3 columns: Name, Name, Name. Lists present members including Mr. President, Allain, Appel, Barrow, Bishop, Boudreaux, Brown, Carter, Chabert, Claitor, Colomb, Cortez, Erdey, Fannin, Gatti, Hewitt, Johns, LaFleur, Lambert, Long, Luneau, Martiny, Milkovich, Mills, Mizell, Morrell, Morrish, Peacock, Perry, Peterson, Riser, Smith, G., Smith, J., Tarver, Thompson, Walsworth, Ward, White.

Total - 38

ABSENT

Donahue
Total - 1

Leave of Absence

The following leave of absence was asked for and granted:

Donahue 1 Day

Announcements

The following committee meetings for April 13, 2016, were announced:

Table with 3 columns: Committee Name, Time, Room. Lists Commerce (9:30 A.M., Room E), Health and Welfare (9:00 A.M., Hainkel Room), Insurance (9:30 A.M., Room A), Senate and Gov't Affairs (10:00 A.M., Room F).

Adjournment

On motion of Senator Thompson, at 4:45 o'clock P.M. the Senate adjourned until Wednesday, April 13, 2016, at 2:00 o'clock P.M.

The President of the Senate declared the Senate adjourned.

GLENN A. KOEPP
Secretary of the Senate

DIANE O' QUIN
Journal Clerk

