

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

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**THIRTY-FIRST 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

Monday, May 9, 2016

The Senate was called to order at 3:15 o'clock P.M. by Hon. John A. Alario Jr., President of the Senate.

**Morning Hour**

**CONVENING ROLL CALL**

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

PRESENT

Mr. President	Fannin	Perry
Allain	Hewitt	Peterson
Appel	Lambert	Riser
Barrow	Long	Smith, G.
Boudreaux	Luneau	Smith, J.
Carter	Milkovich	Thompson
Chabert	Mizell	Walsworth
Claitor	Morrell	Ward
Donahue	Morrish	
Erdey	Peacock	
Total - 28		

ABSENT

Bishop	Gatti	Mills
Brown	Johns	Tarver
Colomb	LaFleur	White
Cortez	Martiny	
Total - 11		

The President of the Senate announced there were 28 Senators present and a quorum.

**Prayer**

The prayer was offered by Doctor Les Colvin, 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 Luneau, the reading of the Journal was dispensed with and the Journal of May 5, 2016, was adopted.

**Message from the House**

**CONCURRING IN  
SENATE CONCURRENT RESOLUTIONS**

May 5, 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. 91—**  
BY SENATORS GARY SMITH AND BROWN AND REPRESENTATIVE GREGORY MILLER

A CONCURRENT RESOLUTION

To express the sincere condolences of the Legislature of Louisiana to the family of Felix Simoneaux Jr. upon his death as the oldest man in the United States of America at the age of 110.

Reported without amendments.

**SENATE CONCURRENT RESOLUTION NO. 93—**

BY SENATOR GATTI

A CONCURRENT RESOLUTION

To designate May 2016 as Missions Month in Louisiana.

Reported without amendments.

**SENATE CONCURRENT RESOLUTION NO. 94—**

BY SENATORS THOMPSON, ALARIO, ALLAIN, APPEL, BARROW, BISHOP, BOUDREAUX, BROWN, CARTER, CHABERT, CLAITOR, COLOMB, CORTEZ, 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, WALSWORTH, WARD AND WHITE

A CONCURRENT RESOLUTION

To commend and congratulate Robert "Bob" C. Israel upon his retirement as president of the Louisiana Automobile Dealers Association.

Reported without amendments.

**SENATE CONCURRENT RESOLUTION NO. 95—**

BY SENATORS LONG, ALARIO, APPEL, BROWN, CORTEZ, MARTINY, MILKOVICH, MILLS, PERRY, GARY SMITH, TARVER, THOMPSON AND WARD

A CONCURRENT RESOLUTION

To commend Jim Hightower on being named to the 2016 Louisiana Sports Hall of Fame.

Reported without amendments.

**SENATE CONCURRENT RESOLUTION NO. 96—**

BY SENATOR LONG

A CONCURRENT RESOLUTION

To commend and congratulate Collier "P. J." Brown Jr. on being named to the 2016 Louisiana Sports Hall of Fame.

Reported without amendments.

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

**Message from the House**

**PASSED SENATE BILLS AND  
JOINT RESOLUTIONS**

May 5, 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 the following Senate Bills and Joint Resolutions:

**SENATE BILL NO. 68—**

BY SENATOR WALSWORTH

AN ACT

To amend and reenact the introductory paragraph of R.S. 24:973.1(B)(1) and R.S. 24:973.1(B)(1)(a) and (b) and (3), (E)(5), and (F)(1) and (2), relative to the Legislative Youth Advisory Council; to provide for council membership and for advisors to the council; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 151—  
BY SENATOR CLAITOR

AN ACT

To repeal R.S. 42:261(E), relative to public officials; to repeal provisions providing liability for attorney fees on a party who files certain types of legal actions against a public official when the party is unsuccessful; to delete provisions providing a right to the defendant public official to require the plaintiff party to file a bond to cover such attorney fees; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 372—  
BY SENATOR PEACOCK

AN ACT

To amend and reenact R.S. 24:521(B)(1), relative to the legislative auditor; to provide relative to actuarial notes prepared by the legislative auditor; to provide for timing requirements; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 27—  
BY SENATOR JOHN SMITH

AN ACT

To amend and reenact R.S. 22:1762, 1763(A), and 1766(A) and (B), relative to motor vehicle rental insurers; to provide with respect to limited licensing; to authorize employees and authorized agents to be licensed under a limited licensee's license when acting for or on behalf of a limited licensee; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 266—  
BY SENATOR LONG

AN ACT

To amend and reenact R.S. 22:1664(C)(2), 1665(D) and (E), 1669, 1671 (A), (D), (E), (F), and (G), and 1672(A), to enact R.S. 22:1665(F) and 1671(H), and to repeal R.S. 22:1662(13), relative to the licensing of insurance claims adjusters; to provide for licensing requirements; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 432—  
BY SENATORS PETERSON, APPEL, BARROW, BISHOP, BOUDREAU, BROWN, CARTER, CLAITOR, COLOMB, MILLS AND MORRELL AND REPRESENTATIVES BAGNERIS, GARY CARTER, JIMMY HARRIS, HILFERTY, LEGER AND MORENO

AN ACT

To amend and reenact R.S. 17:3995(A)(3) and (4)(a)(ii) and (I), and 3999, and to enact R.S. 17:10.7.1, 100.11(I), and 3995(K), relative to the return of certain schools from the Recovery School District to the transferring school system; to provide for the governance, funding, and status of such schools; to provide for the return of school buildings, facilities, and property; to provide relative to charter contracts and enrollment and discipline policies; to provide relative to testing; to provide for the duties and responsibilities of the local school board, the local school superintendent, the Recovery School District, and the State Board of Elementary and Secondary Education; to provide for an implementation plan and an advisory committee to help develop the plan; to provide for immunity from civil liability for local school board members; to provide with respect to the funding of a charter school acting as its own local education agency; to provide for rules; to provide for effectiveness; to provide for reporting; and to provide for related matters.

Reported with amendments.

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

Message from the House

DISAGREEMENT TO HOUSE BILL

May 9, 2016

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has refused to concur in the proposed Senate Amendment(s) to **House Bill No. 17** by Representative Pearson, and ask the President to appoint on the part of the Senate a committee to confer with a like committee from the House on the disagreement.

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

Message from the House

DISAGREEMENT TO HOUSE BILL

May 9, 2016

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has refused to concur in the proposed Senate Amendment(s) to **House Bill No. 40** by Representative Reynolds, and ask the President to appoint on the part of the Senate a committee to confer with a like committee from the House on the disagreement.

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

Message from the House

HOUSE CONFEREES APPOINTED

May 5, 2016

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the Speaker of the House of Representatives has appointed the following members, on the part of the House of Representatives, to confer, with a like committee from the Senate, on the disagreement to **House Bill No. 614** by Representative Moreno:

Representatives Moreno, Danahay and L. Harris.

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

Privileged Report of the  
Legislative Bureau

May 9, 2016

To the President and Members of the Senate:

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

The following instruments are approved as to construction and duplication. We advise and suggest the following amendments:

**HOUSE BILL NO. 177—**

BY REPRESENTATIVE FOIL

AN ACT

To amend and reenact R.S. 25:1001(B) and (C) and to enact R.S. 25:1001(E), relative to the Louisiana Naval War Memorial Commission; to provide with respect to the quorum and meeting requirements of the commission; to provide relative to the removal of commission members; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 184—**

BY REPRESENTATIVE STOKES

AN ACT

To enact R.S. 22:1332(B)(7), relative to homeowners' insurance policies; to provide for notice to policyholders that claims not exceeding the deductible may result in increased premiums or cancellation of coverage; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 252—**

BY REPRESENTATIVE DAVIS

AN ACT

To enact R.S. 37:36(E)(1)(aa) and (3), relative to provisional licenses for ex-offenders; to exempt the Louisiana Licensed Professional Counselors Board of Examiners from certain provisions relative to the issuance of provisional licenses to ex-offenders; to require certain record keeping of certain licensing entities; to require certain annual reports; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 266—**

BY REPRESENTATIVES MARCELLE AND SMITH

AN ACT

To enact Chapter 29 of Title 42 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 42:1701, relative to state employment; to provide relative to the consideration of criminal history in unclassified employment; to prohibit certain conduct; to provide for applicability; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 284—**

BY REPRESENTATIVE FOIL

AN ACT

To amend and reenact R.S. 12:1-1007(A) and (C) and 1-1621(D), relative to the business filings of corporations; to require restated articles of incorporation to include the original articles of incorporation; to remove the grace period relative to filing corrected annual reports; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 310—**

BY REPRESENTATIVE CONNICK

AN ACT

To enact R.S. 45:1163(C), relative to the Louisiana Public Service Commission; to require the commission to audit adjustment clause filings and modify the fuel adjustment charge of an electric utility; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 441—**

BY REPRESENTATIVE JACKSON

AN ACT

To enact R.S. 46:460.63, relative to the Medicaid managed care program; to provide relative to physician participation with Medicaid managed care organizations; to provide conditions for terminating participation; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 476—**

BY REPRESENTATIVE HUVAL

AN ACT

To amend and reenact R.S. 22:890, relative to certificates of insurance; to provide for use of certain certificates of insurance; to provide for definitions; to provide that certain parties may not request an insurance producer provide information or documentation regarding insurance coverage other than a certificate of insurance; to allow certain parties to request an addendum to a certificate of insurance from an insurer; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 480—**

BY REPRESENTATIVE JACKSON

AN ACT

To amend and reenact R.S. 37:1271(B)(2)(introductory paragraph) and (3), and to enact R.S. 37:1271.1, relative to physicians practicing telemedicine; to provide conditions and authorizations relative to the practice of telemedicine in licensed healthcare facilities; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 482—**

BY REPRESENTATIVES JEFFERSON, HUNTER, AND JACKSON

AN ACT

To enact Chapter 35-A of Title 46 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 46:2431 through 2434, relative to foster care; to create and provide for the Foster Care and Permanence Task Force; to provide for the composition, functions, and duties of the task force; to provide for termination of the task force; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 488—**

BY REPRESENTATIVES JACKSON, BAGLEY, COX, HENSGENS, HORTON, MIKE JOHNSON, LEBAS, MAGEE, DUSTIN MILLER, JAY MORRIS, AND POPE

AN ACT

To amend and reenact R.S. 40:1061.10(A)(1), relative to regulation of abortion; to provide for qualifications of physicians who perform elective abortions; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 494—**

BY REPRESENTATIVE MORENO

AN ACT

To amend and reenact R.S. 40:2019(A)(2), (C)(introductory paragraph), (12), and (13), (D)(2)(b), (E)(1), (F), and (G), and to enact R.S. 40:2019(C)(21) and (22), relative to the Louisiana State Child Death Review Panel; to revise the membership of the panel; to authorize functions of the panel and of the Department of Children and Family Services relative to child death investigations; to authorize sharing of information, documents, and records between the panel and the Department of Children and Family Services; to provide limitations relative to use of certain information obtained by the panel; to specify the age range of children whose deaths are subject to investigation by the panel; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 570—**

BY REPRESENTATIVE SCHRODER

AN ACT

To amend and reenact R.S. 40:1223.3(5) and 1223.4(A) and to repeal R.S. 37:1271(B)(2)(b)(iii), relative to the practice of telemedicine; to repeal the requirement that a physician practicing telemedicine maintain an office within the state; to provide with respect to communication between a telemedicine provider and a patient; to provide with respect to the

promulgation of rules and regulations; and to provide for related matters.

Reported with amendments.

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Engrossed House Bill No. 570 by Representative Schroder

AMENDMENT NO. 1

In Senate Committee Amendment No. 1 proposed by the Senate Committee on Health and Welfare and adopted by the Senate on May 5, 2016, on line 2, following "insert" change "37:1271(B)(2)(b)," to "37:1271(B)(2)(b) and R.S."

AMENDMENT NO. 2

In Senate Committee Amendment No. 1 proposed by the Senate Committee on Health and Welfare and adopted by the Senate on May 5, 2016, on line 3, following ""enact" and before "R.S. 40:1223.5"" insert "R.S. 37:1271(B)(2)(c) and"

AMENDMENT NO. 3

In Senate Committee Amendment No. 2 proposed by the Senate Committee on Health and Welfare and adopted by the Senate on May 5, 2016, on line 6, change "state" to "state;"

AMENDMENT NO. 4

In Senate Committee Amendment No. 2 proposed by the Senate Committee on Health and Welfare and adopted by the Senate on May 5, 2016, on line 13, following "reenacted" insert "and 37:1271(B)(2)(c) is hereby enacted"

AMENDMENT NO. 5

In Senate Committee Amendment No. 2 proposed by the Senate Committee on Health and Welfare and adopted by the Senate on May 5, 2016, on line 32, change "(iv)" to "(c)"

HOUSE BILL NO. 612—

BY REPRESENTATIVE TALBOT AN ACT

To amend and reenact R.S. 22:366, relative to vehicle mechanical breakdown insurers; to allow such insurers to file certain audited statements in lieu of an audited financial statement; to provide for the auditing of submitted statements; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 671—

BY REPRESENTATIVE MORENO AN ACT

To amend and reenact R.S. 37:1226.3(A) and (B), relative to prescription drug returns; to provide for the return of prescription drugs dispensed to offenders in the custody of a local law enforcement office or department; to provide for the redispensing of the returned drugs; to prohibit redispensing of certain drugs; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 680—

BY REPRESENTATIVES MORENO AND WILLMOTT AN ACT

To amend and reenact R.S. 40:1203.1(3)(a), (c), (g), and (o), (4), and (5) and 1203.2(B)(1) and (E) and to enact R.S. 40:1203.1(3)(d), (i), (j), and (p) through (y) and 1203.2(F), relative to nonlicensed healthcare providers; to require certain healthcare services providers to perform criminal background history checks on nonlicensed personnel prior to employment; to authorize the use of fingerprints for criminal background history checks; to provide for an effective date; and to provide for related matters.

Reported with amendments.

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed House Bill No. 680 by Representative Moreno

AMENDMENT NO. 1

On page 2, line 8 following "R.S." and before ":" change "28:2180.12" to "40:2180.12"

HOUSE BILL NO. 694—

BY REPRESENTATIVES MORENO, ABRAHAM, ADAMS, AMEDEE, ANDERS, BAGNERIS, BERTHELOT, BILLIOT, BISHOP, BROADWATER, CHAD BROWN, TERRY BROWN, CARPENTER, CHANEY, CROMER, DAVIS, EDMONDS, FOIL, GISCLAIR, GLOVER, HILFERTY, HILL, HODGES, HOFFMANN, HOLLIS, HORTON, HUVAL, LYONS, GREGORY MILLER, PEARSON, PIERRE, POPE, PRICE, PYLANT, REYNOLDS, SCHEXNAYDER, SEABAUGH, TALBOT, WHITE, WILLMOTT, AND ZERINGUE

AN ACT

To amend and reenact R.S. 22:1077 and to repeal R.S. 22:272(E) and R.S. 40:2209, relative to required coverage of reconstructive surgeries following mastectomies; to delete the requirement that such coverage be performed under the same policy under which the mastectomy was performed; to specify that such coverage shall be for breast reconstruction procedures selected by the patient in consultation with attending physicians; to provide with respect to covered components of reconstruction; to provide with respect to notices of the availability of such coverage; to provide for definitions; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 714—

BY REPRESENTATIVE FOIL AN ACT

To amend and reenact R.S. 12:1-124(B), 1-128(B)(introductory paragraph) and (2), 1-140(15C), 1-141(I)(1)(introductory paragraph) and (3) and (J)(introductory paragraph), 1-202(A)(5) and (B)(6) and (E), 1-302(introductory paragraph), 1-303(A)(introductory paragraph) and (D), 1-401(D)(introductory paragraph) and (2), 1-601(C)(introductory paragraph) and (1), 1-621(F)(2)(a)(introductory paragraph), 1-622(D)(introductory paragraph), 1-623(B)(introductory paragraph), 1-624(B)(introductory paragraph), 1-703(A)(introductory paragraph), 1-721(E)(2)(introductory paragraph), 1-725(A), (C), and (D), 1-727, 1-802, 1-805(B) and (E), 1-820(C), 1-831(A)(1), 1-833(C)(1)(introductory paragraph), 1-842(C)(introductory paragraph), 1-851(A)(introductory paragraph) and (1), 1-854(A)(introductory paragraph) and (3), 1-860(5), 1-870(A), 1-1022, 1-1106(A)(introductory paragraph), 1-1107(A)(9) and (F)(introductory paragraph) and (2), 1-1301(5.1)(introductory paragraph), 1-1432(C)(introductory paragraph), 1-1435(F), 1-1436(D)(2)(b), 1-1444(A), and 1-1602(F)(introductory paragraph) and to enact R.S. 12:1-143(A)(5), 1-202(B)(7) and (F), 1-709, 1-832(D), 1-870(C), 1-955(F) and 1-1705, relative to corporations; to provide for qualifications of directors; to provide relative to business opportunities; to provide for remote participation in shareholders' meetings; to provide relative to quorum and voting requirements; to provide relative to board of director meetings; to provide relative to protection against monetary liability; to provide for required disclosures; to provide for service of process on foreign entities; to provide relative to public corporation bylaws provisions relating to the election of directors; to provide for previous delivery of a share certificate for withdrawal by an oppressed shareholder; to provide a transition rule for reinstatement of corporations with revoked charters; to provide for technical corrections; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 746—

BY REPRESENTATIVE THIBAUT AN ACT

To amend and reenact R.S. 22:1573(A), (C) through (E), and (G) and R.S. 44:4.1(B)(11) and to enact R.S. 22:821(B)(38) and Part XII

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of Chapter 5 of Title 22 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 22:1808.1 through 1808.13, relative to the licensing and regulation of insurance consultants by the commissioner of insurance; to provide for licensing and renewals; to provide for definitions; to provide for fees; to provide for qualifications; to provide for examinations; to provide for continuing education requirements; to provide for reciprocity with other states; to provide for confidentiality; to provide for public records exception; to provide for exemptions from certain requirements; to provide for civil and criminal penalties for certain violations; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 798—**

BY REPRESENTATIVE TALBOT  
AN ACT

To enact R.S. 22:1550.1, relative to specialty limited lines licensing to sell property insurance coverage for property that is self-stored in self-storage facilities; to provide for definitions; to provide procedures for issuing a limited license; to provide procedures for revocation of the license; to provide training requirements for licensees; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 806—**

BY REPRESENTATIVE ABRAMSON  
AN ACT

To amend and reenact R.S. 12:1335.1(A), relative to the dissolution by affidavit of a limited liability company; to provide for such dissolution if the limited liability company does not own immovable property; to provide for an effective date; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 864—**

BY REPRESENTATIVE LEBAS  
AN ACT

To enact R.S. 22:1860.2, relative to pharmacy claims fees; to prohibit health insurance issuers and pharmacy benefit managers from assessing certain such fees; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 865—**

BY REPRESENTATIVE HUVAL  
AN ACT

To amend and reenact R.S. 22:1545(A) and (C)(1), 1546(B)(1) and (D), 1547(G), 1554(A)(introductory paragraph), and 1562(A), to enact R.S. 22:1554(A)(20) and (21), and to repeal R.S. 22:1545(B), relative to licensing of insurance producers; to provide for a passing score for the examination; to provide for taking the examination prior to filing an application for a license; to provide for verification of the completion of a preclicensing course prior to examination; to provide for producer licensing requirements for business entities; to provide for reporting of changes of information by producers; to provide for certain criteria for the denial, revocation, or suspension of business entity producer licenses; to provide for prohibited acts by business entity producers; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 886—**

BY REPRESENTATIVE GAINES  
AN ACT

To amend and reenact R.S. 34:2471(A)(introductory paragraph), (6), (7), and (8) and to enact R.S. 34:2471(A)(9), relative to the Port of South Louisiana Commission; to increase the membership on the commission; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 913—**

BY REPRESENTATIVE CARPENTER AND SENATOR BARROW  
AN ACT

To enact Children's Code Article 581(A)(9), relative to the Child Protection Representation Commission; to provide for the membership of the commission; to add the chairwoman of the Louisiana Legislative Women's Caucus or her designee as a commission member; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 966—**

BY REPRESENTATIVE GISCLAIR  
AN ACT

To amend and reenact R.S. 29:295(C), relative to burials at state veterans cemeteries; to provide for fees for such burials; to provide authority for the waiving of burial fees; to provide relative to use of funds generated from burial fees; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 969—**

BY REPRESENTATIVES COX, BAGLEY, HENSGENS, HOFFMANN,  
HORTON, MIKE JOHNSON, MAGEE, AND DUSTIN MILLER  
AN ACT

To enact R.S. 40:2011 and 2166.9, relative to immunizations for adults; to require the Department of Health and Hospitals to provide educational information on shingles and pneumonia; to require nursing homes and adult residential care providers to disseminate educational information on shingles and pneumonia; to establish the minimum content of the information; to provide for interpretations; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 1015—**

BY REPRESENTATIVE BERTHELOT  
AN ACT

To amend and reenact R.S. 40:1563(L)(2), relative to certain rule making authority of the Department of Health and Hospitals; to redesignate such rule making authority from the Department of Health and Hospitals to the state fire marshal; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 1038—**

BY REPRESENTATIVE ANDERS  
AN ACT

To enact R.S. 22:753.1 and to repeal R.S. 22:753(C)(8), relative to exemptions from principle-based reserves for life insurance; to provide with respect to an exemption for single-state life insurers domiciled in this state; to provide for the repeal of the exemption for domestic life insurers upon approval of the commissioner of insurance; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 1068—**

BY REPRESENTATIVE LOPINTO  
AN ACT

To amend and reenact R.S. 37:1371(A), 1372, 1373(A), and 1374(B) and to enact R.S. 37:1361(F), 1366(J), 1367(J), 1368(J), 1377(I) through (K), and 1378(A)(9) through (11), relative to the regulation of gas fitting; to clarify and restrict the authority of the the State Plumbing Board; to restrict municipal and local regulatory authorities; to provide for fees; to provide for duties of the board; to regulate licensure of gas fitters and master gas fitters; to provide for exceptions; to provide for inspections; to provide for injunctions; to provide for penalties; to provide for definitions; to provide for violations; and to provide for related matters.

Reported without amendments.

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**HOUSE BILL NO. 1136— (Substitute for House Bill No. 394 by Representative Lopinto)**

BY REPRESENTATIVE LOPINTO  
AN ACT

To amend and reenact R.S. 40:41(B), relative to vital records; to authorize the disclosure of data from birth and death certificates to law enforcement; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 1140— (Substitute for House Bill No. 705 by Representative Broadwater)**

BY REPRESENTATIVE BROADWATER  
AN ACT

To amend and reenact R.S. 22:1007(J) and to enact R.S. 22:1007(K), relative to managed care organizations; to provide for certain prohibited clauses in provider contracts; to provide that a managed care organization may not require as a condition of contract that a healthcare provider provide healthcare services under all health benefit plans offered by the managed care organization; to provide that a managed care organization may not terminate a healthcare provider when the provider refuses to provide certain services; to provide an exception for out-of-state services; and to provide for related matters.

Reported without amendments.

Respectfully submitted,  
DANIEL R. MARTINY  
Chairman

**Adoption of Legislative Bureau Report**

On motion of Senator Ward, the Legislative Bureau amendments were adopted and the Bills and Joint Resolutions were read by title and passed to a third reading.

**Introduction of Senate Resolutions**

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

**SENATE RESOLUTION NO. 110—**

BY SENATOR CLAITOR  
A RESOLUTION

To commend and congratulate Catholic High School Coach Pete Boudreaux upon his induction into the National High School Hall of Fame.

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Claitor to Original Senate Resolution No. 110 by Senator Claitor

AMENDMENT NO. 1  
On page 1, line 12, change "forty-three" to "forty-four"

AMENDMENT NO. 2  
On page 1, line 16, change "fifteen" to "sixteen"

On motion of Senator Claitor, the amendments were adopted.

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

**SENATE RESOLUTION NO. 111—**

BY SENATOR DONAHUE  
A RESOLUTION

To express the sincere condolences of the Senate of the Legislature of Louisiana upon the passing of former New Orleans Saints Football running back, Hokie Gajan, and to celebrate his sports legacy in the state of Louisiana.

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

**SENATE RESOLUTION NO. 112—**

BY SENATOR MORRISH  
A RESOLUTION

To commend and congratulate the 1966 graduating class of Jefferson Davis High School in Jennings, Louisiana, on the celebration of its fiftieth class reunion.

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

**SENATE RESOLUTION NO. 113—**

BY SENATOR MARTINY  
A RESOLUTION

To recognize Monday, May 9, 2016, as Louisiana Gray Day to increase brain cancer awareness and to encourage everyone to wear gray on that day.

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

**SENATE RESOLUTION NO. 114—**

BY SENATOR JOHN SMITH  
A RESOLUTION

To commend James A. Johnson, former Vernon Parish Assessor, upon the occasion of his retirement as assessor after nearly forty years of dedicated service in the assessor's office.

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

**Introduction of Senate Concurrent Resolutions**

**SENATE CONCURRENT RESOLUTION NO. 97—**

BY SENATOR LAMBERT  
A CONCURRENT RESOLUTION

To designate May 21 through 27, 2016, as Safe Boating Week in Louisiana.

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

**SENATE CONCURRENT RESOLUTION NO. 98—**

BY SENATOR DONAHUE  
A CONCURRENT RESOLUTION

To urge and request the legislative auditor to conduct a review of each statutory dedication, which includes a fee for service, at least once every four years.

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

**SENATE CONCURRENT RESOLUTION NO. 99—**

BY SENATOR PERRY  
A CONCURRENT RESOLUTION

To commend the Kaplan High School Lady Pirates softball team on winning the 2016 Allstate Sugar Bowl/LHSAA Softball Fast Pitch 56 tournament to become the Class 3A Girls' State Softball Champion.

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

**SENATE CONCURRENT RESOLUTION NO. 100—**

BY SENATOR BISHOP  
A CONCURRENT RESOLUTION

To urge and request the Louisiana State Law Institute to study the feasibility of revising state law enacted in Act No. 379 of the 2015 Regular Session of the Legislature to account for the financial burden of continuing child support awards for adult children with disabilities places on elderly parents.

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

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

**SENATE BILL NO. 475— (Substitute of Senate Bill No. 455 by  
Senator White)**

BY SENATOR WHITE

AN ACT

To enact R.S. 40:1135.13, relative to emergency medical transportation; to provide for the Ambulance Transportation Alternatives Task Force; to provide for membership; to provide for duties; to provide for a pilot program; to provide for reporting; to provide for rule making; and to provide for related matters.

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

**Message from the House**

**ASKING CONCURRENCE IN  
HOUSE BILLS AND JOINT RESOLUTIONS**

May 5, 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. 37	HB No. 600	HB No. 773
HB No. 1151	HB No. 1022	HB No. 907
HB No. 1002	HB No. 1042	HB No. 1080
HB No. 625		

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

**House Bills and Joint Resolutions  
on First Reading**

**HOUSE BILL NO. 37—**

BY REPRESENTATIVE JONES

AN ACT

To amend and reenact R.S. 11:1821(B)(1), (2), (6), and (7), (C), and (E) and 1842 and to enact R.S. 11:1823(A)(22), relative to the board of trustees of the Municipal Employees' Retirement System; to grant certain trustees and their designees the authority to vote; to provide relative to qualifications for service as an elected trustee; to provide for term duration; to provide for submission of reports to the legislature; to provide for trustee compensation; to provide for expenditure of system funds; to prohibit trustees from accepting certain things of economic value; and to provide for related matters.

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

**HOUSE BILL NO. 600—**

BY REPRESENTATIVE LEGER

AN ACT

To amend and reenact R.S. 13:2492(A), (B), (D), (E), and (F), 2493(A), (B), and (C), 2495(B), 2495.1(A), 2496(A), 2496.2(A), 2496.3(F) and (G)(3), 2497(A), 2498, 2499, 2500.1(A), 2500.2, and 2501 and to repeal R.S. 13:2493(G) and 2496.1, relative to the Municipal and Traffic Court of New Orleans; to provide for divisions of court; to provide for qualifications of judges; to provide for the number of judgeships; to provide for the salaries of judges; to provide relative to the appointment of ad hoc judges; to provide relative to court reporters and other court

employees; to provide relative to law enforcement; to provide for an effective date; and to provide for related matters.

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

**HOUSE BILL NO. 625—**

BY REPRESENTATIVE TERRY LANDRY

AN ACT

To amend and reenact R.S. 32:1512(B) and to enact R.S. 32:1512(E) and 1520(C), relative to the transportation of hazardous material; to provide for additional factors for consideration in determining the amount of a penalty assessed to persons who transport hazardous material and are found to have committed certain violations; to provide when a penalty will not be imposed on persons who transport hazardous material following certain incidents involving hazardous material; to prohibit the issuance of a citation for careless handling of hazardous material in certain circumstances; and to provide for related matters.

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

**HOUSE BILL NO. 773—**

BY REPRESENTATIVE MARCELLE

AN ACT

To enact R.S. 13:1000.7, relative to court costs; to provide for court costs collected in the Nineteenth Judicial District Court and Juvenile Court of East Baton Rouge Parish; to provide for use of proceeds; and to provide for related matters.

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

**HOUSE BILL NO. 907—**

BY REPRESENTATIVE LEBAS

AN ACT

To amend and reenact R.S. 11:710(B)(1)(b) and (D) and to enact R.S. 11:710(A)(9), relative to the reemployment of retirees of the Teachers' Retirement System of Louisiana; to provide relative to the earnings limitation applicable to retirees who return to work as substitute classroom teachers under certain circumstances; to provide a definition; to provide for reporting requirements; and to provide for related matters.

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

**HOUSE BILL NO. 1002—**

BY REPRESENTATIVE MONTTOUCET

AN ACT

To amend and reenact R.S. 46:121(4), 122(B)(1), and 123(B)(1) and (2), (D)(1)(a), (b), and (c)(iii), (E), (G)(1) and (2), and (K)(2), (3), and (4) and to enact R.S. 46:121(5), relative to the Louisiana Military Family Assistance Fund; to provide for eligibility of benefits for certain honorably discharged military personnel; 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. 1022—**

BY REPRESENTATIVES EDMONDS AND WILLMOTT

AN ACT

To amend and reenact R.S. 13:5401(B)(7)(c), relative to reentry courts; to provide for conditions and procedures for the suspension of sentences upon completion of the Offender Rehabilitation and Workforce Development Program; 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.

May 9, 2016

HOUSE BILL NO. 1042—

BY REPRESENTATIVE BAGLEY  
AN ACT

To amend and reenact R.S. 33:2933(A)(1), (D), and (E) and to enact R.S. 33:2933(A)(3), relative to electronic payments; to authorize certain local and private entities to accept electronic payments for local charges; to authorize such entities to assess a fee for processing such payments; 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. 1080—

BY REPRESENTATIVE GAROFALO  
AN ACT

To amend and reenact R.S. 33:1236(21)(b) and (30)(b), relative to the powers of certain parish governing authorities; to authorize certain parish governing authorities to enact ordinances requiring property owners to remove deleterious growths, trash, debris, and other noxious matter; to provide relative to liens granted in favor of the parish governing authorities with respect to such properties; and to provide for related matters.

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

HOUSE BILL NO. 1151— (Substitute for House Bill No. 849 by Representative Robert Johnson)

BY REPRESENTATIVES ROBERT JOHNSON, BROADWATER, TERRY BROWN, DAVIS, HAVARD, HAZEL, HORTON, MIGUEZ, PYLANT, WILLMOTT, AND ZERINGUE

AN ACT

To amend and reenact R.S. 22:1060.4(A)(introductory paragraph) and (B) and to enact R.S. 22:1060.3(C), relative to coverage of medically necessary prescription drugs and intravenous infusions; to provide for notice by a health insurance issuer making a change in such coverage; to provide relative to an appeal of any such change by the insured; to make certain technical changes; 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

May 9, 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. 25 | HCR No. 54  | HCR No. 87 |
| HCR No. 80 | HCR No. 116 |            |

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

House Concurrent Resolutions on First Reading

HOUSE CONCURRENT RESOLUTION NO. 25—

BY REPRESENTATIVE SCHRODER  
A CONCURRENT RESOLUTION

To direct each department of the executive branch of state government to submit to the commissioner of administration, the legislature, and the Task Force on Structural Changes in Budget and Tax Policy by July 1, 2016, a report that outlines the

initiatives the department will take to ensure a more efficient operation for Fiscal Year 2016-2017 and beyond.

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

HOUSE CONCURRENT RESOLUTION NO. 54—

BY REPRESENTATIVE STOKES AND SENATOR MORRELL  
A CONCURRENT RESOLUTION

To express the intent of the legislature regarding Act No. 451 of the 2015 Regular Session of the Legislature.

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

HOUSE CONCURRENT RESOLUTION NO. 80—

BY REPRESENTATIVE STEVE CARTER  
A CONCURRENT RESOLUTION

To establish the Virtual Library Study Commission to conduct a study regarding the development of a statewide virtual library and to submit a written report of findings and recommendations to the House Committee on Education and the Senate Committee on Education not later than March 1, 2017.

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

HOUSE CONCURRENT RESOLUTION NO. 87—

BY REPRESENTATIVES HOFFMANN, BAGLEY, COX, HORTON, JACKSON, AND POPE

A CONCURRENT RESOLUTION

To urge and request the Department of Health and Hospitals to study whether the effects of an abortion induced with drugs or chemicals can be reversed, and to report findings and recommendations concerning this matter to the legislative committees on health and welfare.

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

HOUSE CONCURRENT RESOLUTION NO. 116—

BY REPRESENTATIVE HOWARD AND SENATOR LONG  
A CONCURRENT RESOLUTION

To commend the 2016 Florien High School Lady Blackcats softball team upon winning its fourth consecutive Class B state championship.

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

House Bills and Joint Resolutions on Second Reading

HOUSE BILL NO. 149—

BY REPRESENTATIVE TALBOT  
AN ACT

To enact R.S. 42:1113.2, relative to the Code of Governmental Ethics; to prohibit the use of public funds and assets for certain purposes; to provide for penalties; 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. 182—

BY REPRESENTATIVE FOIL  
AN ACT

To amend and reenact R.S. 14:93.12(B)(1) and (2), relative to the unlawful possession of alcoholic beverages; to remove the possibility of jail time as a penalty for violations; to provide relative to the criminal history record of a person issued a citation for the unlawful possession of alcoholic beverages; and to provide for related matters.

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

**HOUSE BILL NO. 280—**

BY REPRESENTATIVE BROADWATER  
AN ACT

To amend and reenact R.S. 23:1197(D) and (E) and to enact R.S. 23:1191(3), 1197(H), 1200.5(D) and (E), and 1200.18, relative to workers' compensation group self-insurance funds; to provide for the authority of the commissioner of insurance; to provide with respect to the insolvency of funds; to provide for hazardous financial conditions and corrective action plans; to provide for fund dissolution; to provide for delinquency proceedings; to provide jurisdiction; to prioritize the distribution of assets after the dissolution of a fund; to provide for public records exception; and to provide for related matters.

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

**HOUSE BILL NO. 432—**

BY REPRESENTATIVE FOIL  
AN ACT

To amend and reenact R.S. 38:2212.1(N), relative to the Public Bid Law, to include installation of equipment in the items that may be purchased through a school district purchasing cooperative; 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. 453—**

BY REPRESENTATIVES JAY MORRIS, AMEDEE, BACALA, BAGLEY, EDMONDS, EMERSON, FALCONER, GAROFALO, LANCE HARRIS, HAZEL, HENRY, HODGES, HOFFMANN, HORTON, IVEY, MIKE JOHNSON, MACK, MIGUEZ, PEARSON, PYLANT, SEABAUGH, AND ZERINGUE

AN ACT

To enact Chapter 21 of Title 49 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 49:1401 through 1403, relative to immigration; to provide relative to the authority of local governmental subdivisions; to provide for restrictions; to provide relative to law enforcement duties; to provide for a cause of action; to provide for damages; to provide for standing; to provide for venue; 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. 830—**

BY REPRESENTATIVE SEABAUGH  
AN ACT

To amend and reenact R.S. 15:587.1(B)(1) and (C)(introductory paragraph) and R.S. 17:407.42(B)(1)(a), relative to the Department of Education; to authorize the department to request criminal history information on certain personnel of early learning centers; to provide requirements relative to the state Bureau of Criminal Identification and Information upon the receipt of such requests; to provide relative to fees; to provide relative to effectiveness; to provide relative to implementation; 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. 990—**

BY REPRESENTATIVE PYLANT  
AN ACT

To enact R.S. 15:827.2, relative to the duties of the Department of Public Safety and Corrections; to require the department to develop a comprehensive plan of incarceration; to require the department to utilize state and local facilities prior to contracting with private prison facilities; to provide for the consideration of certain factors; to provide for the promulgation of rules; and to provide for related matters.

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

**HOUSE BILL NO. 991—**

BY REPRESENTATIVE FOIL  
AN ACT

To enact Chapter 22 of Title 17 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 17:3081 through 3089, and R.S. 36:651(G)(5) and to repeal R.S. 17:3093.1, R.S. 36:651(T)(6) and 802.24, and Chapter 19 of Title 46 of the Louisiana Revised Statutes of 1950, comprised of R.S. 46:1721 through 1730, relative to programs for persons with disabilities; to provide that the ABLE account program shall be administered by the Louisiana Tuition Trust Authority; to create the ABLE account Advisory council; to provide relative to legislative oversight; 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. 994—**

BY REPRESENTATIVE PYLANT  
AN ACT

To amend and reenact R.S. 39:1800.4(A) and (F) and to enact R.S. 15:834.2, relative to correctional facilities; to provide with respect to expansions of and contracts for additional housing of individuals in the custody of the state; to require plans for the expansion of state housing; to provide requirements for contracts for housing by local governmental or private contractors; to require the submission of certain plans and other information for legislative approval; to provide for an effective date; and to provide for related matters.

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

**HOUSE BILL NO. 1007—**

BY REPRESENTATIVES MORENO AND WILLMOTT  
AN ACT

To amend and reenact R.S. 40:978.2(C)(1) and (D) through (F) and to enact R.S. 40:978.2(G) and (H), relative to opioid antagonists; to authorize the storage and dispensing of opioid antagonists under certain conditions; to authorize any person to possess an opioid antagonist; to provide for an effective date; and to provide for related matters.

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

**HOUSE BILL NO. 1031—**

BY REPRESENTATIVE CHAD BROWN  
AN ACT

To amend and reenact R.S. 22:584(C)(1) and (D)(1)(a), relative to certain investments in Real Estate Investment Trusts by domestic insurers; to allow for investments in certain corporations; 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. 1102—**

BY REPRESENTATIVES BISHOP, ADAMS, BAGNERIS, BARRAS, BERTHELOT, BOUIE, BROADWATER, CHAD BROWN, TERRY BROWN, CARMODY, CARPENTER, CONNICK, DAVIS, GISCLAIR, JIMMY HARRIS, LANCE HARRIS, HOLLIS, JAMES, NANCY LANDRY, LEGER, LOPINTO, MARCELLE, GREGORY MILLER, MORENO, JAY MORRIS, PEARSON, PRICE, PYLANT, SCHEXNAYDER, SMITH, TALBOT, AND THIBAUT

AN ACT

To amend and reenact R.S. 14:286(D), R.S. 40:34(B)(1)(a)(viii), (h)(v), (i), and (j), and R.S. 44:4.1(B)(26), to enact Chapter 1-C of Code Title IV of Code Book III of Title 9 of the Louisiana Revised Statutes of 1950, comprised of R.S. 9:2718 through 2720.15, R.S. 14:286(E), and Part VII of Chapter 2 of Title 40 of the Louisiana Revised Statutes of 1950, comprised of R.S. 40:93 through 96, and to repeal R.S. 9:2713, relative to gestational carriers; to provide for amendments to birth certificates; to provide for definitions relative to gestational carrier contracts; to provide for genetic gestational carrier contracts; to provide for the enforceability of gestational carrier

May 9, 2016

contracts; to provide for the parties to a gestational carrier contract; to provide for contractual requirements for a gestational carrier contract; to provide for a proceeding to approve a gestational carrier contract; to provide for the check of the criminal records of the parties to a gestational carrier contract; to provide for an order preceding embryo transfer relative to a gestational carrier contract; to provide for matters relative to multiple attempts at in utero embryo transfer; to provide for confidentiality of the proceedings relative to a gestational carrier contract; to provide for continuing and exclusive jurisdiction to the proceedings relative to a gestational carrier contract; to provide for the termination of a gestational carrier contract by notice; to provide for remedies for the failure to perform under a gestational carrier contract; to provide for the termination of a gestational carrier contract and for the effects of divorce, nullity, and death on a gestational carrier contract; to provide for the effect of a subsequent marriage of the gestational carrier on a gestational carrier contract; to provide for a post-birth order; to provide for DNA testing when the child is alleged not to be the child of the intended parents; to provide for time limitations and finality; to prohibit certain acts relative to a gestational carrier contract occurring on or after the effective date; to provide for data collection; and to provide for related matters.

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

**HOUSE BILL NO. 1148— (Substitute for House Bill No. 151 by Representative Hodges)**

BY REPRESENTATIVES HODGES, AMEDEE, BACALA, BAGLEY, TERRY BROWN, EDMONDS, FALCONER, GAROFALO, HAZEL, HENRY, HORTON, IVEY, MIKE JOHNSON, MACK, MIGUEZ, JAY MORRIS, PEARSON, PYLANT, AND SEABAUGH

**AN ACT**

To enact R.S. 39:1405.5 and Chapter 21 of Title 49 of the Louisiana Revised Statutes of 1950, comprised of R.S. 49:1401 through 1405, relative to illegal aliens; to prohibit the adoption of sanctuary policies; to provide duties and requirements of political subdivisions and state agencies, departments, and offices; to provide definitions; to provide sanctions; and to provide for related matters.

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

**Suspension of Rules**

On motion of Senator Gary Smith the rules were suspended to permit the Committee on Judiciary B to meet on Tuesday, May 10, 2016, and consider the following legislative instrument that was not listed on the posted agenda as required by Senate Rule 13:73.

**HOUSE BILL NO. 1102—**

BY REPRESENTATIVES BISHOP, ADAMS, BAGNERIS, BARRAS, BERTHELOT, BOUIE, BROADWATER, CHAD BROWN, TERRY BROWN, CARMODY, CARPENTER, CONNICK, DAVIS, GISCLAIR, JIMMY HARRIS, LANCE HARRIS, HOLLIS, JAMES, NANCY LANDRY, LEGER, LOPINTO, MARCELLE, GREGORY MILLER, MORENO, JAY MORRIS, PEARSON, PRICE, PYLANT, SCHEXNAYDER, SMITH, TALBOT, AND THIBAUT

**AN ACT**

To amend and reenact R.S. 14:286(D), R.S. 40:34(B)(1)(a)(viii), (h)(v), (i), and (j), and R.S. 44:4.1(B)(26), to enact Chapter 1-C of Code Title IV of Code Book III of Title 9 of the Louisiana Revised Statutes of 1950, comprised of R.S. 9:2718 through 2720.15, R.S. 14:286(E), and Part VII of Chapter 2 of Title 40 of the Louisiana Revised Statutes of 1950, comprised of R.S. 40:93 through 96, and to repeal R.S. 9:2713, relative to gestational carriers; to provide for amendments to birth certificates; to provide for definitions relative to gestational carrier contracts; to provide for genetic gestational carrier contracts; to provide for the enforceability of gestational carrier contracts; to provide for the parties to a gestational carrier contract; to provide for contractual requirements for a gestational carrier contract; to provide for a proceeding to approve a gestational carrier contract; to provide for the check

of the criminal records of the parties to a gestational carrier contract; to provide for an order preceding embryo transfer relative to a gestational carrier contract; to provide for matters relative to multiple attempts at in utero embryo transfer; to provide for confidentiality of the proceedings relative to a gestational carrier contract; to provide for continuing and exclusive jurisdiction to the proceedings relative to a gestational carrier contract; to provide for the termination of a gestational carrier contract by notice; to provide for remedies for the failure to perform under a gestational carrier contract; to provide for the termination of a gestational carrier contract and for the effects of divorce, nullity, and death on a gestational carrier contract; to provide for the effect of a subsequent marriage of the gestational carrier on a gestational carrier contract; to provide for a post-birth order; to provide for DNA testing when the child is alleged not to be the child of the intended parents; to provide for time limitations and finality; to prohibit certain acts relative to a gestational carrier contract occurring on or after the effective date; to provide for data collection; and to provide for related matters.

**Reports of Committees**

The following reports of committees were received and read:

**REPORT OF COMMITTEE ON EDUCATION**

Senator Dan W. "Blade" Morrish, Chairman on behalf of the Committee on Education, submitted the following report:

May 5, 2016

To the President and Members of the Senate:

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

**SENATE BILL NO. 262—**  
BY SENATOR MORRISH

**AN ACT**

To enact R.S. 17:24.4(F)(1)(g), (h) and (i), relative to statewide content standards and assessments for required subjects; to provide for the use of such results and information for specified purposes including for purposes of distributing school and district letter grades, teacher evaluations, and pupil progression; and to provide for related matters.

Reported with amendments.

**SENATE BILL NO. 270—**  
BY SENATOR BOUDREAU

**AN ACT**

To enact R.S. 17:3914(L), relative to student information; to require the Department of Education to provide public school systems with certain student information; to provide for the confidentiality of such information; to provide for penalties; and to provide for related matters.

Reported with amendments.

**SENATE BILL NO. 342—**  
BY SENATOR BOUDREAU

**AN ACT**

To amend and reenact R.S. 17:3881(A), 3886(A), 3902(B)(5), and 3997(D)(1) and (2), relative to the evaluation of public school teachers and administrators; to require that such evaluations include multiple quantitative measures of student achievement; to provide relative to the percentage of such evaluations based upon value-added data; and to provide for related matters.

Reported by substitute.

SENATE BILL NO. 408—  
BY SENATOR MILKOVICH

AN ACT

To enact R.S. 17:3975, relative to public schools; to authorize a charter group to submit an application to the local school board or the State Board of Elementary and Secondary Education to operate a charter school to replace a closed public school; to provide for special circumstances; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 218—  
BY REPRESENTATIVE HOFFMANN

AN ACT

To amend and reenact R.S. 17:240(A), (B), and (C)(1) and (2), relative to use of tobacco products on school property; to provide for definitions; to repeal the authorization for designated smoking areas on school property; to prohibit the use of tobacco products on school property; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 712—  
BY REPRESENTATIVE JACKSON

AN ACT

To enact R.S. 17:1944(F), relative to assignment of students with exceptionalities; to require local education agencies to assign a student to the school requested by the parent; to provide for conditions; and to provide for related matters.

Reported with amendments.

Respectfully submitted,  
DAN W. "BLADE" MORRISH  
Chairman

REPORT OF COMMITTEE ON

LOCAL AND MUNICIPAL AFFAIRS

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

May 5, 2016

To the President and Members of the Senate:

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

SENATE BILL NO. 207—  
BY SENATOR COLOMB

AN ACT

To amend and reenact R.S. 39:1303(C), 1309(A) and (C), and to enact R.S. 39:1302(4) and (5), 1305(F), and 1310(C), relative to the Louisiana Local Government Budget Act; to provide definitions; and to provide for related matters.

Reported favorably.

SENATE BILL NO. 373—  
BY SENATOR MIZELL

AN ACT

To repeal R.S. 36:509(S) and Part XXVI of Chapter 13 of Title 38 of the Louisiana Revised Statutes of 1950, comprised of R.S. 38:3087.191 through 3087.205, relative to the Washington Parish Reservoir District; to remove references to, provisions for, and the powers, functions and duties of the district and its board of commissioners; and to provide for related matters.

Reported favorably.

SENATE BILL NO. 412—  
BY SENATOR BROWN

AN ACT

To amend and reenact R.S. 33:9038.31(2) and (3) and to enact R.S. 33:9038.70, relative to special districts; to authorize the creation of special districts; to provide for the governance and the powers and duties of the district; including tax, bond, and tax increment finance authority; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 85—  
BY REPRESENTATIVE DAVIS

AN ACT

To amend and reenact R.S. 33:9097.8(B), relative to the Broadmoor Crime Prevention and Improvement District in East Baton Rouge Parish; to modify the boundaries of the district; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 117—  
BY REPRESENTATIVE MONTOU CET

AN ACT

To amend and reenact R.S. 33:2491(D)(1) and (H)(1) and (3) and to enact R.S. 33:2491(D)(3) and (H)(4), 2494(C)(3), and 2498(D), relative to the city of Crowley; to provide relative to the classified police service; to provide relative to departmental and promotional seniority; to provide relative to the establishment and maintenance of employment lists; to provide relative to the certification and appointment of eligible persons; to provide relative to the abolition of classes; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 118—  
BY REPRESENTATIVE MONTOU CET

AN ACT

To amend and reenact R.S. 33:1993(B), relative to the salaries of firemen in the city of Crowley; to provide relative to pay periods for such firemen; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 119—  
BY REPRESENTATIVE MONTOU CET

AN ACT

To enact R.S. 33:423.26, relative to the Rayne police department; to authorize the police chief to appoint, discipline, and discharge police personnel; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 129—  
BY REPRESENTATIVE MCFARLAND

AN ACT

To enact R.S. 33:2541.5, relative to the municipal fire and police civil service; to provide relative to the positions of fire chief and assistant fire chief for Winn Parish Fire Protection District No. 3; to provide that such positions are in the unclassified service; to provide relative to the appointment, supervision, and discharge of any person in any such position; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 138—  
BY REPRESENTATIVE ARMES

AN ACT

To enact R.S. 33:2541.5, relative to the municipal fire and police civil service; to authorize the governing authority of the city of DeRidder to create the position of deputy fire chief; to provide that the position is appointed on a competitive basis; to provide relative to the appointment, supervision, and discharge of any person in any such position; to provide relative to the

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qualifications, duties, and responsibilities for such position; and to provide for related matters.

Reported with amendments.

**HOUSE BILL NO. 157—**

BY REPRESENTATIVE ARMES

AN ACT

To amend and reenact R.S. 33:2533(20), 2541.1(C)(1), 2541.2(C)(1), 2550(E) and (F), 2551(4) and (8), 2551.1(A), 2554(C), and 2558, relative to the city of DeRidder; to provide relative to the classified police civil service; to provide relative to departmental and promotional seniority; to provide relative to the establishment and maintenance of employment lists; to provide relative to the certification and appointment of eligible persons; to provide relative to the abolition of classes; and to provide for related matters.

Reported with amendments.

**HOUSE BILL NO. 158—**

BY REPRESENTATIVE MONTUCET

AN ACT

To enact R.S. 33:2476.5, relative to the city of Lafayette; to provide relative to the municipal fire and police civil service board; to provide relative to filling the office of board secretary; to provide relative to salary of the secretary; and to provide for related matters.

Reported with amendments.

**HOUSE BILL NO. 206—**

BY REPRESENTATIVE THIBAUT

AN ACT

To amend and reenact R.S. 47:1925.11, relative to expenses of assessors; to authorize an automobile expense allowance for the assessor in certain parishes; to provide for certain limitations and requirements; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 418—**

BY REPRESENTATIVE MORENO

AN ACT

To enact R.S. 32:5(C), relative to the regulation of traffic control in the city of New Orleans; to authorize the superintendent of police in the city of New Orleans to contract with or employ traffic control employees; to provide relative to the establishment of a training program; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 967—**

BY REPRESENTATIVE THIBAUT

AN ACT

To amend and reenact R.S. 33:1236(5), relative to the powers of parish governing authorities; to authorize parish governing authorities to take actions to regulate livestock; and to provide for related matters.

Reported favorably.

Respectfully submitted,  
YVONNE COLOMB  
Chairman

**REPORT OF COMMITTEE ON  
NATURAL RESOURCES**

Senator Norbert N. "Norby" Chabert, Chairman on behalf of the Committee on Natural Resources, submitted the following report:

May 5, 2016

To the President and Members of the Senate:

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

**SENATE BILL NO. 388—**

BY SENATOR CORTEZ

AN ACT

To amend and reenact R.S. 30:10(A)(2)(a)(i), (b)(i), (c) and (d)(i), relative to the office of conservation; to provide for agreements for drilling units; to provide for pooling interests; to provide for notice requirements; to provide for the timely payment of drilling costs; to provide terms and conditions; and to provide for related matters.

Reported with amendments.

**HOUSE CONCURRENT RESOLUTION NO. 36—**

BY REPRESENTATIVE THIBAUT

A CONCURRENT RESOLUTION

To extend the existence of the False River Watershed Council until June 30, 2017.

Reported favorably.

**HOUSE CONCURRENT RESOLUTION NO. 72—**

BY REPRESENTATIVES JIM MORRIS, ARMES, BISHOP, TERRY BROWN, CHANEY, COUSSAN, DEVILLIER, MIGUEZ, MONTUCET, WHITE, AND ZERINGUE

A CONCURRENT RESOLUTION

To urge and request the Department of Natural Resources, office of conservation, to develop an alternate method of contracting with operators and other qualified bidders for services to plug orphaned oil and gas wells, to implement the alternative method as a pilot program for three years, and to report to the House Committee on Natural Resources and Environment and the Senate Committee on Natural Resources.

Reported with amendments.

**HOUSE BILL NO. 181—**

BY REPRESENTATIVE BISHOP

AN ACT

To enact R.S. 49:191(9)(b) and to repeal R.S. 49:191(6)(c), relative to the Department of Natural Resources, including provisions to provide for the re-creation of the Department of Natural Resources and the statutory entities made a part of the department by law; to provide for the effective termination date for all statutory authority for the existence of such statutory entities; and to provide for related matters.

Reported with amendments.

**HOUSE BILL NO. 424—**

BY REPRESENTATIVE BISHOP

AN ACT

To amend and reenact R.S. 30:961(E), relative to cooperative endeavor agreements for the withdrawal of surface water; to extend the time for entering cooperative endeavor agreements for withdrawal of surface water; to provide for terms, conditions, and requirements; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 464—**

BY REPRESENTATIVE BISHOP  
AN ACT

To amend and reenact R.S. 30:560(B) and (C) and 706 and to enact R.S. 30:560(D), relative to pipelines; to provide relative to pipeline safety inspection fees for certain pipelines; to provide relative to the amounts and imposition of such fees; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 465—**

BY REPRESENTATIVE BISHOP  
AN ACT

To enact R.S. 30:21(B)(1)(e) and to repeal R.S. 30:21(B)(1)(d)(xiv), (xvi), (xviii), (xx), and (xxi), relative to fees collected by the commissioner of conservation; to provide for fees for activities regulated by the office of conservation; and to provide for related matters.

Reported favorably.

Respectfully submitted,  
NORBERT N. "NORBY" CHABERT  
Chairman

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

**SENATE BILL NO. 132—**

BY SENATOR MARTINY  
AN ACT

To amend and reenact R.S. 22:1040(C), relative to coverage for dental procedures; to require coverage for the treatment of temporal mandibular joint (TMJ) disorders; and to provide for related matters.

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

**SENATE BILL NO. —(Substitute of Senate Bill No. 132 by Senator Martiny)**

BY SENATOR MARTINY  
AN ACT

To enact R.S. 22:1055, relative to the requirement for health insurance coverage of diagnosis and treatment for temporal mandibular joint and associated musculature and neurology; to provide for an effective date; and to provide for related matters.

Be it enacted by the Legislature of Louisiana:  
Section 1. R.S. 22:1055 is hereby enacted to read as follows:

**§1055. Requirement for coverage of diagnosis and treatment for temporal mandibular joint and associated musculature and neurology**

**A. Every hospital, health, or medical expense insurance policy in the large group market as defined in R.S. 22:1091(B), delivered or issued for delivery in this state shall include coverage for diagnostic, therapeutic, or surgical procedures related to the temporal mandibular joint (TMJ) and associated musculature and neurological conditions. This Section shall not apply to coverage provided by the Office of Group Benefits.**

**B. The coverage for diagnostic, therapeutic, or surgical procedures related to temporal mandibular joint and associated musculature and neurological conditions shall be subject to the same conditions, limitations, precertification, prior authorization, referral procedures, copayment, and coinsurance provisions that apply to coverage for diagnostic, therapeutic, or surgical procedures involving other bones or joints of the human skeleton.**

**C. The provisions of this Section shall apply to all new policies, plans, certificates, and contracts issued on or after January 1, 2018. Existing policies, plans, certificates, and contracts shall include the coverage required by this Section on renewal thereof, but in no case later than January 1, 2019.**

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 John Smith, the committee substitute bill was adopted and becomes Senate Bill No. 476 by Senator Martiny, substitute for Senate Bill No. 132 by Senator Martiny.

**SENATE BILL NO. 476— (Substitute of Senate Bill No. 132 by Senator Martiny)**

BY SENATOR MARTINY  
AN ACT

To enact R.S. 22:1055, relative to the requirement for health insurance coverage of diagnosis and treatment for temporal mandibular joint and associated musculature and neurology; to provide for an effective date; and to provide for related matters.

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

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

**SENATE BILL NO. 128—**

BY SENATOR MARTINY  
AN ACT

To amend and reenact R.S. 9:4757(5) and 4759(3), (4), (5), (8), (9), (10), and (11) and to enact R.S. 9:4757(6), (7), and (8), and 4759(12), (13), and (14), relative to self-service storage facilities; to provide for definitions; to provide for liens and privileges; to provide for notices; to provide for advertisements; to provide relative to late fees and reasonable charges; to provide for certain terms, conditions, and procedures; and to provide for related matters.

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

**LEGISLATIVE BUREAU AMENDMENTS**

Amendments proposed by Legislative Bureau to Reengrossed Senate Bill No. 128 by Senator Martiny

**AMENDMENT NO. 1**

On page 3, line 27, at the beginning of the line and before "**facility**" change "**self-storage**" to "**self-service storage**"

**AMENDMENT NO. 2**

On page 5, line 11, following "two" and before "year" insert "—"

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Carmody to Reengrossed Senate Bill No. 128 by Senator Martiny

**AMENDMENT NO. 1**

On page 4, line 12, after the comma "," and before "at" delete "or"

**AMENDMENT NO. 2**

On page 4, line 13, after "herein" and before the period "." insert a comma "," and "**or on a publicly accessible website that conducts personal property auctions**"

**AMENDMENT NO. 3**

On page 4, line 17, after "charity." delete the remainder of the line and delete line 18 in its entirety

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

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ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 36

NAYS

Total - 0

ABSENT

Barrow	Brown	Chabert
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Total - 3

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

SENATE BILL NO. 235—  
BY SENATOR CARTER

AN ACT

To amend and reenact R.S. 33:2740.27(K), relative to the Algiers Development District in Orleans Parish; to provide relative to the powers and duties of the district; to provide relative to the status of private entities that contract with the district; to provide relative to the audit of private entities that contract with the district; and to provide for related matters.

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

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Municipal, Parochial and Cultural Affairs to Engrossed Senate Bill No. 235 by Senator Carter

AMENDMENT NO. 1

On page 1, line 3, after "the district;" delete "to provide" and delete lines 4 through 5 in their entirety and insert "to authorize the legislative auditor to audit contracts the district enters for certain purposes; to provide limitations; and to provide"

AMENDMENT NO. 2

On page 2, at the beginning of line 2, delete "(2)"

AMENDMENT NO. 3

On page 2, line 3, delete "shall have all" and insert "may exercise the"

AMENDMENT NO. 4

On page 2, line 3, delete "pursuant to" and insert "by"

AMENDMENT NO. 5

On page 2, at the end of line 4, insert the following: "However, no private entity shall be considered a public or quasi public entity or a public body as a result of entering into a contract with the district or as a result of receiving or expending funds of or on behalf of the district.

(2) No provision of this Subsection shall be construed to apply to any contract entered into by the district with an investor owned utility that is regulated by the Louisiana Public Service

Commission or by the governing authority of the city of New Orleans."

AMENDMENT NO. 6

On page 2, delete lines 5 through 7 in their entirety

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 37

NAYS

Total - 0

ABSENT

Barrow	Brown
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Total - 2

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

SENATE BILL NO. 261—  
BY SENATOR LUNEAU

AN ACT

To amend and reenact R.S. 56:721 and 722(A), relative to parish game and fish preserves; to authorize two or more parish governing authorities to establish a game and fish preserve when the preserve is located in multiple adjoining parishes; to provide for terms, conditions, requirements, and procedures; and to provide for related matters.

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

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed Senate Bill No. 261 by Senator Luneau

AMENDMENT NO. 1

On page 2, after line 18, insert  
" \* \* \*

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Hazel to Reengrossed Senate Bill No. 261 by Senator Luneau

AMENDMENT NO. 1

On page 1, delete line 13, and insert  
"B. Two or more parish governing authorities may by separate"

AMENDMENT NO. 2

On page 1, line 15, delete "two or more adjoining" and insert "the"

AMENDMENT NO. 3

On page 1, line 16, after "parishes," insert "All of the parish governing authorities shall adopt formal resolutions in order for the game and fish preserve to become effective."

AMENDMENT NO. 4

On page 2, line 7, delete "a commission" and insert "members."

AMENDMENT NO. 5

On page 2, line 8, delete "those parishes," and insert "that parish, to the commission"

AMENDMENT NO. 6

On page 2, after line 18, insert \* \* \*

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

ROLL CALL

The roll was called with the following result:

YEAS

Table listing names of members who voted 'YEAS' including Mr. President, Allain, Appel, Bishop, Boudreaux, Carter, Chabert, Claitor, Colomb, Cortez, Donahue, 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, and White.

NAYS

Total - 0

ABSENT

Table listing names of members who were 'ABSENT' including Barrow and Brown.

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

Senate Resolutions to be Adopted

SENATE RESOLUTION NO. 87—

BY SENATOR MARTINY

A RESOLUTION

To amend Senate Rule 13.78(B)(2) of the Rules of Order of the Senate, relative to committee hearings; to provide for the testimony of a designee of an elected official before a committee hearing.

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

Senate Concurrent Resolutions on Second Reading Reported by Committees

SENATE CONCURRENT RESOLUTION NO. 52—

BY SENATORS CLAITOR, CORTEZ, FANNIN, HEWITT, LONG, MIZELL, MORRISH, PEACOCK, PERRY, RISER AND WALSWORTH

A CONCURRENT RESOLUTION

To memorialize the United States Congress to call a constitutional convention for the purpose of proposing amendments to limit the power and jurisdiction of the federal government, impose fiscal restraints upon its activities, and limit the terms of office that may be served by its officials and by members of Congress.

Reported favorably by the Committee on Senate and Governmental Affairs.

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

Senate Bills and Joint Resolutions on Third Reading and Final Passage

SENATE BILL NO. 435—

BY SENATORS MORRELL AND CARTER

AN ACT

To enact R.S. 14:67.30, relative to the theft of animals; to create the crime of theft of animals; to provide definitions; to provide for penalties; and to provide for related matters.

Floor Amendments

Senator Claitor proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Claitor to Engrossed Senate Bill No. 435 by Senator Morrell

AMENDMENT NO. 1

On page 1, delete lines 12 through 17

AMENDMENT NO. 2

On page 2, delete lines 1 through 6 and insert

"B. Whoever violates the provisions of this Section shall be imprisoned for not more than six months or fined not more than five hundred dollars or both. If the"

AMENDMENT NO. 3

On page 2, delete lines 11 through 29

AMENDMENT NO. 4

On page 3, delete lines 1 through 4

AMENDMENT NO. 5

On page 3, line 5, change "E." to "C."

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

Table listing names of members who voted 'YEAS' including Mr. President, Allain, Appel, Barrow, Bishop, Fannin, Gatti, Hewitt, Johns, LaFleur, Morrish, Peacock, Perry, Peterson, and Riser.

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Boudreaux	Lambert	Smith, G.
Carter	Long	Smith, J.
Chabert	Luneau	Tarver
Claitor	Martiny	Thompson
Colomb	Milkovich	Walsworth
Cortez	Mills	Ward
Donahue	Mizell	White
Erdey	Morrell	

Total - 38

NAYS

Total - 0

ABSENT

Brown  
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 BILL NO. 462—**  
BY SENATOR WARD

AN ACT

To enact R.S. 13:3420, relative to courts and judicial procedure; to provide relative to the state or a state entity as a party plaintiff; to provide relative to the running of prescription; to provide certain terms, procedures, conditions, requirements and effects; and to provide for related matters.

**Floor Amendments**

Senator Martiny proposed the following amendments.

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Martiny to Engrossed Senate Bill No. 462 by Senator Ward

AMENDMENT NO. 1  
On page 1, line 10, delete "A."

AMENDMENT NO. 2  
On page 1, delete lines 16 and 17

AMENDMENT NO. 3  
On page 2, delete line 1

Senator Martiny moved the adoption of the amendments.

Senator Ward objected.

**ROLL CALL**

The roll was called with the following result:

YEAS

Allain	Gatti	Morrell
Appel	Hewitt	Morrish
Bishop	Johns	Peacock
Carter	Lambert	Perry
Colomb	Long	Peterson
Donahue	Martiny	Smith, G.
Erdey	Mills	Ward
Fannin	Mizell	

Total - 23

NAYS

Mr. President	Cortez	Tarver
Barrow	Luneau	Thompson
Boudreaux	Milkovich	Walsworth

Chabert	Riser	White
Claitor	Smith, J.	
Total - 14		
	ABSENT	

Brown  
Total - 2

LaFleur

The Chair declared the amendments were adopted.

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

**ROLL CALL**

The roll was called with the following result:

YEAS

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

Total - 37

NAYS

Riser  
Total - 1

ABSENT

Brown  
Total - 1

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

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

**Called from the Calendar**

Senator Allain asked that Senate Bill No. 371 be called from the Calendar for reconsideration.

**SENATE BILL NO. 371—**  
BY SENATOR ALLAIN

AN ACT

To amend and reenact R.S. 30:93(A)(1) and the introductory paragraph of (A)(3), relative to the Louisiana Oilfield Site Restoration Law; to provide relative to the recovery of site restoration costs; to provide for certain monetary limits and their effects; and to provide for related matters.

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Allain	Gatti	Perry
Appel	Long	Peterson
Barrow	Luneau	Smith, G.
Bishop	Martiny	Tarver
Chabert	Milkovich	Thompson
Claitor	Mills	Ward
Colomb	Morrell	
Erdey	Morrish	
Total - 22		

**NAYS**

Mr. President	Hewitt	Riser
Boudreaux	Johns	Smith, J.
Carter	LaFleur	Walsworth
Cortez	Lambert	White
Donahue	Mizell	
Fannin	Peacock	
Total - 16		

**ABSENT**

Brown  
Total - 1

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

**Called from the Calendar**

Senator Gatti asked that Senate Bill No. 148 be called from the Calendar.

**SENATE BILL NO. 148—**  
BY SENATOR GATTI

**AN ACT**

To amend and reenact R.S. 15:1110(B) and (C) and R.S. 48:1604(A)(2) and (C), and to repeal R.S. 15:1110(D), R.S. 17:31 through 33, R.S. 25:941, 1231 through 1237 and 1238.1 through 1238.7, R.S. 33:9039.51, R.S. 34:1101 through 1106 and 1851 through 1857, R.S. 36:209(Q) and 209(U), R.S. 40:2191, and 48:1811.2 through 1811.6, relative to boards, commissions, authorities, districts, and like entities; to provide relative to the functional organization of state government by abolishing certain boards, commissions, councils, authorities, districts, and like entities; to remove references to certain abolished entities; to remove references to, provisions for, and the powers, functions, and duties of the Task Force on Juvenile Detention Standards and Licensing, the River Parishes Transit Authority, the State Advisory Commission on Teacher Education and Certification, Louisiana Historic Cemetery Trust Advisory Board, the Board of Morgan City, Berwick Port Pilot Commissioners and Examiners, Concordia Parish Port Commission, Advisory Committee on Hospice Care, Northeast Louisiana Film Commission, Louisiana Bicentennial Commission, Battle of New Orleans Bicentennial Commission, and Interstate 10-12 Corridor District and Commission; and to provide for related matters.

**Floor Amendments**

Senator Allain proposed the following amendments.

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senators Allain and Gatti to Engrossed Senate Bill No. 148 by Senator Gatti

**AMENDMENT NO. 1**

In Senate Floor Amendment No. 1 proposed by Senator Gatti and adopted by the Senate on May 2, 2016, on page 1, at the beginning of line 8, after "1238.7," insert "Subpart E of Part I of Chapter 6, comprised of R.S. 33:2740.46 and" and on line 9, after "9039.51 through" change "9039.6," to "9039.56" and delete the remainder of the line and delete line 10, and at the beginning of line 11 delete "through 1106,"

**AMENDMENT NO. 2**

Delete Senate Floor Amendment No. 5 proposed by Senator Gatti and adopted by the Senate on May 2, 2016

**AMENDMENT NO. 3**

On page 1, line 13, after "Advisory Board," delete the remainder of the line, and at the beginning of line 14, delete "and Examiners," and insert "Alexandria Central Economic Development District,"

**AMENDMENT NO. 4**

On page 3, delete lines 25 and 26, and insert the following:

**"Alexandria Central Economic Development District**

Section 7. Subpart E of Part I of Chapter 6 of Title 33 of the Louisiana Revised Statutes of 1950, comprised of R.S. 33:2740.46 is hereby repealed in its entirety."

On motion of Senator Allain, the amendments were adopted.

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

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

**NAYS**

Total - 0

**ABSENT**

Bishop  
Total - 2

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

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

**Bagneris Rule**

Senator Thompson moved to invoke the rule to temporarily pass over controversial House Bills on Third Reading and Final Passage

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with the intention of taking them up later, in their regular order and to specifically start with House Bill No. 79.

Without objection, so ordered.

HOUSE BILL NO. 79—
BY REPRESENTATIVE TERRY BROWN
AN ACT

To amend and reenact R.S. 15:571.11(A)(1)(a) and to enact R.S. 13:3049(B)(1)(e)(vi), relative to the use of funds in the Thirty-Ninth Judicial District Court; to provide for the use of surplus monies in the juror compensation fund; to provide for certain prohibitions relative to the required minimum balance in the juror compensation fund; to provide for the use of certain funds in the Thirty-Ninth Judicial District Court's "Criminal Court Fund"; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table listing names of members who voted 'YEAS' for House Bill No. 79, including Mr. President, Allain, Appel, Barrow, Boudreaux, Carter, Chabert, Claitor, Colomb, Cortez, Donahue, 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, and White.

Total - 37

NAYS

Total - 0

ABSENT

Table listing names of members who were absent for House Bill No. 79: Bishop, Brown.

Total - 2

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

HOUSE BILL NO. 93—
BY REPRESENTATIVE GREGORY MILLER
AN ACT

To amend and reenact Civil Code Articles 256(A) and (C) and 261, relative to terminology; to provide for updated language; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table listing names of members who voted 'YEAS' for House Bill No. 93, including Mr. President, Allain, Appel, Barrow, Bishop, Boudreaux, Fannin, Gatti, Hewitt, Johns, LaFleur, Lambert, Morrish, Peacock, Perry, Peterson, Riser, Smith, G., and White.

Table listing names of members who voted 'NAYS' for House Bill No. 79: Carter, Chabert, Claitor, Colomb, Cortez, Donahue, Erdey, Long, Luneau, Martiny, Milkovich, Mills, Mizell, Morrell, Smith, J., Tarver, Thompson, Walsworth, Ward, and White.

Total - 38

NAYS

Total - 0

ABSENT

Table listing names of members who were absent for House Bill No. 79: Brown.

Total - 1

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

HOUSE BILL NO. 130—
BY REPRESENTATIVE BROADWATER
AN ACT

To amend and reenact R.S. 13:1904(D), relative to the destruction of certain misdemeanor records; to authorize certain clerks of court to destroy certain misdemeanor records; and to provide for related matters.

Floor Amendments

Senator Ward proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Ward to Engrossed House Bill No. 130 by Representative Broadwater

AMENDMENT NO. 1

On page 1, at the beginning of line 4, add "to provide an effective date;"

AMENDMENT NO. 2

On page 1, after line 20, add the following:

"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 Ward, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table listing names of members who voted 'YEAS' for House Bill No. 130, including Mr. President, Allain, Appel, Barrow, Bishop, Boudreaux, Carter, Chabert, Claitor, Colomb, Cortez, Fannin, Gatti, Hewitt, Johns, LaFleur, Lambert, Long, Luneau, Martiny, Milkovich, Mills, Morrish, Peacock, Perry, Peterson, Riser, Smith, G., Tarver, Thompson, Walsworth, Ward, and White.

Donahue  
Erdey  
Total - 37

Mizell  
Morrell

NAYS

Total - 0

ABSENT

Brown  
Total - 2

Smith, J.

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

**HOUSE BILL NO. 195—**

BY REPRESENTATIVE JENKINS

AN ACT

To amend and reenact R.S. 40:1231.8(A)(1)(c) and (5) and 1237.2(A)(1)(c) and (5), relative to the filing requirements for a medical review panel; to provide relative to the delay within which to pay the required filing fee; to provide for commencement upon receipt of certain notices; and to provide for related matters.

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

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. President  
Allain  
Appel  
Barrow  
Bishop  
Boudreaux  
Carter  
Chabert  
Claitor  
Colomb  
Cortez  
Donahue  
Erdey  
Total - 38

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

Brown  
Total - 1

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

**HOUSE BILL NO. 246—**

BY REPRESENTATIVE ADAMS

AN ACT

To amend and reenact R.S. 32:398(H), relative to time periods for reporting traffic fatalities; to provide for an extension of time for coroners to report fatalities; and to provide for related matters.

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

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. President  
Allain  
Appel  
Barrow  
Bishop  
Boudreaux  
Carter  
Chabert  
Colomb  
Cortez  
Donahue  
Erdey  
Total - 34

Fannin  
Gatti  
Hewitt  
Johns  
LaFleur  
Lambert  
Long  
Luneau  
Martiny  
Mills  
Mizell  
Morrell

Morrish  
Peacock  
Peterson  
Riser  
Smith, G.  
Smith, J.  
Tarver  
Thompson  
Ward  
White

NAYS

Claitor  
Total - 3

Perry

Walsworth

ABSENT

Brown  
Total - 2

Milkovich

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

**HOUSE BILL NO. 331—**

BY REPRESENTATIVE GREGORY MILLER

AN ACT

To amend and reenact R.S. 13:850(A), (B), and (C) and 2562.25(A), (B), and (C) and Code of Criminal Procedure Article 14.1(A), (B), and (C), relative to the filing of certain documents in civil and criminal court; to provide procedures and requirements for facsimile filing; to provide for the effectiveness of filing; to provide for the payment of filing fees; and to provide for related matters.

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

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. President  
Allain  
Appel  
Barrow  
Bishop  
Boudreaux  
Carter  
Chabert  
Claitor  
Colomb  
Cortez  
Donahue  
Erdey  
Total - 38

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

Brown  
Total - 1

May 9, 2016

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

HOUSE BILL NO. 332—

BY REPRESENTATIVE MONTUCET AN ACT

To amend and reenact R.S. 3:556.3(B)(introductory paragraph), (3), and (4) and to repeal R.S. 3:556.3(B)(10), relative to the Louisiana Crawfish Promotion and Research Board; to provide for the modification of the composition of the board; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Brown
Total - 1

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

HOUSE BILL NO. 336—

BY REPRESENTATIVE SCHEXNAYDER AN ACT

To amend and reenact R.S. 3:4617(C), relative to fraud by vendors or by purchasers in the area of the Louisiana Weights and Measurements Law; to prohibit the misrepresentation of the origin of fruit, vegetable, grain, meat, and fish, including shellfish; and to provide for related matters.

Floor Amendments

Senator Lambert proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Lambert to Engrossed House Bill No. 336 by Representative Schexnayder

AMENDMENT NO. 1

On page 1, line 3, change "Measurements" to "Measures"

On motion of Senator Lambert, the amendments were adopted.

The bill was read by title. Senator Thompson 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 Peacock
Appel Hewitt Perry
Barrow Johns Peterson
Bishop LaFleur Riser
Boudreaux Lambert Smith, G.
Carter Long Smith, J.
Chabert Luneau Tarver
Claitor Martiny Thompson
Colomb Milkovich Walsworth
Cortez Mills Ward
Donahue Mizell White
Erdey Morrell
Total - 38

NAYS

Total - 0

ABSENT

Brown
Total - 1

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

HOUSE BILL NO. 350—

BY REPRESENTATIVE HILFERTY AN ACT

To amend and reenact Civil Code Article 2995 and Code of Civil Procedure Article 4568 and to enact Civil Code Article 2997(7) and Code of Civil Procedure Articles 3601(E), 4565(B)(7), 4566(J), and 4570 and R.S. 9:3851(E), relative to persons; to provide with respect to interdicted persons; to provide relative to persons subject to mandate; to provide for duties and restrictions of curators, undercurators, and mandataries; to provide with respect to injunctions; to provide for an effective date; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Brown LaFleur Peterson
Total - 3

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

HOUSE BILL NO. 366—

BY REPRESENTATIVE ADAMS AN ACT

To amend and reenact R.S. 15:574.4.2(A)(2)(c), relative to parole supervision fees; to provide for a maximum fee for parole supervision; and to provide for related matters.

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

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.
Carter Long Smith, J.
Chabert Luneau Tarver
Claitor Martiny Thompson
Colomb Milkovich Walsworth
Cortez Mills Ward
Donahue Mizell White
Erdey Morrell
Total - 38

NAYS

Total - 0

ABSENT

Brown
Total - 1

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

HOUSE BILL NO. 389—

BY REPRESENTATIVE JONES AN ACT

To amend and reenact R.S. 13:2488.1(A), relative to the City Court of the town of Franklin; to provide relative to the territorial jurisdiction of the court; and to provide for related matters.

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

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.
Carter Long Smith, J.
Chabert Luneau Tarver
Claitor Martiny Thompson
Colomb Milkovich Walsworth
Cortez Mills Ward

Donahue Mizell White
Erdey Morrell
Total - 38

NAYS

Total - 0

ABSENT

Brown
Total - 1

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

HOUSE BILL NO. 447—

BY REPRESENTATIVE GREGORY MILLER AN ACT

To amend and reenact Civil Code Article 355, relative to continuing tutorships; to provide for procedures for continuing tutorships; to provide relative to certain costs; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Brown Tarver
Total - 2

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

HOUSE BILL NO. 456—

BY REPRESENTATIVE SHADOIN AN ACT

To amend and reenact R.S. 35:15(A)(4) and 16(B) and (C), relative to notaries public; to provide relative to the revocation of notarial commissions; to provide for revocation of a notarial commission under certain circumstances; to provide for notification to the attorney general; and to provide for related matters.

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

May 9, 2016

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns of names: Mr. President, Allain, Appel, Barrow, Bishop, Boudreaux, Carter, Chabert, Claitor, Colomb, Cortez, Donahue, 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: Brown, Tarver, Total - 2

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

HOUSE BILL NO. 569— BY REPRESENTATIVE SCHEXNAYDER AN ACT

To amend and reenact R.S. 3:4222(A) and (B) and to repeal R.S. 3:4222(D), relative to designated authorities for federal and state cooperation; to clarify certain provisions of the Federal Meat Inspection Act and Federal Products Inspection Act; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns of names: Mr. President, Allain, Appel, Barrow, Bishop, Boudreaux, Carter, Chabert, Claitor, Colomb, Cortez, Donahue, 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

Table with 2 columns: Milkovich, Total - 1

ABSENT

Table with 2 columns: Brown, Tarver, Total - 2

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

HOUSE BILL NO. 574— BY REPRESENTATIVE GREGORY MILLER AN ACT

To amend and reenact Code of Civil Procedure Article 4551(A), relative to judgments of interdiction; to provide for the contents of judgments of interdiction; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns of names: Mr. President, Allain, Appel, Barrow, Bishop, Boudreaux, Carter, Chabert, Claitor, Colomb, Cortez, Donahue, 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: Brown, Tarver, Total - 2

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

HOUSE BILL NO. 624— BY REPRESENTATIVE MORENO AN ACT

To amend and reenact R.S. 13:753(A)(introductory paragraph), (B), (C), and (D) and to enact R.S. 13:753(A)(6) and (E), relative to firearms; to require city and parish clerks of court to provide certain information to the Louisiana Supreme Court; to provide for mandatory reporting of convictions of certain offenses and judicial determinations which would prohibit persons from possessing, shipping, transporting, or receiving firearms pursuant to state and federal law; to provide relative to limitations of liability; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns of names: Mr. President, Allain, Appel, Bishop, Boudreaux, Carter, Fannin, Gatti, Hewitt, Johns, LaFleur, Lambert, Morrell, Morrish, Peacock, Perry, Peterson, Riser.

Chabert	Long	Smith, G.
Claitor	Luneau	Smith, J.
Colomb	Martiny	Thompson
Cortez	Milkovich	Walsworth
Donahue	Mills	Ward
Erdey	Mizell	White
Total - 36		

NAYS

Total - 0

ABSENT

Barrow	Brown	Tarver
Total - 3		

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

**Rules Suspended**

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

**Introduction of Senate Resolutions**

**SENATE RESOLUTION NO. 115—**  
BY SENATOR LONG

A RESOLUTION

To commend Patrick Widhalm, Ph.D. as he concludes his dedicated service to the Louisiana School for Math, Science, and the Arts.

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

**Introduction of Senate Concurrent Resolutions**

**SENATE CONCURRENT RESOLUTION NO. 101—**  
BY SENATOR WALSWORTH

A CONCURRENT RESOLUTION

To urge and request the Department of Environmental Quality to study the removal of Reid vapor pressure gasoline requirements in Ascension, Beauregard, Calcasieu, East Baton Rouge, Iberville, Jefferson, Lafayette, Lafourche, Livingston, Orleans, Pointe Coupee, St. Bernard, St. Charles, St. James, St. Mary, and West Baton Rouge parishes.

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

**SENATE CONCURRENT RESOLUTION NO. 102—**  
BY SENATOR WALSWORTH

A CONCURRENT RESOLUTION

To urge and request the Department of Environmental Quality to study including above ground bulk storage facilities in the Motor Fuels Underground Storage Tank Trust Fund.

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

**SENATE CONCURRENT RESOLUTION NO. 103—**  
BY SENATOR LONG

A CONCURRENT RESOLUTION

To commend and congratulate Janet Joseph-Richard on being named to the 2016 Louisiana Sports Hall of Fame.

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

**SENATE CONCURRENT RESOLUTION NO. 104—**  
BY SENATOR LONG

A CONCURRENT RESOLUTION

To commend and congratulate David Julius Malarcher on being named to the 2016 Louisiana Sports Hall of Fame Induction Class.

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

**SENATE CONCURRENT RESOLUTION NO. 105—**  
BY SENATOR LONG

A CONCURRENT RESOLUTION

To commend and congratulate Ben M. Sheets on being named to the 2016 Louisiana Sports Hall of Fame Induction Class.

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

**SENATE CONCURRENT RESOLUTION NO. 106—**  
BY SENATOR LONG

A CONCURRENT RESOLUTION

To commend and congratulate Rick Jones on being named to the 2016 Louisiana Sports Hall of Fame Induction Class.

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

**SENATE CONCURRENT RESOLUTION NO. 107—**  
BY SENATORS LONG AND LUNEAU AND REPRESENTATIVES HALL, LANCE HARRIS AND HAZEL

A CONCURRENT RESOLUTION

To commend the Alexandria Senior High School Trojans softball team on winning the 2016 Allstate Sugar Bowl/LHSAA Softball Fast Pitch 56 tournament to become the Class 5A Girls' State Softball Champion.

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

**SENATE CONCURRENT RESOLUTION NO. 108—**  
BY SENATOR PEACOCK

A CONCURRENT RESOLUTION

To commend Adriana Martin of the Southfield School in Shreveport, Louisiana, upon her mathematical skills and to congratulate her for outstanding scholastic achievements and high rankings in the Pi Day Challenge.

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

**Message from the House**

**PASSED SENATE BILLS AND JOINT RESOLUTIONS**

May 9, 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 the following Senate Bills and Joint Resolutions:

**SENATE BILL NO. 4—**  
BY SENATOR PEACOCK

AN ACT

To amend and reenact R.S. 11:703, relative to the timing of board of trustees meetings at Teachers' Retirement System of Louisiana; to provide for an effective date; and to provide for related matters.

Reported without amendments.

May 9, 2016

**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 without amendments.

**SENATE BILL NO. 5—**  
BY SENATOR PEACOCK

AN ACT

To enact R.S. 11:102(B)(3)(e), relative to projected noninvestment related administrative expenses for the state retirement systems; to provide for calculation of liabilities; to provide for funding of the liabilities; to provide for the determination of contributions required to fund the liabilities; to include certain administrative expenses in that determination; to provide for an effective date; and to provide for related matters.

Reported without amendments.

**SENATE BILL NO. 14—**  
BY SENATOR MORRISH

AN ACT

To enact R.S. 11:411(12), relative to the Louisiana State Employees' Retirement System; to provide for system membership; to provide for an effective date; and to provide for related matters.

Reported without amendments.

**SENATE BILL NO. 15—**  
BY SENATOR MILLS

AN ACT

To enact R.S. 11:411(12), relative to the Louisiana State Employees' Retirement System; to provide for system membership; to provide for an effective date; and to provide for related matters.

Reported without amendments.

**SENATE BILL NO. 384—**  
BY SENATOR CORTEZ

AN ACT

To amend and reenact R.S. 33:2491(D)(2) and (H)(2), the introductory paragraph of R.S. 33:2494(C)(2) and 2498(C) all as amended by Acts 240 and 243 of the 2015 Regular Session of the Legislature, relative to the Lafayette Police Department; to limit promotions and reinstatements by promotional seniority to certain ranks; and to provide for related matters.

Reported without amendments.

**SENATE BILL NO. 396—**  
BY SENATOR JOHNS AND REPRESENTATIVE DWIGHT

AN ACT

To amend and reenact R.S. 33:2473(20)(b) and 2493(A)(1) and R.S. 33:2491(D)(2) and 2498(C) both as amended by Act Nos. 240 and 243 of the 2015 Regular Session of the Legislature, relative to the Lake Charles Police Department; to provide for promotional seniority and military deployment; to provide relative to promotional tests and promotional lists; to provide for promotional seniority and reinstatement; and to provide for related matters.

Reported without amendments.

**SENATE BILL NO. 457—**  
BY SENATOR LAFLEUR

AN ACT

To enact R.S. 47:338.198, relative to sales and use taxes; to authorize the levy of an additional sales and use tax by the Avoyelles Parish School Board; to require voter approval of the tax; and to provide for related matters.

Reported without amendments.

**SENATE BILL NO. 2—**  
BY SENATORS PEACOCK, BOUDREAU, 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.

**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 with amendments.

**SENATE BILL NO. 18—**  
BY SENATORS PEACOCK, BOUDREAU, CORTEZ, LONG, MILKOVICH AND MIZELL

AN ACT

To amend and reenact R.S. 11:102(B)(1), (2), (3)(introductory paragraph), (a), (b), (c), and (d)(introductory paragraph), (i), (ii), (iii), and (iv), (4), and (5)(a) and (b), (C), and (D), 102.1(B)(2)(b), (3)(a)(i), (4), (5), and (6) and (C)(2), (3)(a) and (c), (4), (5), and (6), 102.2(B)(2)(a), (3)(a)(i), (4), and (5) and (C)(2), (3)(a) and (c), (4), (5), and (6), 102.3, 542(A), (B), (C), (E), and (F), 883.1(A), (B), (C), (E), and (F), 927(B)(2)(a)(introductory paragraph) and (i) and (b)(i) and (3)(a), 1145.1(A), (B), (C), (D), and (E), and 1332(A), (B), (C), (D), (E), and (F), to enact R.S. 11:23, 102(E) and (F), 102.1(A)(4), (B)(3)(a)(iv), and (D), 102.2(A)(4), (B)(3)(a)(iv), and (D), 102.4, 102.5, 102.6, 542(D) and 883.1(D), and to repeal R.S. 11:102(B)(3)(d)(v), (vi), (vii), and (viii), 542(G), 883.1(G) and (H), 1145.1(F), and 1332(G), to provide for actuarial determinations and application of retirement system funds without allowing, authorizing, or granting benefit improvements; to provide for the determination of required employer contributions and application of investment earnings to certain debts and accounts; to prioritize excess return allocations; to provide for an effective date; and to provide for related matters.

Reported with amendments.

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

Message from the House

ASKING CONCURRENCE IN HOUSE BILLS AND JOINT RESOLUTIONS

May 9, 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. 1060 HB No. 1103 HB No. 1126

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

House Bills and Joint Resolutions on First Reading

HOUSE BILL NO. 1060—

BY REPRESENTATIVE STOKES AN ACT

To amend and reenact R.S. 47:301.2(G), relative to the Sales Tax Streamlining and Modernization Commission; to provide with respect to sunset of the commission; and to provide for related matters.

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

HOUSE BILL NO. 1103—

BY REPRESENTATIVE STOKES AN ACT

To amend and reenact R.S. 47:103(D), relative to the individual income tax return; to provide the requirements for a request for an extension of time to file the return; and to provide for related matters.

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

HOUSE BILL NO. 1126—

BY REPRESENTATIVE CHAD BROWN AN ACT

To amend and reenact R.S. 22:439(D) and R.S. 39:1528 and to enact R.S. 22:2301(F), relative to the office of risk management; to clarify that the office and certain providers are not subject to the provisions of the Louisiana Insurance Code; to prohibit application of certain insurance taxes and assessments on insurance policies of the state and its agencies; to provide for an effective date; and to provide for related matters.

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

Reports of Committees

The following reports of committees were received and read:

REPORT OF COMMITTEE ON

REVENUE AND FISCAL AFFAIRS

Senator Jean-Paul "JP" Morrell, Chairman on behalf of the Committee on Revenue and Fiscal Affairs, submitted the following report:

May 9, 2016

To the President and Members of the Senate:

I am directed by your Committee on Revenue and Fiscal Affairs to submit the following report:

HOUSE BILL NO. 610—

BY REPRESENTATIVES ABRAHAM AND BARRAS AN ACT

To amend and reenact R.S. 47:2323(C)(3) and to enact R.S. 47:2323(E), relative to ad valorem property tax assessments; to provide with respect to the fair market valuation of property for purposes of assessment; to prohibit consideration of the value of certain federal tax and financial benefits for certain residential housing unit property in determining fair market value; to provide with respect to the income approach for property valuation; to provide for effectiveness; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 795—

BY REPRESENTATIVE STOKES AN ACT

To amend and reenact R.S. 47:1517(B), relative to the tax exemption budget; to require certain organization of the tax exemptions; to provide for an effective date; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 978—

BY REPRESENTATIVE DANAHAY AN ACT

To amend and reenact R.S. 47:302(K)(7)(b) and (W)(1), (2), and (4) as enacted by Act No. 22 of the 2016 First Extraordinary Session of the Legislature, 351, 1403(C), 1418(4)(b) and (7)(d), and 1432(B), and Section 2 of Act No. 198 of the 2014 Regular Session of the Legislature and to enact R.S. 47:351.1, 1418(4)(c) and (7)(e), and 1435(D), relative to state and local taxes; to provide with respect to the enforcement and adjudication of certain taxes; to provide for the disposition of certain taxes, penalties, and interest; to provide with respect to disputes concerning certain taxes and other claims against the state; to provide with respect to legal challenges concerning constitutionality; to authorize refunds of certain occupational license taxes; to authorize the transfer of cases; to require interagency transfers between certain state agencies; to provide for applicability; to provide for effectiveness; and to provide for related matters.

Reported with amendments.

Respectfully submitted, JEAN-PAUL "JP" MORRELL Chairman

REPORT OF COMMITTEE ON

FINANCE

Senator Eric LaFleur, Chairman on behalf of the Committee on Finance, submitted the following report:

May 9, 2016

To the President and Members of the Senate:

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

SENATE BILL NO. 256—

BY SENATOR WALSWORTH AN ACT

To enact R.S. 46:1608(G), relative to senior centers; to provide for funding to nationally certified senior centers; and to provide for related matters.

Reported with amendments.

May 9, 2016

**SENATE BILL NO. 466—**  
BY SENATOR HEWITT

AN ACT

To enact R.S. 17:1519.2(C), relative to public hospitals administered by the Board of Supervisors of Louisiana State University; to provide for a procedure for the approval by the Joint Legislative Committee on the Budget and the legislature of changes in the provision of health care at the public hospitals; to provide for an effective date; and to provide for related matters.

Reported with amendments.

**HOUSE CONCURRENT RESOLUTION NO. 51—**  
BY REPRESENTATIVES BARRAS AND LEGER

A CONCURRENT RESOLUTION

To provide for a hospital stabilization formula pursuant to Article VII, Section 10.13 of the Constitution of Louisiana; to establish the level and basis of hospital assessments; to establish certain reimbursement enhancements for inpatient and outpatient hospital services; to establish certain criteria for the implementation of the formula; to provide for effectiveness; and to provide for related matters.

Reported with amendments.

**HOUSE BILL NO. 136—**  
BY REPRESENTATIVE MACK

AN ACT

To amend and reenact R.S. 15:168(B)(1), relative to the judicial district indigent defender fund; to extend the period of time in which the special cost assessed in criminal cases in each judicial district court shall be collected for the district indigent defender fund; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 454—**  
BY REPRESENTATIVE RICHARD

AN ACT

To amend and reenact R.S. 39:1590(A)(introductory paragraph), relative to professional, personal, consulting, and social services procurement; to provide for contracts reported to and reviewed and approved by the Joint Legislative Committee on the Budget; to provide for an effective date; and to provide for related matters.

Reported with amendments.

**HOUSE BILL NO. 538—**  
BY REPRESENTATIVE GAROFALO

AN ACT

To amend and reenact R.S. 13:980(D)(1), relative to court reporters for the Thirty-Fourth Judicial District Court; to provide for court reporter fees on matters on appeal; to provide for private contracts for transcripts of testimony for matters not on appeal; and to provide for related matters.

Reported with amendments.

**HOUSE BILL NO. 662—**  
BY REPRESENTATIVE BARRAS

AN ACT

To enact R.S. 46:2625.1, relative to emergency ground ambulance service provider fees; to authorize a provider fee on emergency ground ambulance service providers; to establish the maximum allowable fee amount; to provide for definitions; to provide for disposition of collected fees; to provide for enhanced reimbursements; to provide for the termination of the assessment; to require the Department of Health and Hospitals

to take certain actions; to provide for an effective date; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 834—**  
BY REPRESENTATIVES BERTHELOT AND GREGORY MILLER

AN ACT

To amend and reenact R.S. 13:4521(A)(1) and (B) and to enact R.S. 13:4521(D), relative to court costs owed by governmental entities; to provide for temporary deferral and payment of such costs and collection of unpaid costs; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 1005—**  
BY REPRESENTATIVE WILLMOTT

AN ACT

To enact R.S. 39:73.1, relative to agency expenditures; to require establishment of a baseline average of certain expenditures; to require approval of certain expenditures exceeding the baseline amount; to provide for effectiveness; and to provide for related matters.

Reported favorably.

Respectfully submitted,  
ERIC LAFLEUR  
Chairman

**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:

May 9, 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 Bills have been properly enrolled:

**SENATE BILL NO. 68—**  
BY SENATOR WALSWORTH

AN ACT

To amend and reenact the introductory paragraph of R.S. 24:973.1(B)(1) and R.S. 24:973.1(B)(1)(a) and (b) and (3), (E)(5), and (F)(1) and (2), relative to the Legislative Youth Advisory Council; to provide for council membership and for advisors to the council; and to provide for related matters.

**SENATE BILL NO. 151—**  
BY SENATOR CLAITOR

AN ACT

To repeal R.S. 42:261(E), relative to public officials; to repeal provisions providing liability for attorney fees on a party who files certain types of legal actions against a public official when the party is unsuccessful; to delete provisions providing a right to the defendant public official to require the plaintiff party to file a bond to cover such attorney fees; and to provide for related matters.

**SENATE BILL NO. 372—**

BY SENATOR PEACOCK

## AN ACT

To amend and reenact R.S. 24:521(B)(1), relative to the legislative auditor; to provide relative to actuarial notes prepared by the legislative auditor; to provide for timing requirements; and to provide for related matters.

Respectfully submitted,  
KAREN CARTER PETERSON  
Chairman

The foregoing Senate Bills 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:

May 5, 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. 91—**

BY SENATOR HEWITT

## A RESOLUTION

To commend Shirley Wilkins for her community service in providing college scholarships for area students and promoting awareness of the affects of drinking and driving.

**SENATE RESOLUTION NO. 92—**

BY SENATOR BARROW

## A RESOLUTION

To recognize Thursday, April 28, 2016, as Workers' Memorial Day in recognition of workers killed, injured, and disabled on the job.

**SENATE RESOLUTION NO. 93—**

BY SENATOR ALLAIN

## A RESOLUTION

To express the sincere and heartfelt condolences of the Senate of the Legislature of Louisiana upon the death of Dick Walther, doctor of veterinary medicine.

**SENATE RESOLUTION NO. 96—**

BY SENATOR COLOMB

## A RESOLUTION

To commend Susan G. Komen® Louisiana Affiliates for their efforts to save lives and end breast cancer in local communities through the delivery of breast cancer education, screening, treatment and research and to recognize Tuesday, May 3, 2016, as Susan G. Komen Day at the Louisiana Legislature.

**SENATE RESOLUTION NO. 102—**

BY SENATOR JOHNS

## A RESOLUTION

To designate May 3, 2016, as Louisiana Chemical Industry Day.

**SENATE RESOLUTION NO. 94—**

BY SENATOR COLOMB

## A RESOLUTION

To express sincere and heartfelt condolences on the death of Lorelia Jean Henry.

**SENATE RESOLUTION NO. 95—**

BY SENATORS BOUDREAU, ALARIO, CORTEZ AND PERRY

## A RESOLUTION

To express the sincere and heartfelt condolences of the Senate of the Legislature of Louisiana upon the death of Gerald J. "Hammy" Patin.

**SENATE RESOLUTION NO. 97—**

BY SENATORS PERRY, BOUDREAU, CORTEZ AND MILLS

## A RESOLUTION

To commend and express appreciation to Mike Neustrom for thirty-eight years of dedicated and distinguished law enforcement service and four terms as the Lafayette Parish Sheriff on the occasion of his much deserved retirement.

**SENATE RESOLUTION NO. 98—**

BY SENATOR BROWN

## A RESOLUTION

To commend and recognize the achievements of Jinel J. Sawyer Sr., including his service to his state and his country, on the occasion of his retirement.

**SENATE RESOLUTION NO. 99—**

BY SENATOR THOMPSON

## A RESOLUTION

To designate May 1 through 7, 2016, as "Arson Awareness Week" in the state of Louisiana.

**SENATE RESOLUTION NO. 100—**

BY SENATOR THOMPSON

## A RESOLUTION

To recognize Thursday, May 5, 2016, as Louisiana Society of Professional Surveyors Day at the Louisiana State Capitol.

**SENATE RESOLUTION NO. 101—**

BY SENATOR CORTEZ

## A RESOLUTION

To recognize Wednesday, May 11, 2016, as Ports Day at the state capitol.

**SENATE RESOLUTION NO. 103—**

BY SENATOR LAFLEUR

## A RESOLUTION

To acknowledge the common bond and mutual interests between Quebec and Louisiana and the Louisiana Senate welcomes the Honorable Jacques Chagnon, president of the Quebec National Assembly, to the state capitol.

**SENATE RESOLUTION NO. 105—**

BY SENATOR MORRISH

## A RESOLUTION

To designate Wednesday, May 4, 2016, as Teacher Appreciation Day at the state capitol.

**SENATE RESOLUTION NO. 104—**

BY SENATOR MILLS

## A RESOLUTION

To designate the month of May 2016 as Cystic Fibrosis Awareness Month in Louisiana.

**SENATE RESOLUTION NO. 106—**

BY SENATOR WALSWORTH

## A RESOLUTION

To declare May 4, 2016, as "Child Care Provider Appreciation Day" at the Louisiana State Capitol.

**SENATE RESOLUTION NO. 107—**

BY SENATOR JOHNS

## A RESOLUTION

To designate the month of May as Foster Care Month in Louisiana.

May 9, 2016

SENATE RESOLUTION NO. 108—

BY SENATOR LUNEAU

A RESOLUTION

To designate the week of May 15 through May 21, 2016, as Police Week in the state of Louisiana and to commend the service of law enforcement officers.

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:

May 9, 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 Resolution has been properly enrolled:

SENATE CONCURRENT RESOLUTION NO. 91—

BY SENATORS GARY SMITH AND BROWN AND REPRESENTATIVE GREGORY MILLER

A CONCURRENT RESOLUTION

To express the sincere condolences of the Legislature of Louisiana to the family of Felix Simoneaux Jr. upon his death as the oldest man in the United States of America at the age of 110.

Respectfully submitted,
KAREN CARTER PETERSON
Chairman

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

Message to the Governor

SIGNED SENATE BILLS

May 5, 2016

To the Honorable Governor of the State of Louisiana:

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

SENATE BILL NO. 144—

BY SENATOR MARTINY

AN ACT

To amend and reenact R.S. 6:243(B)(1) and (2)(a) and (b), relative to immovable property; to provide for the accounting for immovable property held by a state bank; and to provide for related matters.

SENATE BILL NO. 145—

BY SENATOR MARTINY

AN ACT

To repeal R.S. 6:1054(G)(4), relative to the Sale of Checks and Money Transmission Act; to repeal provisions regarding certain persons previously exempted from having to give notice and receive approval for certain transactions; and to provide for related matters.

SENATE BILL NO. 469— (Substitute of Senate Bill No. 290 by Senator LaFleur)

BY SENATOR LAFLEUR

AN ACT

To amend and reenact Civil Code Article 3367, relative to the cancellation of recordation after effect of recordation has ceased; to provide for the cancellation of prescribed state tax liens; to provide certain procedures; and to provide for related matters.

and they are hereby presented for executive approval.

Respectfully submitted,
GLENN A. KOEPP
Secretary of the Senate

Message to the Governor

SIGNED SENATE BILLS

May 6, 2016

To the Honorable Governor of the State of Louisiana:

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

SENATE BILL NO. 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.

and they are hereby presented for executive approval.

Respectfully submitted,
GLENN A. KOEPP
Secretary of the Senate

Message to the Secretary of State

SIGNED

SENATE CONCURRENT RESOLUTIONS

May 5, 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. 80—

BY SENATOR ALARIO

A CONCURRENT RESOLUTION

To designate May 11, 2016, as "Louisiana Housing Council Day" at the Louisiana Legislature and commend the organization for its accomplishments.

SENATE CONCURRENT RESOLUTION NO. 81—

BY SENATOR WALSWORTH

A CONCURRENT RESOLUTION

To recognize May 4, 2016, as "Alzheimer's Awareness Day" at the state capitol and expresses the continued support of the Louisiana Alzheimer's Disease Task Force's Final Report and the implementation of its recommendations.

SENATE CONCURRENT RESOLUTION NO. 82—

BY SENATORS GATTI AND PEACOCK

A CONCURRENT RESOLUTION

To commend Janet Burks, Bossier Parish Registrar of Voters, upon the occasion of her retirement scheduled for May 31, 2016, after an impressive forty-five year career of service.

May 9, 2016

**SENATE CONCURRENT RESOLUTION NO. 83—**

BY SENATOR GATTI

**A CONCURRENT RESOLUTION**

To designate the month of January 2017 as Fellowship of Christian Athletes Month.

**SENATE CONCURRENT RESOLUTION NO. 85—**

BY SENATOR PEACOCK

**A CONCURRENT RESOLUTION**

To commend and congratulate Shreveport eighth-grader, Porter May, upon selection as Private School Middle School Student of the Year for 2016 and to recognize his extraordinary accomplishments.

**SENATE CONCURRENT RESOLUTION NO. 86—**

BY SENATORS THOMPSON, ALARIO, ALLAIN, APPEL, BARROW, BISHOP, BOUDREAUX, BROWN, CARTER, CHABERT, CLAITOR, COLOMB, CORTEZ, 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, WALSWORTH, WARD AND WHITE

**A CONCURRENT RESOLUTION**

To commend and congratulate Robert "Bob" C. Israel upon his retirement as president of the Louisiana Automobile Dealers Association.

Respectfully submitted,  
GLENN A. KOEPP  
Secretary of the Senate

**Message from the House****SIGNED HOUSE BILLS AND  
JOINT RESOLUTIONS**

May 9, 2016

To the Honorable President and Members of the Senate:

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

**HOUSE BILL NO. 114—**

BY REPRESENTATIVES ABRAHAM, ADAMS, TERRY BROWN, CARPENTER, STEVE CARTER, FRANKLIN, GISCLAIR, GUINN, HALL, HILL, HOWARD, MONTOUCKET, NORTON, AND PIERRE

**AN ACT**

To designate the intersection of Louisiana Highway 1138-2 West Prien Lake Road and Holly Hill Road roundabout in Calcasieu Parish as the Russell T. Tritico, Sr. Circle; and to provide for related matters.

**HOUSE BILL NO. 133—**

BY REPRESENTATIVE JIM MORRIS

**AN ACT**

To enact R.S. 40:539(C)(8)(e), relative to employees of the Housing Authority of the Town of Oil City; to provide that employees of the authority shall not be in the state civil service; and to provide for related matters.

**HOUSE BILL NO. 147—**

BY REPRESENTATIVE PIERRE

**AN ACT**

To amend and reenact R.S. 40:1137.3(E)(2), relative to entities in possession of automated external defibrillators; to require that each high school in certain parishes have an automated external defibrillator on its premises; to provide for a legislative declaration; and to provide for related matters.

**HOUSE BILL NO. 217—**

BY REPRESENTATIVE HOFFMANN

**AN ACT**

To enact R.S. 17:429, relative to educational leadership certification; to provide for the qualifications for educational leadership certification; to require that an individual who meets the qualifications shall be granted an educational leadership

certificate by the State Board of Elementary and Secondary Education for employment as a supervisor, director, or coordinator of special education; and to provide for related matters.

**HOUSE BILL NO. 224—**

BY REPRESENTATIVE LEGER

**AN ACT**

To enact R.S. 13:86 and to repeal R.S. 13:126.1, 352.1, 841.3, 1213.3, 1912, 2157.1, 2500.5, 2520, and 2565, relative to court costs; to provide relative to court costs collected for civil filings and criminal convictions; to provide for the use of proceeds of such costs; to provide for an audit; and to provide for related matters.

**HOUSE BILL NO. 290—**

BY REPRESENTATIVE GISCLAIR

**AN ACT**

To amend and reenact R.S. 56:56(A)(5) and (7), 305(B)(3), 435(A) and (B), 435.1(A), 435.1.1(A)(2), and 436(A), relative to oyster harvesting gear; to change the name of certain gear from "dredge" to "scraper"; to provide for limitations on the dimensions and use of scrapers on the public seed grounds and natural reefs; and to provide for related matters.

**HOUSE BILL NO. 306—**

BY REPRESENTATIVE ZERINGUE

**AN ACT**

To amend and reenact R.S. 56:434.1(C), relative to the Public Oyster Seed Ground Development Account; to provide for the uses of the monies in such account; and to provide for related matters.

**HOUSE BILL NO. 311—**

BY REPRESENTATIVE DANAHAY

**AN ACT**

To designate a portion of Louisiana Highway 3063 in Calcasieu Parish as the "First Responders Memorial Highway"; and to provide for related matters.

**HOUSE BILL NO. 355—**

BY REPRESENTATIVES MIKE JOHNSON, AMEDEE, BACALA, BAGLEY, BAGNERIS, BARRAS, BERTHELOT, BISHOP, CHAD BROWN, TERRY BROWN, CARMODY, GARY CARTER, ROBBY CARTER, STEVE CARTER, CHANEY, CONNICK, COUSSAN, COX, DAVIS, DEVILLIER, DWIGHT, EDMONDS, EMERSON, FALCONER, FOIL, GAROFALO, GISCLAIR, GLOVER, JIMMY HARRIS, LANCE HARRIS, HAZEL, HENRY, HODGES, HOFFMANN, HORTON, HUNTER, HUVAL, IVEY, JACKSON, ROBERT JOHNSON, JONES, LEGER, LYONS, MACK, MAGEE, MIGUEZ, MONTOUCKET, MORENO, JAY MORRIS, JIM MORRIS, POPE, PRICE, PUGH, PYLANT, RICHARD, SEABAUGH, SHADAIN, STOKES, THIBAUT, WHITE, WILLMOTT, AND ZERINGUE

**AN ACT**

To enact R.S. 47:490.30, relative to military honor license plates; to provide for the establishment of a military honor license plate for the recipients of the Bronze Star Medal; to require the promulgation of rules and regulations relative to the creation and implementation of a military honor license plate; and to provide for related matters.

**HOUSE BILL NO. 358—**

BY REPRESENTATIVE LEGER

**AN ACT**

To amend and reenact R.S. 13:996.67(D), relative to the imposition of court costs and service charges by the Civil District Court for the parish of Orleans and the clerk of court of the Civil District Court for the parish of Orleans; to provide for an extension of time in which to impose such fees and charges; and to provide for related matters.

**HOUSE BILL NO. 434—**

BY REPRESENTATIVES HENSGENS, ADAMS, TERRY BROWN, FRANKLIN, GISCLAIR, GUINN, HOWARD, LEBAS, AND NORTON

**AN ACT**

To designate a portion of Louisiana Highway 27 in Cameron Parish as the "Terry Cox Memorial Highway"; and to provide for related matters.

May 9, 2016

**HOUSE BILL NO. 521—**

BY REPRESENTATIVE CARMODY  
AN ACT

To amend and reenact R.S. 51:705(H)(1)(introductory paragraph) and 709(5)(a)(introductory paragraph) and (ii) and (b) and (10), relative to Louisiana Securities Law and the registration of securities; to maintain registration of securities under Tier 1 of Regulation A of the Federal Securities Act of 1933; to provide a notice filing requirement for securities under Tier 2 of Regulation A of the Federal Securities Act of 1933; to provide an updated statutory reference; to provide a limited exemption for an issuer to determine the level of interest in securities to be issued under Tier 1 of Regulation A of the Federal Securities Act of 1933; and to provide for related matters.

**HOUSE BILL NO. 687—**

BY REPRESENTATIVES BARRAS AND HUVAL AND SENATOR MILLS  
AN ACT

To designate a portion of Louisiana Highway 86 in Iberia Parish as the "Albert "Al" Broussard Memorial Highway"; to designate a portion of Louisiana Highway 671 in Iberia Parish as the "Arthur Lee Verret Memorial Highway"; and to provide for related matters.

**HOUSE BILL NO. 868—**

BY REPRESENTATIVE HUNTER AND SENATOR THOMPSON  
AN ACT

To enact R.S. 17:81(AA), relative to extracurricular sports offered by public schools; to authorize public school governing authorities to require a minimum number of coaching staff for each sport to have certain health training certifications; and to provide for related matters.

**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.

**HOUSE BILL NO. 911—**

BY REPRESENTATIVE TERRY BROWN  
AN ACT

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

**HOUSE BILL NO. 1003—**

BY REPRESENTATIVE ZERINGUE  
AN ACT

To enact R.S. 47:463.188, relative to motor vehicle special prestige license plates; to provide for the "K9s4COPS" special prestige license plate; to provide for creation, issuance, and design of such license plates; to provide relative to the fee and distribution of fees for such plates; to authorize the promulgation of rules and regulations relative to the creation and implementation of a special prestige license plate; and to provide for related matters.

**HOUSE BILL NO. 285—**

BY REPRESENTATIVE GAROFALO  
AN ACT

To amend and reenact Code of Civil Procedure Articles 1458, 1462(B)(1), 1465.1(B), 1467(A), 2541, 2642, and 2721(B), and R.S. 13:3852(B), and to enact R.S. 13:4611(1)(g), relative to civil procedure; to extend the time delays for responding to discovery requests; to provide for the enforcement of foreign and domestic judgments; to provide for commencement of the suspensive appeal delay from an order of seizure and sale; to provide with respect to the notice of seizure of property; to

provide for an award of attorney fees in civil contempt of court proceedings; and to provide for related matters.

**HOUSE BILL NO. 520—**

BY REPRESENTATIVE CHAD BROWN  
AN ACT

To amend and reenact R.S. 22:332(A)(13), relative to the deposits made by foreign insurers applying for admission in this state; and to provide for related matters.

**HOUSE BILL NO. 663—**

BY REPRESENTATIVE THIBAUT  
AN ACT

To enact R.S. 22:1569, relative to non-captive insurance producers; to provide for definitions; to require notice prior to terminating an appointment; to provide for termination for cause without notice; to provide for payment of certain commissions; to provide for exceptions to notice; and to provide for related matters.

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

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

The House Bills and Joint Resolutions contained herein were signed by the President of the Senate.

**Message from the House**

**SIGNED HOUSE CONCURRENT RESOLUTIONS**

May 5, 2016

To the Honorable President and Members of the Senate:

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

**HOUSE CONCURRENT RESOLUTION NO. 10—**

BY REPRESENTATIVE GUINN AND SENATOR MORRISH  
A CONCURRENT RESOLUTION

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

**HOUSE CONCURRENT RESOLUTION NO. 104—**

BY REPRESENTATIVE GAROFALO AND SENATOR HEWITT  
A CONCURRENT RESOLUTION

To designate Thursday, May 5, 2016, as National Aeronautics Space Administration (NASA) Day at the state capitol and to commend NASA for its scientific and technological contributions to the state of Louisiana and the United States of America.

**HOUSE CONCURRENT RESOLUTION NO. 106—**

BY REPRESENTATIVES GLOVER AND ROBBY CARTER AND SENATORS ALARIO, ALLAIN, APPEL, BARROW, BISHOP, BOUDREAUX, BROWN, CARTER, CHABERT, CLAITOR, COLOMB, CORTEZ, 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 CONCURRENT RESOLUTION

To express sincere and heartfelt condolences upon the death of former state representative John Dean Travis.

**HOUSE CONCURRENT RESOLUTION NO. 109—**

BY REPRESENTATIVE HAVARD  
A CONCURRENT RESOLUTION

To recognize Wednesday, May 11, 2016, as Ports Day at the state capitol.

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

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

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

**ATTENDANCE ROLL CALL**

**ROLL CALL**

The roll was called with the following result:

**PRESENT**

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

**ABSENT**

Brown  
Total - 1

**Leaves of Absence**

The following leaves of absence were asked for and granted:

Brown 1 Day

**Announcements**

The following committee meetings for May 10, 2016, were announced:

Environmental Quality	9:30 A.M.	Room A
Judiciary A	9:30 A.M.	Hainkel Room
Judiciary B	9:30 A.M.	Room E
Judiciary C	9:30 A.M.	Room F

**Adjournment**

On motion of Senator Thompson, at 5:10 o'clock P.M. the Senate adjourned until Tuesday, May 10, 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

