

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

EIGHTEENTH DAY'S PROCEEDINGS

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

Senate Chamber
State Capitol
Baton Rouge, Louisiana

Thursday, May 28, 2009

The Senate was called to order at 9:10 o'clock A.M. by Hon. Sharon Weston Broome, President Pro Tempore of the Senate.

Morning Hour

CONVENING ROLL CALL

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

PRESENT

Mr. President	Donahue	Long
Adley	Dorsey	Marionneaux
Amedee	Duplessis	Murray
Appel	Erdey	Nevers
Broome	Gray Evans	Riser
Claitor	Guillory	Shaw
Crowe	Kostelka	
Total - 20		

ABSENT

Alario	Jackson	Mount
Cheek	LaFleur	Quinn
Dupre	Martiny	Smith
Gautreaux B	McPherson	Thompson
Gautreaux N	Michot	Walsworth
Hebert	Morrell	
Heitmeier	Morrish	
Total - 19		

The President Pro Tempore of the Senate announced there were 20 Senators present and a quorum.

Prayer

The prayer was offered by Pastor W.L.T. Littleton, 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 Long, the reading of the Journal was dispensed with and the Journal of May 27, 2009, was adopted.

**Privilege Report of the
Legislative Bureau**

May 28, 2009

To the President and Members of the Senate:

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

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

HOUSE BILL NO. 19—
BY REPRESENTATIVE GISCLAIR AND SENATOR DUPRE
AN ACT

To amend and reenact R.S. 34:1651(F), relative to the Greater Lafourche Port Commission; to increase the per diem amount for commission members; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 74—
BY REPRESENTATIVE WADDELL
AN ACT

To amend and reenact R.S. 48:1671(C)(1), relative to the Southern Rapid Rail Transit Commission; to change the name of the commission; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 133—
BY REPRESENTATIVE ROY
AN ACT

To authorize and provide for the lease and sublease of certain state property in Rapides Parish; to authorize Community Receiving Home of Rapides Parish to sublease, for a period not to exceed fifty years, all or part of certain land leased to it pursuant to Act No. 443 of the 1972 Regular Session of the Legislature; to provide for supplementing Act No. 107 of the 1988 Regular Session of the Legislature; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 158—
BY REPRESENTATIVE ANDERS
AN ACT

To amend and reenact R.S. 38:3097.3(C)(9), relative to drought relief wells; to provide for the powers and duties of the commissioner of conservation; to provide for temporary agricultural use; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 355—
BY REPRESENTATIVE WADDELL
AN ACT

To amend and reenact R.S. 32:408(B)(2)(a)(ii), relative to Class "A" commercial driver's licenses; to provide a tractor-trailer combination gross vehicle weight rating; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 442—
BY REPRESENTATIVE SMILEY
AN ACT

To amend and reenact R.S. 49:308.3(D), to enact R.S. 32:402.3, and to repeal R.S. 17:282, relative to the Motorcycle Safety, Awareness, and Operator Training Program; to transfer administration of the Motorcycle Safety, Awareness, and Operator Training Program to the Department of Public Safety and Corrections; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 490—
BY REPRESENTATIVE PETERSON AND SENATOR GRAY EVANS
AN ACT

To amend and reenact R.S. 47:463.103, relative to motor vehicle prestige license plates; to provide for the Louisiana Delta Sigma Theta Sorority, Inc., prestige license plate; to provide for the issuance; to provide for the color and design; to provide relative to the fees; to provide for the use of such fees; and to provide for related matters.

Reported without amendments.

May 28, 2009

HOUSE BILL NO. 512—

BY REPRESENTATIVE GUINN
AN ACT

To enact R.S. 40:1846(I) and (J), relative to the authority of the Liquefied Petroleum Gas Commission; to provide for rules and regulations during a governor's declared emergency or disaster; to provide for the promulgation of rules and regulations; to provide for exceptions to certain rules and regulations and standards; and to provide for related matters.

Reported with amendments.

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed House Bill No. 512 by Representative Guinn

AMENDMENT NO. 1

On page 1, line 13, following "or" delete "through"

HOUSE BILL NO. 522—

BY REPRESENTATIVES BOBBY BADON, ARMES, AUBERT, BILLIOT, HENRY BURNS, DIXON, GISCLAIR, GUINN, HOWARD, SAM JONES, MONTTOUCET, AND POPE

AN ACT

To enact R.S. 47:463.139, relative to motor vehicle special prestige license plates; to provide for the creation and issuance of such plates; to provide for the design of such plates; to provide relative to the fee and application of the fee for such plates; to authorize the promulgation of rules and regulations; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 575—

BY REPRESENTATIVE GISCLAIR
AN ACT

To amend and reenact R.S. 48:2078(B) and (C), relative to the state-designated projects undertaken by the Louisiana Transportation Authority; to remove the requirement that the Louisiana Transportation Authority reimburse the Department of Transportation and Development for certain projects' costs expended by the department; to remove the requirement that the department serve as the agent for a project; to provide for an effective date; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 854—

BY REPRESENTATIVE HILL
AN ACT

To designate Louisiana Highway 26 from Mittie, Louisiana, to the intersection of Highway 377 as the Cecil B. Tramel Memorial Highway; and to provide for related matters.

Reported without amendments.

Respectfully submitted,
ROB MARIONNEAUX
Chairman

Adoption of Legislative Bureau Report

On motion of Senator Marionneaux, 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 Mount asked for and obtained a suspension of the rules to read Senate Resolutions a first and second time.

SENATE RESOLUTION NO. 59—

BY SENATOR MOUNT
A RESOLUTION

To commend the Children's Miracle Network of Southeast Louisiana and to congratulate Devin Fontenot on his selection as the 2009 Miracle Kid for the network.

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

SENATE RESOLUTION NO. 60—

BY SENATOR CHEEK
A RESOLUTION

To commend Paul Stephens for his accomplishments and dedication to the DeSoto Parish community.

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

SENATE RESOLUTION NO. 61—

BY SENATOR MARIONNEAUX
A RESOLUTION

To declare Tuesday, June 2, 2009, Military Family Day in the Louisiana Senate in honor of America's military personnel, and in particular, in honor of Louisiana's fallen heroes.

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

**Senate Resolutions on
Second Reading**

SENATE RESOLUTION NO. 52—

BY SENATOR MARIONNEAUX
A RESOLUTION

To express the sincere condolences of the Senate of the Legislature of Louisiana to the family of United States Army Private First Class Bryan M. Thomas upon his death in combat in Iraq.

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

SENATE RESOLUTION NO. 53—

BY SENATOR MARIONNEAUX
A RESOLUTION

To express the sincere and heartfelt condolences of the Senate of the Legislature of Louisiana to the family and loved ones of United States Marine Corps Staff Sergeant Daniel Dupre upon his death in a ground combat mission in support of Operation Iraqi Freedom.

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

SENATE RESOLUTION NO. 54—

BY SENATOR MARIONNEAUX
A RESOLUTION

To express the sincere and heartfelt condolences of the Senate of the Legislature of Louisiana to the family of Patriot Guard Rider Michael D. Bares upon his death in the line of duty in support of the United States Armed Forces while rendering military honors to a fallen Louisiana soldier.

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

SENATE RESOLUTION NO. 55—

BY SENATOR MARIONNEAUX
A RESOLUTION

To express the sincere and heartfelt condolences of the Senate of the Legislature of Louisiana to the family of United States Army Sergeant Jonnie L. Stiles upon his death in Operation Enduring Freedom.

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

SENATE RESOLUTION NO. 56—

BY SENATOR MARIONNEAUX

A RESOLUTION

To express the sincere condolences of the Senate of the Legislature of Louisiana to the family of United States Army Private First Class Jason R. Watson upon his death in combat in Operation Enduring Freedom.

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

SENATE RESOLUTION NO. 57—

BY SENATOR MARIONNEAUX

A RESOLUTION

To express the sincere condolences of the Senate of the Legislature of Louisiana to the family of United States Army Sergeant First Class David R. Hurst upon his death in combat operations in Iraq.

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

Message from the House**ASKING CONCURRENCE IN
HOUSE BILLS AND JOINT RESOLUTIONS**

May 27, 2009

To the Honorable President and Members of the Senate:

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

HOUSE BILL NO. 164—

BY REPRESENTATIVE HENRY

AN ACT

To enact R.S. 47:6035, relative to state income tax; to authorize a credit against state individual and corporate income taxes for expenses related to increases in the cost of health insurance premiums attributable to a state mandate for health insurance coverage of a specific medical condition or service; to require the commissioner of insurance to determine certain standard amounts for purposes of the tax credit; to provide for eligibility, amounts, and taking of the credit; to authorize rulemaking; and to provide for related matters.

HOUSE BILL NO. 220—

BY REPRESENTATIVE TIM BURNS

AN ACT

To enact Code of Civil Procedure Article 891(C) and (D), relative to civil petitions; to provide for claims involving latent diseases; to provide for required allegations; and to provide for related matters.

HOUSE BILL NO. 341—

BY REPRESENTATIVES CONNICK AND TUCKER AND SENATOR CHAISSON

AN ACT

To appropriate funds out of the General Fund of the state of Louisiana for Fiscal Year 2009-2010 to be used to pay the legal fees and expenses incurred by Dr. Anna Pou; to provide for payment to the Dr. Anna Pou Defense Fund; to provide for payment to the LSU Healthcare Network; and to provide for related matters.

HOUSE BILL NO. 381—

BY REPRESENTATIVE HOFFMANN

AN ACT

To amend and reenact R.S. 37:3393(H)(5), (6), and (7) and to enact R.S. 37:3393(H)(8), relative to real estate appraisers; to provide for exemptions to the licensing requirement; and to provide for related matters.

HOUSE BILL NO. 500—

BY REPRESENTATIVE BALDONE

AN ACT

To amend and reenact R. S. 38:291(U)(1) and 329(J)(introductory paragraph) and to repeal R.S. 38:329(H), relative to the Terrebonne Levee and Conservation District, to provide for millages collected in Terrebonne Parish; to revert certain land in the possession of the Atchafalaya Basin Levee District for certain purposes to the Terrebonne Levee and Conservation District; to repeal certain required distribution amounts; and to provide for related matters.

HOUSE BILL NO. 452—

BY REPRESENTATIVES GEYMAN, FANNIN, MORRIS, AND ROY

AN ACT

To amend and reenact R.S. 40:1730.26(2), relative to the state uniform construction code; to require a study to be conducted by the Department of Insurance in certain situations; and to provide for related matters.

HOUSE BILL NO. 511—

BY REPRESENTATIVE HARRISON

A JOINT RESOLUTION

Proposing to add Article VII, Section 2.1(C) of the Constitution of Louisiana, relative to requirements and procedures for the imposition of or increase in a new state tax or fee; to provide exceptions relative to public postsecondary education tuition amounts and mandatory fees; to provide for submission of the proposed amendment to the electors; and to provide for related matters.

HOUSE BILL NO. 637—

BY REPRESENTATIVES PONTI AND ARNOLD

AN ACT

To amend and reenact R.S. 40:1730.53(2), (5)(a) and (d), and (6), 1730.60, 1730.62(B) and (C)(introductory paragraph), and 1730.65(C)(1) and to enact R.S. 40:1730.53(5)(e), (7), (8), and (9), 1730.63(C), 1730.67, and 1730.68, relative to the Industrialized Building Act; to provide for changes to definitions; to provide for new definitions; to provide for inspections by the fire marshal; to provide for exemptions for decals or insignia; to provide for fees; to provide for the Industrialized Building Program Fund; and to provide for related matters.

HOUSE BILL NO. 689—

BY REPRESENTATIVES PETERSON, HARRISON, LEGER, AND WILLIAMS AND SENATOR LAFLEUR

AN ACT

To enact Subpart Q of Part II-A of Chapter 1 of Subtitle I of Title 39 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 39:100.121, relative to state funds; to create the Louisiana Statewide Educational Facilities Fund as a special fund in the state treasury; to provide for the deposit, use, and investment of monies in the fund; to provide for an effective date; and to provide for related matters.

HOUSE BILL NO. 755—

BY REPRESENTATIVES EDWARDS, BURFORD, TIM BURNS, CHANDLER, HINES, JOHNSON, RICHARDSON, AND WILLMOTT

AN ACT

To amend and reenact R.S. 14:81.1(F) and to enact Civil Code Article 2315.3, relative to victims of child pornography; to provide for exemplary damages for children who are victims of child pornography; to provide for the sharing of information between law enforcement, the attorney general, and the National Center for Missing and Exploited Children; and to provide for related matters.

HOUSE BILL NO. 801—

BY REPRESENTATIVE SIMON

AN ACT

To amend and reenact R.S. 38:2212.7 and R.S. 39:1496.2 and 1594.3, relative to procurement; to provide exceptions in the prohibition of bids or proposals for public contracts by certain contract consultants; and to provide for related matters.

HOUSE BILL NO. 787—
BY REPRESENTATIVES BALDONE, AUBERT, BILLIOT, HENRY BURNS, DIXON, DOVE, GUINN, HOWARD, AND WOOTON AND SENATORS DUPRE AND MORRISH

AN ACT

To amend and reenact R.S. 38:301.1, relative to coastal area levee districts and parish governing authorities; to provide for certain levee districts and local parish governments to submit elevation reports; to provide for the name change of the office of public works, hurricane flood protection, and intermodal transportation; to provide for the authority to establish adequate drainage, flood control, and water resource development; to provide authority to enter into contracts or other agreements; and to provide for related matters.

HOUSE BILL NO. 128—

BY REPRESENTATIVES HENRY, TIM BURNS, ELLINGTON, GREENE, GUINN, HARRISON, HAZEL, HENDERSON, HOWARD, KLECKLEY, LEBAS, LIGI, MONICA, PEARSON, POPE, RICHARDSON, SCHRODER, SMILEY, GARY SMITH, TALBOT, THIBAUT, AND WOOTON

AN ACT

To amend and reenact R.S. 47:305.54(B)(2) and to enact R.S. 47:305.62, relative to state sales and use tax; to authorize a state "sales tax holiday" at certain times for purchases of certain firearms; to provide for definitions; to provide restrictions on the types of purchases eligible for the exemption; and to provide for related matters.

HOUSE BILL NO. 146—

BY REPRESENTATIVES AUSTIN BADON, LEGER, BARROW, CARTER, LAFONTA, ST. GERMAIN, AND STIAES

AN ACT

To enact R.S. 32:300.8, relative to the use of telephones and electronic communication devices while driving; to prohibit the use of wireless telephones while driving; to prohibit text messaging and e-mailing while driving; and to provide for related matters.

HOUSE BILL NO. 245—

BY REPRESENTATIVE TALBOT AND SENATOR WALSWORTH

AN ACT

To amend and reenact Code of Civil Procedure Article 45 and to enact Code of Civil Procedure Article 78.1, relative to venue; to provide for exclusive venue; to provide venue for actions involving latent disease; to provide for a contradictory hearing; to provide for the transfer of certain actions; and to provide for related matters.

HOUSE BILL NO. 345—

BY REPRESENTATIVES ABRAMSON AND TIM BURNS AND SENATOR WALSWORTH

AN ACT

To enact Code of Civil Procedure Article 1476, relative to civil procedures; to provide for claims involving asbestos or silica; to provide for required disclosures; to require certification; to provide for supplemental information; to provide for sanctions; and to provide for related matters.

HOUSE BILL NO. 351—

BY REPRESENTATIVE RICHARDSON

AN ACT

To amend and reenact R.S. 40:1730.35(C), and to enact R.S. 40:1730.24(C), relative to building code enforcement; to provide for the documentation of compliance with the energy efficiency provisions of the state uniform construction code; to establish a period of validity for provisional certificates of registration; to provide for certificates of registration for building code enforcement officers with ten years of experience; and to provide for related matters.

HOUSE BILL NO. 365—

BY REPRESENTATIVE SIMON

AN ACT

To enact Part VII-B of Chapter 10 of Title 38 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 38:2318.2, to establish and provide for the Percent for Universal Design Program; to require that a certain percent of the expenditure for construction or renovation of a state building shall be used to

implement principles of universal design; to provide exceptions; and to provide for related matters.

HOUSE BILL NO. 441—

BY REPRESENTATIVE PONTI

AN ACT

To enact Part IV-E of Chapter 8 of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:1730.71, relative to modular housing; to provide for definitions; to provide for installation standards; to provide for licensing requirements; to provide for an effective date; and to provide for related matters.

HOUSE BILL NO. 538—

BY REPRESENTATIVE ANDERS

AN ACT

To amend and reenact R.S. 3:263, 265(B), and 266(13) and (19) and to enact R.S. 3:262(D), 266(22), and 283.1 and R.S. 35:410, relative to the Louisiana Agricultural Finance Authority; to revise legislative findings; to expand definitions; to revise the powers of authority; to provide for certain loans and guarantees for agricultural plants; to provide for restrictions; to provide for reports; to provide for a special fund; to provide for positions; to provide for administration and implementation; to provide for ex officio notaries public; and to provide for related matters.

HOUSE BILL NO. 574—

BY REPRESENTATIVES RICHMOND AND HARDY

AN ACT

To enact R.S. 13:587.4 and 1344, relative to specialized divisions or sections of state district courts; to authorize any district court by vote of the judges to adopt specialized divisions or sections having specified subject matter jurisdiction; to authorize a division or section to provide for an expedited docket for violent crimes involving a dangerous weapon or homicides; to create a homicide section in the Criminal District Court for the parish of Orleans; to authorize the district attorney's office to request an expedited docket for cases involving crimes of violence committed with a dangerous weapon and homicides; to provide for assignment of a judge to a Homicide Section of the Criminal District Court for the parish of Orleans; to provide for cases to be assigned to a homicide section; to authorize the judges en banc to assign other crimes committed using a firearm to the homicide section; to provide for transfer of cases; to provide for expedited handling of pretrial writs and appeals from the homicide section; and to provide for related matters.

HOUSE BILL NO. 649—

BY REPRESENTATIVES MONTOUCE, BOBBY BADON, BARRAS, DOERGE, GALLOT, GISCLAIR, LAFONTA, MILLS, RICHARD, AND THIBAUT AND SENATORS DUPRE, B. GAUTREAUX, GUILLORY, HEBERT, AND MURRAY

AN ACT

To enact R.S. 11:546 and R.S. 15:574.4.2, relative to the Louisiana State Employees' Retirement System; to provide for a probation and parole processing fee; to create a fund for the deposit of funds generated by such fees; to provide for an effective date; and to provide for related matters.

HOUSE BILL NO. 668—

BY REPRESENTATIVE ROBIDEAUX

AN ACT

To amend and reenact R.S. 51:3094, relative to tax credits; to provide relative to the Louisiana Community Development Financial Institution Act; to provide for an extension of the Louisiana Community Development Financial Institution program; to provide for an effective date; and to provide for related matters.

HOUSE BILL NO. 719—

BY REPRESENTATIVES CHANEY, AUSTIN BADON, HENRY BURNS, CONNICK, HENRY, HOFFMANN, LIGI, SIMON, AND TUCKER

AN ACT

To amend and reenact R.S. 39:1514(A)(1)(introductory paragraph) and 1798.6(A)(2), to enact R.S. 39:1514(D), and to repeal R.S. 39:1514(A)(1)(a) and (e), relative to multiyear contracts; to extend the allowable period for multiyear contracts; to repeal certain exceptions; to provide for certain contracts between the Office Facilities Corporation and various state agencies to

effectuate leases or subleases of certain properties; to require certain prior approvals; to provide for an effective date; and to provide for related matters.

HOUSE BILL NO. 765—

BY REPRESENTATIVES GALLOT, BALDONE, BARRAS, BARROW, BURFORD, HENRY BURNS, BURRELL, CARMODY, CARTER, CHAMPAGNE, CHANDLER, DANAHAY, DIXON, DOERGE, DOWNS, FANNIN, GISCLAIR, GREENE, MICKEY GUILLORY, GUINN, HARRISON, HOFFMANN, HONEY, ROSALIND JONES, KLECKLEY, LAFONTA, LANDRY, LEBAS, LITTLE, LOPINTO, MORRIS, NOWLIN, PERRY, RICHARD, RITCHIE, ROBIDEAUX, GARY SMITH, JANE SMITH, PATRICIA SMITH, ST. GERMAIN, TEMPLET, TUCKER, WADDELL, AND WILLIAMS

A JOINT RESOLUTION

Proposing to amend Article VII, Section 4(D)(3) of the Constitution of Louisiana, to decrease the amount of severance tax on certain natural resources which is retained by the state; to provide for the use of excess severance taxes; to provide for submission of the proposed amendment to the electors; and to provide for related matters.

HOUSE BILL NO. 796—

BY REPRESENTATIVES PETERSON, HARDY, AND GARY SMITH
AN ACT

To amend and reenact R.S. 38:330.1(B)(1)(a), (C)(1)(a)(introductory paragraph), (i), (ii), and (iii), (2)(a), (G), and (K)(3), relative to the Southeast Flood Protection Authority East and West; to remove territorial jurisdiction under the Authority Board East; to reduce the number of members of the Authority Board East; to provide for members' qualifications; to provide relative to the membership of the nominating committee; to provide relative to the duties of the nominating committee; to provide relative to a board member's fiduciary duty to the board; to provide an exception for certain public employees to serve as members on either board; and to provide for related matters.

HOUSE BILL NO. 891— (Substitute for House Bill No. 799 by Representative Michael Jackson)

BY REPRESENTATIVE MICHAEL JACKSON
AN ACT

To amend and reenact R.S. 23:1538(A), relative to unemployment compensation; to provide for penalties to an employer for failure to file a payroll report; and to provide for related matters.

HOUSE BILL NO. 892— (Substitute for House Bill No. 800 by Representative Michael Jackson)

BY REPRESENTATIVE MICHAEL JACKSON
AN ACT

To enact R.S. 23:1625.1, relative to unemployment compensation; to provide for the prompt determination of claims; to provide with respect to the abandonment of an employer's right to appeal a determination of claim; to provide for the employer's right to appeal in the event the failure to provide information is due to compelling circumstances; and to provide for related matters.

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

House Bills and Joint Resolutions on First Reading

Senator Mount asked for and obtained a suspension of the rules to read House Bills and Joint Resolutions a first and second time by title and refer them to Committee.

HOUSE BILL NO. 128—

BY REPRESENTATIVES HENRY, TIM BURNS, ELLINGTON, GREENE, GUINN, HARRISON, HAZEL, HENDERSON, HOWARD, KLECKLEY, LEBAS, LIGI, MONICA, PEARSON, POPE, RICHARDSON, SCHRODER, SMILEY, GARY SMITH, TALBOT, THIBAUT, AND WOOTON
AN ACT

To amend and reenact R.S. 47:305.54(B)(2) and to enact R.S. 47:305.62, relative to state sales and use tax; to authorize a state "sales tax holiday" at certain times for purchases of certain firearms; to provide for definitions; to provide restrictions on the

types of purchases eligible for the exemption; and to provide for related matters.

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

HOUSE BILL NO. 146—

BY REPRESENTATIVES AUSTIN BADON, LEGER, BARROW, CARTER, LAFONTA, ST. GERMAIN, AND STIAES
AN ACT

To enact R.S. 32:300.8, relative to the use of telephones and electronic communication devices while driving; to prohibit the use of wireless telephones while driving; to prohibit text messaging and e-mailing while driving; and to provide for related matters.

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

HOUSE BILL NO. 164—

BY REPRESENTATIVE HENRY
AN ACT

To enact R.S. 47:6035, relative to state income tax; to authorize a credit against state individual and corporate income taxes for expenses related to increases in the cost of health insurance premiums attributable to a state mandate for health insurance coverage of a specific medical condition or service; to require the commissioner of insurance to determine certain standard amounts for purposes of the tax credit; to provide for eligibility, amounts, and taking of the credit; to authorize rulemaking; and to provide for related matters.

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

HOUSE BILL NO. 220—

BY REPRESENTATIVE TIM BURNS
AN ACT

To enact Code of Civil Procedure Article 891(C) and (D), relative to civil petitions; to provide for claims involving latent diseases; to provide for required allegations; and to provide for related matters.

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

HOUSE BILL NO. 245—

BY REPRESENTATIVE TALBOT AND SENATOR WALSWORTH
AN ACT

To amend and reenact Code of Civil Procedure Article 45 and to enact Code of Civil Procedure Article 78.1, relative to venue; to provide for exclusive venue; to provide venue for actions involving latent disease; to provide for a contradictory hearing; to provide for the transfer of certain actions; and to provide for related matters.

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

HOUSE BILL NO. 341—

BY REPRESENTATIVES CONNICK AND TUCKER AND SENATOR CHAISSON
AN ACT

To appropriate funds out of the General Fund of the state of Louisiana for Fiscal Year 2009-2010 to be used to pay the legal fees and expenses incurred by Dr. Anna Pou; to provide for payment to the Dr. Anna Pou Defense Fund; to provide for payment to the LSU Healthcare Network; and to provide for related matters.

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

May 28, 2009

HOUSE BILL NO. 345—
BY REPRESENTATIVES ABRAMSON AND TIM BURNS AND SENATOR WALSWORTH

AN ACT

To enact Code of Civil Procedure Article 1476, relative to civil procedures; to provide for claims involving asbestos or silica; to provide for required disclosures; to require certification; to provide for supplemental information; to provide for sanctions; and to provide for related matters.

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

HOUSE BILL NO. 351—
BY REPRESENTATIVE RICHARDSON

AN ACT

To amend and reenact R.S. 40:1730.35(C), and to enact R.S. 40:1730.24(C), relative to building code enforcement; to provide for the documentation of compliance with the energy efficiency provisions of the state uniform construction code; to establish a period of validity for provisional certificates of registration; to provide for certificates of registration for building code enforcement officers with ten years of experience; and to provide for related matters.

The bill was read by title and referred by the President to the Committee on Commerce, Consumer Protection, and International Affairs.

HOUSE BILL NO. 365—
BY REPRESENTATIVE SIMON

AN ACT

To enact Part VII-B of Chapter 10 of Title 38 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 38:2318.2, to establish and provide for the Percent for Universal Design Program; to require that a certain percent of the expenditure for construction or renovation of a state building shall be used to implement principles of universal design; to provide exceptions; and to provide for related matters.

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

HOUSE BILL NO. 381—
BY REPRESENTATIVE HOFFMANN

AN ACT

To amend and reenact R.S. 37:3393(H)(5), (6), and (7) and to enact R.S. 37:3393(H)(8), relative to real estate appraisers; to provide for exemptions to the licensing requirement; and to provide for related matters.

The bill was read by title and referred by the President to the Committee on Commerce, Consumer Protection, and International Affairs

HOUSE BILL NO. 441—
BY REPRESENTATIVE PONTI

AN ACT

To enact Part IV-E of Chapter 8 of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:1730.71, relative to modular housing; to provide for definitions; to provide for installation standards; to provide for licensing requirements; 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 Commerce, Consumer Protection, and International Affairs.

HOUSE BILL NO. 452—
BY REPRESENTATIVES GEYMAN, FANNIN, MORRIS, AND ROY

AN ACT

To amend and reenact R.S. 40:1730.26(2), relative to the state uniform construction code; to require a study to be conducted by the Department of Insurance in certain situations; and to provide for related matters.

The bill was read by title and referred by the President to the Committee on Commerce, Consumer Protection, and International Affairs.

HOUSE BILL NO. 500—
BY REPRESENTATIVE BALDONE

AN ACT

To amend and reenact R. S. 38:291(U)(1) and 329(J)(introductory paragraph) and to repeal R.S. 38:329(H), relative to the Terrebonne Levee and Conservation District, to provide for millages collected in Terrebonne Parish; to revert certain land in the possession of the Atchafalaya Basin Levee District for certain purposes to the Terrebonne Levee and Conservation District; to repeal certain required distribution amounts; and to provide for related matters.

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

HOUSE BILL NO. 511—
BY REPRESENTATIVE HARRISON

A JOINT RESOLUTION

Proposing to add Article VII, Section 2.1(C) of the Constitution of Louisiana, relative to requirements and procedures for the imposition of or increase in a new state tax or fee; to provide exceptions relative to public postsecondary education tuition amounts and mandatory fees; to provide for submission of the proposed amendment to the electors; and to provide for related matters.

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

HOUSE BILL NO. 538—
BY REPRESENTATIVE ANDERS

AN ACT

To amend and reenact R.S. 3:263, 265(B), and 266(13) and (19) and to enact R.S. 3:262(D), 266(22), and 283.1 and R.S. 35:410, relative to the Louisiana Agricultural Finance Authority; to revise legislative findings; to expand definitions; to revise the powers of authority; to provide for certain loans and guarantees for agricultural plants; to provide for restrictions; to provide for reports; to provide for a special fund; to provide for positions; to provide for administration and implementation; to provide for ex officio notaries public; and to provide for related matters.

The bill was read by title and referred by the President to the Committee on Agriculture, Forestry, Aquaculture, and Rural Development.

HOUSE BILL NO. 574—
BY REPRESENTATIVES RICHMOND AND HARDY

AN ACT

To enact R.S. 13:587.4 and 1344, relative to specialized divisions or sections of state district courts; to authorize any district court by vote of the judges to adopt specialized divisions or sections having specified subject matter jurisdiction; to authorize a division or section to provide for an expedited docket for violent crimes involving a dangerous weapon or homicides; to create a homicide section in the Criminal District Court for the parish of Orleans; to authorize the district attorney's office to request an expedited docket for cases involving crimes of violence committed with a dangerous weapon and homicides; to provide for assignment of a judge to a Homicide Section of the Criminal District Court for the parish of Orleans; to provide for cases to be assigned to a homicide section; to authorize the judges en banc to assign other crimes committed using a firearm to the homicide section; to provide for transfer of cases; to provide for expedited handling of pretrial writs and appeals from the homicide section; 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. 637—

BY REPRESENTATIVES PONTI AND ARNOLD
AN ACT

To amend and reenact R.S. 40:1730.53(2), (5)(a) and (d), and (6), 1730.60, 1730.62(B) and (C)(introductory paragraph), and 1730.65(C)(1) and to enact R.S. 40:1730.53(5)(e), (7), (8), and (9), 1730.63(C), 1730.67, and 1730.68, relative to the Industrialized Building Act; to provide for changes to definitions; to provide for new definitions; to provide for inspections by the fire marshal; to provide for exemptions for decals or insignia; to provide for fees; to provide for the Industrialized Building Program Fund; and to provide for related matters.

The bill was read by title and referred by the President to the Committee on Commerce, Consumer Protection, and International Affairs.

HOUSE BILL NO. 649—

BY REPRESENTATIVES MONTOUCET, BOBBY BADON, BARRAS, DOERGE, GALLOT, GISCLAIR, LAFONTA, MILLS, RICHARD, AND THIBAUT AND SENATORS DUPRE, B. GAUTREAUX, GUILLORY, HEBERT, AND MURRAY

AN ACT

To enact R.S. 11:546 and R.S. 15:574.4.2, relative to the Louisiana State Employees' Retirement System; to provide for a probation and parole processing fee; to create a fund for the deposit of funds generated by such fees; to provide for an effective date; and to provide for related matters.

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

HOUSE BILL NO. 668—

BY REPRESENTATIVE ROBIDEAUX
AN ACT

To amend and reenact R.S. 51:3094, relative to tax credits; to provide relative to the Louisiana Community Development Financial Institution Act; to provide for an extension of the Louisiana Community Development Financial Institution program; 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 Revenue and Fiscal Affairs.

HOUSE BILL NO. 689—

BY REPRESENTATIVES PETERSON, HARRISON, LEGER, AND WILLIAMS AND SENATOR LAFLEUR
AN ACT

To enact Subpart Q of Part II-A of Chapter 1 of Subtitle I of Title 39 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 39:100.121, relative to state funds; to create the Louisiana Statewide Educational Facilities Fund as a special fund in the state treasury; to provide for the deposit, use, and investment of monies in the fund; to provide for an effective date; and to provide for related matters.

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

HOUSE BILL NO. 719—

BY REPRESENTATIVES CHANEY, AUSTIN BADON, HENRY BURNS, CONNICK, HENRY, HOFFMANN, LIGI, SIMON, AND TUCKER
AN ACT

To amend and reenact R.S. 39:1514(A)(1)(introductory paragraph) and 1798.6(A)(2), to enact R.S. 39:1514(D), and to repeal R.S. 39:1514(A)(1)(a) and (e), relative to multiyear contracts; to extend the allowable period for multiyear contracts; to repeal certain exceptions; to provide for certain contracts between the Office Facilities Corporation and various state agencies to effectuate leases or subleases of certain properties; to require certain prior approvals; 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 Transportation, Highways and Public Works.

HOUSE BILL NO. 755—

BY REPRESENTATIVES EDWARDS, BURFORD, TIM BURNS, CHANDLER, HINES, JOHNSON, RICHARDSON, AND WILLMOTT
AN ACT

To amend and reenact R.S. 14:81.1(F) and to enact Civil Code Article 2315.3, relative to victims of child pornography; to provide for exemplary damages for children who are victims of child pornography; to provide for the sharing of information between law enforcement, the attorney general, and the National Center for Missing and Exploited Children; and to provide for related matters.

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

HOUSE BILL NO. 765—

BY REPRESENTATIVES GALLOT, BALDONE, BARRAS, BARROW, BURFORD, HENRY BURNS, BURRELL, CARMODY, CARTER, CHAMPAGNE, CHANDLER, DANAHAY, DIXON, DOERGE, DOWNS, FANNIN, GISCLAIR, GREENE, MICKEY GUILLORY, GUINN, HARRISON, HOFFMANN, HONEY, ROSALIND JONES, KLECKLEY, LAFONTA, LANDRY, LEBAS, LITTLE, LOPINTO, MORRIS, NOWLIN, PERRY, RICHARD, RITCHIE, ROBIDEAUX, GARY SMITH, JANE SMITH, PATRICIA SMITH, ST. GERMAIN, TEMPLET, TUCKER, WADDELL, AND WILLIAMS

A JOINT RESOLUTION

Proposing to amend Article VII, Section 4(D)(3) of the Constitution of Louisiana, to decrease the amount of severance tax on certain natural resources which is retained by the state; to provide for the use of excess severance taxes; to provide for submission of the proposed amendment to the electors; and to provide for related matters.

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

HOUSE BILL NO. 787—

BY REPRESENTATIVES BALDONE, AUBERT, BILLIOT, HENRY BURNS, DIXON, DOVE, GUINN, HOWARD, AND WOOTON AND SENATORS DUPRE AND MORRISH

AN ACT

To amend and reenact R.S. 38:301.1, relative to coastal area levee districts and parish governing authorities; to provide for certain levee districts and local parish governments to submit elevation reports; to provide for the name change of the office of public works, hurricane flood protection, and intermodal transportation; to provide for the authority to establish adequate drainage, flood control, and water resource development; to provide authority to enter into contracts or other agreements; and to provide for related matters.

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

HOUSE BILL NO. 796—

BY REPRESENTATIVES PETERSON, HARDY, AND GARY SMITH
AN ACT

To amend and reenact R.S. 38:330.1(B)(1)(a), (C)(1)(a)(introductory paragraph), (i), (ii), and (iii), (2)(a), (G), and (K)(3), relative to the Southeast Flood Protection Authority East and West; to remove territorial jurisdiction under the Authority Board East; to reduce the number of members of the Authority Board East; to provide for members' qualifications; to provide relative to the membership of the nominating committee; to provide relative to the duties of the nominating committee; to provide relative to a board member's fiduciary duty to the board; to provide an exception for certain public employees to serve as members on either board; and to provide for related matters.

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

HOUSE BILL NO. 801—

BY REPRESENTATIVE SIMON

AN ACT

To amend and reenact R.S. 38:2212.7 and R.S. 39:1496.2 and 1594.3, relative to procurement; to provide exceptions in the

prohibition of bids or proposals for public contracts by certain contract consultants; and to provide for related matters.

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

HOUSE BILL NO. 891— (Substitute for House Bill No. 799 by Representative Michael Jackson)
BY REPRESENTATIVE MICHAEL JACKSON
AN ACT

To amend and reenact R.S. 23:1538(A), relative to unemployment compensation; to provide for penalties to an employer for failure to file a payroll report; 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. 892— (Substitute for House Bill No. 800 by Representative Michael Jackson)
BY REPRESENTATIVE MICHAEL JACKSON
AN ACT

To enact R.S. 23:1625.1, relative to unemployment compensation; to provide for the prompt determination of claims; to provide with respect to the abandonment of an employer's right to appeal a determination of claim; to provide for the employer's right to appeal in the event the failure to provide information is due to compelling circumstances; 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.

Rules Suspended

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

Senate Resolutions Just Advanced to Second Reading

SENATE RESOLUTION NO. 59—
BY SENATOR MOUNT
A RESOLUTION

To commend the Children's Miracle Network of Southeast Louisiana and to congratulate Devin Fontenot on his selection as the 2009 Miracle Kid for the network.

Floor Amendments Sent Up

Senator Mount sent up floor amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Mount to Original Senate Resolution No. 59 by Senator Mount

AMENDMENT NO. 1
On page 1, line 2, change "Southeast" to "Southwest"

AMENDMENT NO. 2
On page 1, line 13, change "Southeast" to "Southwest"

AMENDMENT NO. 3
On page 2, line 9, change "Southeast" to "Southwest"

AMENDMENT NO. 4
On page 2, line 14, change "Southeast" to "Southwest"

AMENDMENT NO. 5
On page 2, line 19, change "Southeast" to "Southwest"

AMENDMENT NO. 6
On page 2, line 25, change "Southeast" to "Southwest"

On motion of Senator Mount, the amendments were adopted.

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

Senate Bills and Joint Resolutions on Second Reading Reported by Committees

SENATE BILL NO. 37—
BY SENATOR DONAHUE
A JOINT RESOLUTION

Proposing to amend Article VII, Section 23(C) of the Constitution of Louisiana, relative to the levy of ad valorem property tax by taxing authorities; to limit taxing authorities' power to levy millages without voter approval; and to specify an election for submission of the proposition to electors and provide a ballot proposition.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Revenue and Fiscal Affairs to Original Senate Bill No. 37 by Senator Donahue

AMENDMENT NO. 1
On page 1, line 2, after "Section 23(C)" insert "and to add Article VII, Section 18(H)"

AMENDMENT NO. 2
On page 1, line 3, after "limit" insert "certain"

AMENDMENT NO. 3
On page 1, line 4, after "approval;" insert "to require the election for approving ad valorem property tax levies or renewals of certain taxing authorities to occur only at certain elections;"

AMENDMENT NO. 4
On page 1, line 9, after "Section 23(C)" insert "and to add Article VII, Section 18(H)"

AMENDMENT NO. 5
On page 1, between lines 9 and 10, insert:
"§18. Ad Valorem Taxes * * *

(H) Elections to approve the levy or renewal of ad valorem taxes of taxing authorities whose governing bodies are not elected shall be held only on the same dates as gubernatorial primary, gubernatorial general, congressional primary, or congressional general elections.
* * *

AMENDMENT NO. 6
On page 1, line 17, change "(2)(a) Annual" to "(2)(a)(i) Annual"

AMENDMENT NO. 7
On page 2, line 4, change "that" to "a"

AMENDMENT NO. 8
On page 2, line 5, after "authority" insert "whose governing body is not elected"

AMENDMENT NO. 9
On page 2, between lines 7 and 8, insert the following:
"(ii) The provisions of Item(i) of this Subparagraph limiting the power of taxing authorities whose governing bodies are not elected shall not apply to St. George Fire Protection District within East Baton Rouge Parish."

AMENDMENT NO. 10
On page 2, delete lines 25 through 29, and on page 3, delete line 1, and insert: "To provide that the power of a tax authority whose governing board is not elected to increase millage rates without voter approval after reappraisal, presently limited by the maximum millage

rate, be further limited to annual increases which do not exceed two and one-half percent of the property tax collections for the calendar year immediately preceding the increase in the millage rate; to require elections to approve the levy or renewal of ad valorem taxes of taxing authorities whose governing bodies are not elected to be held only on the same dates as gubernatorial primary, gubernatorial general, congressional primary, or congressional general elections. (Amends Article VII, Section 23(C); adds Article VII, Section 18(H))"

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

SENATE BILL NO. 94—

BY SENATORS DONAHUE, APPEL, CROWE, DUPLESSIS, MORRELL, SMITH AND WALSWORTH AND REPRESENTATIVES HENRY BURNS, CHAMPAGNE, FOIL, LITTLE, MILLS, PERRY, ROBIDEAUX, SIMON, SMILEY, JANE SMITH AND THIBAUT

AN ACT

To enact R.S. 14:81.2(F) and to amend and reenact R.S. 17:15(E), relative to molestation of a juvenile; to provide for the crime of molestation of a juvenile involving an educator; to provide for penalties; to provide for definitions; to provide for reporting of criminal history; and to provide for related matters.

Reported with amendments by the Committee on Judiciary C.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Judiciary C to Original Senate Bill No. 94 by Senator Donahue

AMENDMENT NO. 1

On page 1, at the beginning of line 2, delete "To enact R.S. 14:81.2(F) and to amend and reenact R.S. 17:15(E)," and insert "To amend and reenact R.S. 17:15(E) and to enact R.S. 14:81.2(F),"

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

SENATE BILL NO. 123—

BY SENATOR MICHOT

AN ACT

To amend and reenact R.S. 47:6023, relative to income tax credits; to provide for a sound recording investor tax credit; to provide for certain definitions; to remove certain limitations of the sound recording investor tax credit; to provide for certification and payment of the tax credit; to require the display of the state brand or logo as a condition of receiving the credit; and to provide for related matters.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Revenue and Fiscal Affairs to Original Senate Bill No. 123 by Senator Michot

AMENDMENT NO. 1

On page 2, line 20, after "Expended in the state" delete the remainder of the line and delete lines 21 and 22, and insert the following: "**or 'an expenditure in the state' shall mean an expenditure to acquire property from a source within the state which is subject to state sales and use tax, or an expenditure as compensation for services performed within the state which is subject to state income tax.**"

AMENDMENT NO. 2

On page 4, line 21, delete "and state-certified musical **sound**"

AMENDMENT NO. 3

On page 4, line 22, delete "recording infrastructure projects" and between "July 1, 2007," and "each" insert "**and state-certified infrastructure projects which have applied on or before August 1, 2009.**"

AMENDMENT NO. 4

On page 9, line 17, delete "**shall**" and insert "**may be required to**"

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

SENATE BILL NO. 199—

BY SENATOR RISER

AN ACT

To amend and reenact R.S. 47:6022(D), (I) and (J), relative to tax credits; to provide relative to the digital interactive media producer tax credit; to remove certain limitations for issuance of the tax credit; to provide for the amount of the tax credit for certain years; to provide for the refund of excess credits; and to provide for related matters.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Revenue and Fiscal Affairs to Original Senate Bill No. 199 by Senator Risier

AMENDMENT NO. 1

On page 1, line 2, after "R.S. 47:6022" delete "(D), (I), and (J)" and insert "(C)(8), (D), (E), (F), (G), (I), and (J)" and change "provide relative" to "change"

AMENDMENT NO. 2

On page 1, the beginning of line 3, delete "to" and change "credit" to "credit to a rebate"

AMENDMENT NO. 3

On page 1, line 4, after "issuance of the tax" change "credit" to "rebate" and after "amount of the tax" change "credit" to "rebate"

AMENDMENT NO. 4

On page 1, line 5, delete "to provide for the refund of excess credits;"

AMENDMENT NO. 5

On page 1, line 7, after "R.S. 47:6022" delete "(D), (I), and (J)" and insert "(C)(8), (D), (E), (F), (G), (I), and (J)"

AMENDMENT NO. 6

On page 1, line 9, change "credit" to "**rebate**"

AMENDMENT NO. 7

On page 1, between lines 9 and 10, insert:

" * * *
C. Definitions. For the purposes of this Section:
* * *"

(8) "Tax **credit rebate**" means the digital interactive media producer tax credit authorized by this Section."

AMENDMENT NO. 8

On page 1, line 12, change "credit" to "**rebate**"

AMENDMENT NO. 9

On page 1, line 17, change "credits" to "**rebates**"

AMENDMENT NO. 10

On page 2, line 7, change "credits" to "**rebates**"

AMENDMENT NO. 11

On page 2, delete lines 9 through 29, delete page 3, and on page 4, delete lines 1 through 3, and insert:

"(3) After certification, the Louisiana Department of Economic Development shall submit a tax rebate certification letter to the Department of Revenue on behalf of the investor who earned the digital interactive media tax rebate. The Department of Revenue may require the investor to submit additional information as may be necessary to administer the provisions of this Section. Upon receipt of the tax rebate certification letter and any necessary additional information, the secretary of the Department of Revenue shall make payment to the investor in the amount to which he is entitled from the current collections of the taxes collected pursuant to Chapter 1 of Subtitle II of this Title, as amended."

AMENDMENT NO. 12

On page 4, line 4, change "(7)" to "(4)" and change "credit" to "**rebate**"

AMENDMENT NO. 13

On page 4, line 6, change "credit" to "**rebate**"

AMENDMENT NO. 14

On page 4, line 9, change "credit" to "**rebate**"

AMENDMENT NO. 15

On page 4, line 11, change "credit" to "**rebate**"

AMENDMENT NO. 16

On page 4, line 12, change "credit" to "**rebate**"

AMENDMENT NO. 17

On page 4, line 14, change "credits" to "**rebates**"

AMENDMENT NO. 18

On page 4, line 17, change "credits" to "**rebates**"

AMENDMENT NO. 19

On page 4, between lines 18 and 19, and insert:

"E. Certification and administration. (1) The director shall determine through the promulgation of rules (a) what projects qualify for state-certified productions and (b) any other matter necessary to carry out the intent and purposes of this Section. These rules shall not be adopted until they are approved by the House Committee on Ways and Means and the Senate Committee on Revenue and Fiscal Affairs.

(2)(a) The director shall submit his initial certification of a project as a state-certified production to each producer and to the secretary. The initial certification shall include a unique identifying number for each state-certified production.

(b) Upon completion of all or a portion of a state-certified production, the director shall review the production expenses and, if approved, issue a **credit rebate** certification letter to the producer. The certification letter shall include the identifying number assigned to that state-certified production in the initial certification. Written approval of the secretary of the Department of Economic Development and the commissioner of administration shall be received prior to issuance of a **credit rebate** certification letter.

(3) Any taxpayer applying for the **credit rebate** shall be required to reimburse the department for any audits required in relation to granting the **credit rebate**.

F. Recapture of **credits rebates**. If the director finds that funds for which a producer received **credits rebates** according to this Section are not actually expended in this state as a production-related cost of a state-certified production, then the producer's state income tax for such taxable period shall be increased by such amount necessary for the recapture of **credit rebates** provided by this Section.

G. Recovery of **credits rebates** by department. (1) **Credits Rebates** previously granted to a taxpayer, but later disallowed, may be recovered by the secretary through any collection remedy authorized by R.S. 47:1561 and initiated within three years from December thirty-first of the year in which the **credits rebates** were **earned granted**.

(2) The only interest that may be assessed and collected on recovered **credits rebates** is interest at a rate of three percentage points above the rate provided in R.S. 9:3500(B)(1), which shall be computed from the original due date of the return on which the **credit rebate** was ~~taken~~ **granted**.

(3) The provisions of this Subsection are in addition to and shall not limit the authority of the secretary to assess or to collect under any other provision of law."

AMENDMENT NO. 20

On page 4, line 21, change "credits" to "**rebates**"

AMENDMENT NO. 21

On page 4, line 25, change "credits" to "**rebates**"

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

SENATE BILL NO. 231—

BY SENATOR N. GAUTREAUX

AN ACT

To amend and reenact R.S. 4:214.1, relative to horse racing, to provide for a minimum number of live quarter horse racing dates; and to provide for related matters.

Reported with amendments by the Committee on Judiciary B.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Judiciary B to Original Senate Bill No. 231 by Senator N. Gautreaux

AMENDMENT NO. 1

On page 1, line 8, after "racing for" delete the remainder of line and on line 9 delete "**hundred twenty**" and insert "**the hereinafter required minimum**"

AMENDMENT NO. 2

On page 1, line 9, change "a" to "**each**"

AMENDMENT NO. 3

On page 1, line 10, after "license" delete the comma "," and insert a period "." and delete the remainder of the line and on line 11, delete "**quarter horse racing days,**" and insert the following: "**The required minimum racing days shall be not less than eighty thoroughbred horse racing days conducted during twenty consecutive weeks and not less than forty-four quarter horse racing days conducted during eleven consecutive weeks except that at any facility where the purse revenue derived from slot machines is limited by law to a certain expressly stated number of slot machines then the required quarter horse racing days at that facility shall be not less than twenty-three quarter horse racing days conducted during six consecutive weeks. The foregoing minimum horse racing requirements are mandatory**"

AMENDMENT NO. 4

On page 1, line 16, after "condition of" delete the remainder of line and delete line 17 and insert the following: "**conducting offtrack or other authorized wagering.**"

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

SENATE BILL NO. 245—

BY SENATOR ADLEY

AN ACT

To amend and reenact the introductory paragraphs of R.S. 47:6007(C)(1)(b) and (c), and R.S. 47:6007(C)(1)(c)(i), and to repeal R.S. 47:6007(C)(1)(d), relative to tax credits; to increase the motion picture investor tax credit; and to provide for related matters.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Revenue and Fiscal Affairs to Original Senate Bill No. 245 by Senator Adley

AMENDMENT NO. 1

On page 1, line 3, after "R.S. 47:6007(C)(1)(c)(i)," insert "to enact R.S. 47:6007(D)(2)(e),"

AMENDMENT NO. 2

On page 1, line 4, after "credit;" insert the following: "to provide with respect to the submission to the Department of Economic Development of a notarized statement by the applicant which demonstrates conformity with certain provisions of law;"

AMENDMENT NO. 3

On page 1, line 7, after "R.S. 47:6007(C)(1)(c)(i)" delete the remainder of the line and insert: "are hereby amended and reenacted and R.S. 47:6007(D)(2)(e) is hereby enacted"

AMENDMENT NO. 4

On page 2, between lines 4 and 5, insert the following:

"D. Certification and administration.
* * *

(2) * * *

(e) In addition to the requirements of Subparagraph (d) of this Paragraph, prior to any final certification of a state-certified production or infrastructure project, the motion picture production company or infrastructure project applicant shall submit to the office a notarized statement demonstrating conformity with, and agreeing to, the following:

(i) To pay all obligations the film production company has incurred in Louisiana.

(ii) To publish, at completion of principal photography, a notice at least once a week for three consecutive weeks in local newspapers in regions where filming has taken place in order to notify the public of the need to file creditor claims against the film production company by a specified date.

(iii) That the outstanding obligations are not waived should a creditor fail to file by the specified date.

(iv) To delay filing a claim for the film production tax credit until the office delivers written notification to the secretary of the Department of Revenue that the film production company has fulfilled all requirements for the credit.

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

SENATE BILL NO. 249—

BY SENATORS JACKSON, DORSEY AND DUPLESSIS
AN ACT

To amend and reenact R.S. 14:202.1 (D) and (E), relative to increasing the penalties for home improvement fraud; and to provide for related matters.

Reported favorably by the Committee on Judiciary C. On motion of Senator Dorsey, the bill was read by title, ordered engrossed and passed to a third reading.

SENATE BILL NO. 277—

BY SENATORS DUPLESSIS, ERDEY, GRAY EVANS, KOSTELKA, LONG, MARIONNEAUX, MICHOT, QUINN, RISER AND WALSWORTH AND REPRESENTATIVES ABRAMSON, ARNOLD, CORTEZ, DOWNS, LEGER, LIGI AND ROBIDEAUX
AN ACT

To amend and reenact R.S. 47:6022, relative to digital interactive media producer tax credit; to provide terms and conditions; to provide relative to qualifications, administration and procedures; to provide an effective date; and to provide for related matters.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Revenue and Fiscal Affairs to Original Senate Bill No. 277 by Senator Duplessis

AMENDMENT NO. 1

On page 2, line 3, change "**projects**" to "productions"

AMENDMENT NO. 2

On page 2, line 5, change "**projects**" to "productions"

AMENDMENT NO. 3

On page 2, line 16, change "**project**" to "production" and "**project-related**" to "production-related"

AMENDMENT NO. 4

On page 2, at the beginning of line 17, after "costs" insert "**for design or development of digital interactive media**"

AMENDMENT NO. 5

On page 3, delete lines 2 and 3, and insert:

"(4)(a) "Digital interactive media" means products **or platforms** that are intended for commercial **production** use or distribution ~~and that are (a) produced for~~"

AMENDMENT NO. 6

On page 3, delete line 8 and insert: "**geometry; that contain at least two of the following types of data: text, sound, fixed images, animated images, video, or 3D geometry; and that have all of the following three characteristics:**"

AMENDMENT NO. 7

On page 3, line 14, after "**via**" delete the remainder of the line, and on line 15, delete "**as**"

AMENDMENT NO. 8

On page 3, at the end of line 24, delete "**, but**" and delete line 25, and insert: "**methods and mechanisms for information distribution through, but not limited to, distributed networks, such as the Internet, and through compact disc, CD-ROM, various types of DVD, and other removable storage drives and devices.**"

AMENDMENT NO. 9

On page 4, delete lines 1 and 2 and insert the following:

"(iv) **Internet sites designed and developed as social media.**"

AMENDMENT NO. 10

On page 4, delete lines 7 though 11

AMENDMENT NO. 11

On page 4, delete line 15 through 17, and insert:

"(i) **A production for which records are required to be maintained pursuant to 18 U.S.C. § 2257.**

"(ii) **Software development primarily designed and developed for institutional, private, or internal purposes.**"

AMENDMENT NO. 12

On page 4, line 18, delete "**world wide web or**"

AMENDMENT NO. 13

On page 5, delete line 18, and insert: "~~Revenue:~~ **Economic Development.**"

AMENDMENT NO. 14

On page 5, line 20, delete "director" and insert "**director office**"

AMENDMENT NO. 15

On page 5, line 24, change "**projects**" to "**productions**"

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AMENDMENT NO. 16

On page 6, line 12, change "projects" to "productions"

AMENDMENT NO. 17

On page 6, line 16, change "project" to "production"

AMENDMENT NO. 18

On page 6, line 20, change "project" to "production"

AMENDMENT NO. 19

On page 6, line 24, change "project" to "production"

AMENDMENT NO. 20

On page 8, line 3, before "number" insert "production" and after "state-certified" insert "production"

AMENDMENT NO. 21

On page 9, line 2, after "rules" insert "in accordance with the Administrative Procedure Act"

AMENDMENT NO. 22

On page 9, line 3, change "projects" to "productions"

AMENDMENT NO. 23

On page 9, line 8, change "project" to "production"

AMENDMENT NO. 24

On page 9, line 10, change "project" to "production"

AMENDMENT NO. 25

On page 9, line 11, after "certification" insert "of tax credits" and change "project" to "production"

AMENDMENT NO. 26

On page 9, line 13, change "project" to "production"

AMENDMENT NO. 27

On page 9, line 16, at the beginning of the line, change "project" to "production" and after "review the" change "project" to "production"

AMENDMENT NO. 28

On page 9, line 17, after "approved" insert "by the office and secretary"

AMENDMENT NO. 29

On page 9, line 19, change "project" to "production"

AMENDMENT NO. 30

On page 9, between lines 22 and 23, insert the following:
"(d) As a condition for receiving certification of tax credits under this Section, state-certified productions may display the state brand or logo, or both, as prescribed by the secretary of the Department of Economic Development."

AMENDMENT NO. 31

On page 9, line 28, at the beginning of the line change "project" to "production" and change "production project" to "production"

AMENDMENT NO. 32

On page 10, between lines 16 and 17, insert the following:
"K. A state-certified production which receives tax credits pursuant to the provisions of this Section shall not be eligible to receive the rebates provided for in R.S. 51:2451 through 2461 in connection with the activity for which the tax credits were received."

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

SENATE BILL NO. 287—

BY SENATORS MARTINY, ALARIO, APPEL, MORRELL AND QUINN AND REPRESENTATIVES LABRUZZO, TEMPLET AND TUCKER
AN ACT

To amend and reenact R.S. 47:6034(B)(4), (5), (6), (7), (8), (9), and (10) and to enact R.S. 47:6034(B)(11) and (C)(1)(e), relative to the musical and theatrical production income tax credit; to provide relative to certain definitions; to authorize a tax credit for limited state-certified musical or theatrical productions; to provide for the amount of the credit; to provide for a sunset of the issuance of such credit; to provide for an effective date; and to provide for related matters.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Revenue and Fiscal Affairs to Original Senate Bill No. 287 by Senator Martiny

AMENDMENT NO. 1

On page 1, delete line 2, and insert: "To enact R.S."

AMENDMENT NO. 2

On page 1, line 15, change "(4)" to "(11)"

AMENDMENT NO. 3

On page 2, delete lines 4 through 29, delete pages 3 and 4, on page 5, delete lines 1 through 21, and insert
** * *

AMENDMENT NO. 4

On page 5, line 28, delete "one dollar" and insert "twenty five thousand dollars"

AMENDMENT NO. 5

On page 6, at the end of line 2, after "years." insert: "However, the total amount of tax credits eligible to be issued pursuant to the provisions of this Subparagraph shall not exceed two hundred fifty thousand dollars for each of the 2009 and 2010 calendar years. Applicants shall be limited to a maximum of two applications per year for the 2009 and 2010 calendar years."

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

SENATE BILL NO. 342—

BY SENATOR ERDEY
AN ACT

To amend and reenact R.S. 47:6007(B)(3), (C)(2)(b)(i), and (D)(1)(b) and (2)(d)(i) and Section 3(C) of Act No. 456 of the 2007 Regular Session of the Legislature, relative to motion picture investor tax credits; to provide relative to the initial certification of certain state-certified infrastructure projects and submission of applications for certain state-certified infrastructure projects; to provide relative to requirements and limitations; to provide for an effective date; and to provide for related matters.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Revenue and Fiscal Affairs to Original Senate Bill No. 342 by Senator Erdey

AMENDMENT NO. 1

On page 1, line 2, after "(B)(3)" insert "and (12)"

AMENDMENT NO. 2

On page 1, line 9, after "(B)(3)" insert "and (12)"

AMENDMENT NO. 3

On page 2, between lines 4 and 5, insert:

"(12) "State-certified infrastructure project" shall mean a film, video, television, and digital production and postproduction facility, and movable and immovable property and equipment related thereto, or any other facility which supports and is a necessary component of such proposed state-certified infrastructure project, all as determined and approved by the office, the secretary of the Department of Economic Development, and the division of administration under such terms and conditions as are authorized by this Section, **excluding Paragraph (C)(2), and in accordance with the immediate and long term objectives of Act 456 of the 2007 Regular Session of the Legislature.** The term "infrastructure project" shall not include movie theaters or other commercial exhibition facilities.

* * *

AMENDMENT NO. 4

On page 2, line 8, change "**thirty**" to "**forty-five**"

AMENDMENT NO. 5

On page 2, line 26, after "(d)(i)" insert "**(aa)**"

AMENDMENT NO. 6

On page 3, line 4, delete "and will issue" and insert a period "." and insert "**(bb) After the review either**"

AMENDMENT NO. 7

On page 3, line 6, after "project" delete the remainder of the line, delete lines 7 through 12, and insert: "**a written request for more information in order to complete an application, or written reasons for a denial of the certification shall be issued to the investors. Such issuance, request, or denial shall occur within thirty days of the submission of a completed application for a state-certified production and within forty-five days of submission of a completed application for a state certified infrastructure project.**

(cc) If a written request for more information is made, the same time periods for action shall apply as provided for in Subitem (bb) of this Item from the date the information is submitted.

(dd) If a final certification is denied, the denial shall be in writing and shall constitute final agency action. Written reasons for the denial shall be provided to the applicant within five days of written request.

(ii) The rules required by this Subparagraph shall, at a minimum, require that:"

AMENDMENT NO. 8

On page 3, line 13, change "(i)" to "**(aa)**"

AMENDMENT NO. 9

On page 3, line 15, change "(ii)" to "**(bb)**"

AMENDMENT NO. 10

On page 3, line 17, change "(iii)" to "**(cc)**"

AMENDMENT NO. 11

On page 3, line 19, change "(iv)" to "**(dd)**"

AMENDMENT NO. 12

On page 3, line 21, change "(v)" to "**(ee)**"

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

House Bills and Joint Resolutions on Second Reading Reported by Committees

HOUSE BILL NO. 125—

BY REPRESENTATIVE RITCHIE

AN ACT

To amend and reenact R.S. 33:1704.4, relative to the City Court of Bogalusa; to increase the fees the marshal is entitled to collect in civil matters; to provide for a contingent effective date; and to provide for related matters.

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

HOUSE BILL NO. 136—

BY REPRESENTATIVE GUINN

AN ACT

To enact R.S. 13:1000.7, relative to court costs in the Thirty-First Judicial District Court; to provide for additional court costs in criminal matters; to provide for use of the fund; to provide for a contingent effective date; and to provide for related matters.

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

HOUSE BILL NO. 160—

BY REPRESENTATIVE DANAHAY

AN ACT

To amend and reenact R.S. 33:441.15, relative to the mayor's court for the city of DeQuincy; to provide that the mayor may appoint one or more attorneys to preside as magistrate; to provide for an effective date; and to provide for related matters.

Reported with amendments by the Committee on Judiciary B.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Judiciary B to Engrossed House Bill No. 160 by Representative Danahay

AMENDMENT NO. 1

On page 1, line 2, after "R.S. 33:441.15" delete the remainder of the line and insert "and to enact R.S. 33:441.32, relative to mayors' courts; to provide for the appointment of magistrates for the mayor's court for the city of DeQuincy;"

AMENDMENT NO. 2

On page 1, line 3, after "mayor" and before "may" insert "of the city of DeQuincy"

AMENDMENT NO. 3

On page 1, line 4, after "magistrate;" and before "to", insert the following: "to establish a mayor's court in the village of Ida; to provide for territorial jurisdiction of the court; to provide for powers and authority of the magistrate of the court and court officers; to provide relative to subject matter jurisdiction of the court;"

AMENDMENT NO. 4

On page 1, line 6, after "reenacted" insert "and R.S. 33:441.32 is hereby enacted"

AMENDMENT NO. 5

On page 1, between lines 16 and 17, insert the following:

* * *

§441.32. Village of Ida; Mayor's court

A. There is hereby created the Mayor's Court of the Village of Ida, the territorial jurisdiction of which shall extend throughout the village of Ida in Caddo Parish.

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B. The general provisions of R.S. 33:441 and 442 shall be applicable to and shall govern and regulate the Mayor's Court of the Village of Ida, the jurisdiction of the court, and the power and authority of the mayor and other officers of the court."

On motion of Senator Heitmeier, the committee amendment was adopted. The amended bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 296— BY REPRESENTATIVE HAZEL AN ACT

To enact R.S. 33:1433(E), relative to deputy sheriffs; to provide for time limits for the oath of office; and to provide for related matters.

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

HOUSE BILL NO. 346— BY REPRESENTATIVE POPE AN ACT

To amend and reenact R.S. 15:609(B)(1) and (C) and 610, relative to the method of collecting DNA samples from persons arrested for or convicted of certain offenses for inclusion in the state DNA database; to authorize DNA samples to be drawn or taken from those persons; and to provide for related matters.

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

HOUSE BILL NO. 359— BY REPRESENTATIVES LOPINTO AND WOOTON AN ACT

To amend and reenact R.S. 16:516(A), relative to district attorneys; to provide for the payment of group health insurance premiums from the district attorney's general fund in the Twenty-Fifth and the Twenty-Third Judicial Districts; to establish criteria for eligibility; to provide for application; and to provide for related matters.

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

HOUSE BILL NO. 539— BY REPRESENTATIVE GIROD JACKSON AN ACT

To repeal R.S. 30:2014(A)(3), relative to permits, licenses, registrations, variances, or compliance schedules granted by the Department of Environmental Quality; to repeal the prohibition on granting a permit, license, registration, variance, or compliance schedule to construct or modify certain facilities handling sulphur in a solid state.

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

Mr. President in the Chair

Rules Suspended

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

SENATE BILL NO. 19— BY SENATOR CROWE AN ACT

To amend and reenact R.S. 17:3048.1(H)(2) and to enact R.S. 17:3048.1(B)(5), relative to the Louisiana Taylor Opportunity Program for Students; to provide for the TOPS-Tech Plus Award; to provide relative to initial and continuing eligibility requirements; to provide relative to award applications; to provide for award amounts; to provide relative to the duration of

award eligibility; to provide for effectiveness; and to provide for related matters.

On motion of Senator Broome the bill, which was on Third Reading and Final Passage, was read by title and recommitted to the Committee on Finance.

Senate Bills and Joint Resolutions on Third Reading and Final Passage

SENATE BILL NO. 84— BY SENATOR ADLEY AN ACT

To amend and reenact R.S. 38:2212.1(A)(1), relative to public contracts; to increase the limit for the purchase of materials and supplies to the sum of thirty thousand dollars for public entities without the necessity of advertisement; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Name, Dorsey, Duplessis, Dupre, Erdey, Gautreaux B, Gray Evans, Guillory, Heitmeier, Kostelka, Long, Marionneaux, McPherson, Morrish, Mount, Murray, Nevers, Quinn, Riser, Thompson, Walsworth

NAYS

Table with 3 columns: Name, Hebert, Shaw

ABSENT

Table with 3 columns: Name, Martiny, Michot, Morrell, Smith

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

SENATE BILL NO. 113— BY SENATORS MARIONNEAUX AND MURRAY AN ACT

To amend and reenact R.S. 47:297.6(A)(1), relative to individual income tax credits; to provide for increases in tax credits for the rehabilitation of residential structures in certain areas; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Name, Duplessis, Dupre, Erdey, Gautreaux B, Marionneaux, McPherson, Morrish, Mount

Appel	Gautreaux N	Murray
Broome	Gray Evans	Nevers
Cheek	Guillory	Quinn
Claitor	Hebert	Riser
Crowe	Heitmeier	Shaw
Donahue	Kostelka	Thompson
Dorsey	Long	Walsworth
Total - 33		

NAYS

Total - 0

ABSENT

Jackson	Martiny	Morrell
LaFleur	Michot	Smith
Total - 6		

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

SENATE BILL NO. 128—
BY SENATOR MARTINY

AN ACT

To enact R.S. 47:301(10)(ff) and (18)(p), relative to the sales and use tax of the state; to provide an exclusion for the resale of certain Mardi Gras items by certain nonprofit organizations from such tax; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Duplessis	McPherson
Adley	Dupre	Morrish
Alario	Erdey	Mount
Amedee	Gautreaux B	Murray
Appel	Gautreaux N	Nevers
Broome	Guillory	Quinn
Cheek	Hebert	Riser
Claitor	Heitmeier	Shaw
Crowe	Kostelka	Thompson
Donahue	Long	Walsworth
Dorsey	Marionneaux	
Total - 32		

NAYS

Total - 0

ABSENT

Gray Evans	Martiny	Smith
Jackson	Michot	
LaFleur	Morrell	
Total - 7		

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

SENATE BILL NO. 208—
BY SENATOR AMEDEE

AN ACT

To amend and reenact R.S. 38:334(A), relative to levee districts; to provide relative to the Lafourche Basin Levee District; to provide for revenue utilization; and to provide for related matters.

Floor Amendments Sent Up

Senator Chaisson sent up floor amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Chaisson to Engrossed Senate Bill No. 208 by Senator Amedee

AMENDMENT NO. 1

On page 2, line 1, change "July 1, 2009" to "January 1, 2010"

On motion of Senator Chaisson, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Duplessis	Marionneaux
Adley	Dupre	McPherson
Alario	Erdey	Morrish
Amedee	Gautreaux B	Mount
Appel	Gautreaux N	Murray
Broome	Gray Evans	Nevers
Cheek	Guillory	Quinn
Claitor	Hebert	Shaw
Crowe	Heitmeier	Thompson
Donahue	Kostelka	Walsworth
Dorsey	Long	
Total - 32		

NAYS

Total - 0

ABSENT

Jackson	Michot	Smith
LaFleur	Morrell	
Martiny	Riser	
Total - 7		

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

SENATE BILL NO. 272—
BY SENATOR HEITMEIER

AN ACT

To amend and reenact R.S. 14:329.6(A)(9) and R.S. 29:734 and to enact R. S. 29:732.1 and R.S. 51:422.1(C)(5), relative to fuel; to prohibit excessive fuel pricing during a declared state of emergency; to allow sales below costs during such time; to provide for definitions; to provide for civil and criminal penalties; to provide for exceptions; and to provide for related matters.

Floor Amendments Sent Up

Senator Heitmeier sent up floor amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Heitmeier to Engrossed Senate Bill No. 272 by Senator Heitmeier

AMENDMENT NO. 1

On page 1, line 2, after "R.S. 14:329.6(A)(9) and" delete the remainder of the line and insert in lieu thereof "to enact R.S. 29:732(E) and (F) and"

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AMENDMENT NO. 2

On page 2, delete lines 13 through 23 in their entirety and insert in lieu thereof "29:721 through 736."

AMENDMENT NO. 3

On page 2, delete lines 25 through 29 in their entirety and delete pages 3 and 4 in their entirety and on page 5 delete lines 1 and 2 in their entirety and insert in lieu thereof the following:

"Section 2. R.S. 29:732(E) and (F) are hereby enacted to read as follows:

§732. Price gouging; prohibited

* * *

E.(1) Notwithstanding any provision of this Section to the contrary, this Section shall apply to gasoline of any grade or formula sold or offered for sale for ultimate use in the operation of motor vehicles, generators, power tools, or small engines.

(2) For purposes of this Paragraph, the term "sale" shall include any transaction involving the transfer of title of gasoline at the terminal until purchase by the ultimate consumer.

F. Nothing in this Section shall be construed so as to create a private cause of action in favor of any person damaged by a violation of this Section."

AMENDMENT NO. 4

On page 5, delete lines 10 through 16 in their entirety and insert in lieu thereof the following:

(5) When gasoline of any type is sold or offered for sale at retail or wholesale for ultimate use in the operation of motor vehicles, generators, power tools, or small engines during a time period in which R.S. 29:732 applies."

On motion of Senator Heitmeier, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Name, Position, Name. Lists names of senators voting 'YEAS'.

NAYS

Table with 2 columns: Name, Position. Lists names of senators voting 'NAYS'.

ABSENT

Table with 3 columns: Name, Position, Name. Lists names of senators who were absent.

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

Notice Regarding Vote

Senator Erdey stated he had voted in error on Senate Bill No. 272. He voted yea on the bill and had intended to vote nay. He asked that the Official Journal so state.

SENATE BILL NO. 296—

BY SENATOR B. GAUTREUX AND REPRESENTATIVE ROBIDEAUX AN ACT

To amend and reenact R.S. 11:42(B)(5) and (11), 102(B)(1), (2)(b)(i) and (ii) and (c), (3)(b) and (c), and (5), 542(A), (B), (C)(1)(introductory paragraph), (2), (3), (4)(a)(introductory paragraph), (b)(introductory paragraph), and (c), (5)(a)(i) and (b), and (E), and 883.1(A), (B), (C)(1)(introductory paragraph), (2), (3), (4)(a)(introductory paragraph), (b)(introductory paragraph), and (c), (E), and (F), to enact R.S. 11:102.1, 102.2, 542(C)(4)(d) and (e) and (F), and 883.1(C)(4)(d) and (e) and (G), and to repeal R.S. 11:542(D) and 883.1(D), relative to the liabilities of the state retirement systems; to provide for payment of such liabilities; to provide for employer contributions; to limit creation of certain additional liabilities through benefit increases; to provide for an effective date; and to provide for related matters.

Floor Amendments Sent Up

Senator Marionneaux sent up floor amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Marionneaux on behalf of the Legislative Bureau to Engrossed Senate Bill No. 296 by Senator B. Gautreaux

AMENDMENT NO. 1

On page 4, line 19, delete " * * * "

AMENDMENT NO. 2

On page 20, line 5, following "in" and before "of" change "Subparagraph (a)" to "Paragraph (1)"

AMENDMENT NO. 3

On page 20, line 6, following "this" and before "shall" change "Paragraph" to "Subsection"

On motion of Senator Marionneaux, the amendments were adopted.

Floor Amendments Sent Up

Senator B. Gautreaux sent up floor amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator B. Gautreaux to Engrossed Senate Bill No. 296 by Senator B. Gautreaux

AMENDMENT NO. 1

On page 2, delete line 16 in its entirety and at the beginning of line 17 delete "30, 2009," and insert

"(b) Effective for the June 30, 2009 valuation and beginning July 1, 2010, the outstanding balance of this unfunded accrued liability"

AMENDMENT NO. 2

On page 2, delete line 29 in its entirety and on page 3 at the beginning of line 1 delete "30, 2009," and insert

"(b) Effective for the June 30, 2009 valuation and beginning July 1, 2010, the outstanding balance of this unfunded accrued liability"

AMENDMENT NO. 3

On page 4, delete lines 1 through 8 in their entirety and insert the following: ~~"The Employer Credit Account shall be credited and accumulate interest at the employer credit account which shall be adjusted annually to reflect any gain or loss attributable to the balance in the account at the actuarial rate of return earned by the system annually."~~

(ii) Annual Except as provided in Paragraph (5) of this Subsection, annual contributions required in accordance with"

AMENDMENT NO. 4

On page 5, delete lines 21 through 26 in their entirety and insert the following:

~~"(c)The Employer Credit Account shall be credited with that portion of the system's net investment income attributable to the balance in the account~~ employer credit account shall be adjusted annually to reflect any gain or loss attributable to the balance in the account at the actuarial rate of return earned by the system."

AMENDMENT NO. 5

On page 6, delete lines 2 and 3 and insert

"(ii) Effective for the June 30, 2009 system valuation and beginning July 1, 2010, any funds in the system's employer credit account shall"

AMENDMENT NO. 6

On page 6, line 10 change "2009, system" to "2009 system" and at the end of the line delete "in Fiscal" and at the beginning of line 11 delete "Year 2010-2011" and insert "July 1, 2010"

AMENDMENT NO. 7

On page 6, at the end of line 28 after "valuation" insert "with payments beginning on July 1, 2010"

AMENDMENT NO. 8

On page 6, line 29 change "added" to "applied"

AMENDMENT NO. 9

On page 7, line 2 change "2009" to "2010"

AMENDMENT NO. 10

On page 7, line 4 after "2008," and before "shall" insert "exclusive of any subaccount balance,"

AMENDMENT NO. 11

On page 7, line 8 after "payments" and before "as" insert "calculated"

AMENDMENT NO. 12

On page 7, delete lines 10 and 11 and insert the following:

"(i) For Fiscal Year 2010-2011, the projected payment shall be the amount specified in the June 30, 2009 system valuation adopted by the Public Retirement Systems' Actuarial Committee pursuant to R.S. 11:127. The actuarially-required contribution shall be determined in accordance with the provisions of R.S. 11:102 in the June 30, 2010 system valuation adopted by the committee."

AMENDMENT NO. 13

On page 7, line 16 after "annuity" and before "at" insert "increasing"

AMENDMENT NO. 14

On page 8, line 13 change "2009, system" to "2009 system" and after "valuation" insert "with payments beginning on July 1, 2010"

AMENDMENT NO. 15

On page 8, line 14 change "added" to "applied"

AMENDMENT NO. 16

On page 8, line 15 after "Account" and before "pursuant" insert "created"

AMENDMENT NO. 17

On page 8, delete lines 21 and 22 and insert the following:

"(a) For Fiscal Year 2010-2011, the projected payment shall be the amount specified in the June 30, 2009 system valuation adopted by the Public Retirement Systems' Actuarial Committee pursuant to R.S. 11:127. The actuarially-required contribution shall be determined in accordance with the provisions of R.S. 11:102 in the June 30, 2010 system valuation adopted by the committee."

AMENDMENT NO. 18

On page 9, line 21 change "2009, system" to "2009 system" and at the end of the line delete "in" and at the beginning of line 22 delete "Fiscal Year 2010-2011" and insert "July 1, 2010"

AMENDMENT NO. 19

On page 10, line 7 after "valuation" insert "with payments beginning on July 1, 2010"

AMENDMENT NO. 20

On page 10, line 8 change "added" to "applied"

AMENDMENT NO. 21

On page 10, line 10 change "2009" to "2010"

AMENDMENT NO. 22

On page 10, line 12 after "2008," and before "shall" insert "exclusive of any subaccount balance,"

AMENDMENT NO. 23

On page 10, line 15 change "added" to "applied"

AMENDMENT NO. 24

On page 10, line 16 change "2009" to "2010"

AMENDMENT NO. 25

On page 10, line 18 after "payments" and before "as" insert "calculated"

AMENDMENT NO. 26

On page 10, delete lines 20 through 22 and insert the following:

"(i) For Fiscal Year 2010-2011, the projected payment shall be the amount specified in the June 30, 2009 system valuation adopted by the Public Retirement Systems' Actuarial Committee pursuant to R.S. 11:127. The actuarially-required contribution shall be determined in accordance with the provisions of R.S. 11:102 in the June 30, 2010 system valuation adopted by the committee."

AMENDMENT NO. 27

On page 10, line 27 after "annuity" and before "at" insert "increasing"

AMENDMENT NO. 28

On page 11, line 13 after "valuation" insert "with payments beginning on July 1, 2010"

AMENDMENT NO. 29

On page 11, line 14 change "added" to "applied"

AMENDMENT NO. 30

On page 11, line 15 after "Account" and before "pursuant" insert "created"

AMENDMENT NO. 31

On page 11, delete lines 21 and 22 insert the following:

"(a) For Fiscal Year 2010-2011, the projected payment shall be the amount specified in the June 30, 2009 system valuation adopted by the Public Retirement Systems' Actuarial Committee pursuant to R.S. 11:127. The actuarially-required contribution shall be determined in accordance with the provisions of R.S. 11:102 in the June 30, 2010 system valuation adopted by the committee."

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AMENDMENT NO. 32

On page 13, at the end of line 3 insert "The subaccount shall continue to be credited and debited as provided in Subparagraph (A)(2)(b) and Paragraph (B)(1) of this Section until such application."

AMENDMENT NO. 33

On page 17, line 11 change "pursuant to" to "as provided in"

AMENDMENT NO. 34

On page 17, at the end of line 14 insert "The subaccount shall continue to be credited and debited as provided in Subparagraph (A)(2)(b) and Paragraph (B)(1) of this Section until such application."

On motion of Senator B. Gautreaux, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Mr. President, Donahue, Hebert, Alario, Dorsey, Heitmeier, Amedee, Erdey, Marionneaux, Appel, Gautreaux B, Morrell, Broome, Gautreaux N, Morrish, Cheek, Gray Evans, Shaw, Claitor, Guillory. Total - 20

NAYS

Table with 3 columns: Adley, Duplessis, Kostelka, Long, McPherson, Murray, Quinn, Riser, Thompson, Walsworth. Total - 10

ABSENT

Table with 3 columns: Crowe, Dupre, Jackson, LaFleur, Martiny, Michot, Mount, Nevers, Smith. Total - 9

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

SENATE BILL NO. 308— BY SENATOR MCPHERSON

AN ACT

To amend and reenact R.S. 48:285, 286(A)(1) and (B), 287, 288, 289(B), the introductory paragraph of 290(B), the introductory paragraph of 290(C), and (D), 291, the introductory paragraph of 292(B), 292.1(B), 293, and 294, relative to employment of consultants; to provide relative to the requirements for employment of consultants by the Department of Transportation and Development; to provide for an effective date; and to provide for related matters.

Floor Amendments Sent Up

Senator Marionneaux sent up floor amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Marionneaux on behalf of the Legislative Bureau to Engrossed Senate Bill No. 308 by Senator McPherson

AMENDMENT NO. 1

On page 3, line 8, change "firm/teams" to "firms and teams"

AMENDMENT NO. 2

On page 3, lines 10 and 11 change "firms/teams" to "firms and teams"

AMENDMENT NO. 3

On page 3, line 29, change "re-advertised" to "readvertised"

AMENDMENT NO. 4

On page 8, line 6, following "the committee" and before "team" insert "the"

AMENDMENT NO. 5

On page 11, lines 5 and 7, change "firm/team" to "firm or team"

On motion of Senator Marionneaux, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Mr. President, Dupre, Morrell, Adley, Erdey, Morrish, Alario, Gautreaux B, Murray, Amedee, Gautreaux N, Nevers, Appel, Gray Evans, Quinn, Broome, Guillory, Riser, Cheek, Hebert, Shaw, Claitor, Heitmeier, Thompson, Crowe, Long, Walsworth, Donahue, Marionneaux, Dorsey, McPherson. Total - 31

NAYS

Total - 0

ABSENT

Table with 3 columns: Duplessis, Jackson, Kostelka, LaFleur, Martiny, Michot, Mount, Smith. Total - 8

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

SENATE BILL NO. 323— BY SENATOR ADLEY

AN ACT

To enact R.S. 38:291(J), relative to levee districts; to create and provide relative to the North Bossier Levee and Drainage District; to provide for its authority, powers, duties, functions, and responsibilities, including the authority to incur debt and levy ad valorem taxes subject to voter approval; to provide for

its board of commissioners and for the nomination and appointment of members to the board; to provide for the transfer of assets; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dupre	Morrell
Adley	Erdey	Morrish
Alario	Gautreaux B	Murray
Amedee	Gautreaux N	Nevers
Appel	Gray Evans	Quinn
Broome	Guillory	Riser
Cheek	Hebert	Shaw
Claitor	Heitmeier	Thompson
Crowe	Long	Walsworth
Donahue	Marionneaux	
Duplessis	McPherson	

Total - 31

NAYS

Total - 0

ABSENT

Dorsey	LaFleur	Mount
Jackson	Martiny	Smith
Kostelka	Michot	

Total - 8

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

SENATE BILL NO. 324—

BY SENATOR LAFLEUR

AN ACT

To amend and reenact R.S. 33:2721.8, relative to the Evangeline Parish School Board; to authorize any school district in Evangeline Parish, to levy and collect an additional sales and use tax; to provide for the purpose of the tax; and to provide for related matters.

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

SENATE BILL NO. 339—

BY SENATOR MARIONNEAUX

AN ACT

To amend and reenact R.S. 51:1927.1(C), relative to the Louisiana Capital Companies Tax Credit Program; to provide relative to the placement of the investment pool in qualified investments; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Duplessis	McPherson
Adley	Dupre	Morrell
Alario	Erdey	Morrish
Amedee	Gautreaux B	Murray
Appel	Gautreaux N	Nevers
Broome	Gray Evans	Quinn

Cheek	Guillory	Riser
Claitor	Hebert	Shaw
Crowe	Heitmeier	Thompson
Donahue	Long	Walsworth
Dorsey	Marionneaux	

Total - 32

NAYS

Total - 0

ABSENT

Jackson	Martiny	Smith
Kostelka	Michot	
LaFleur	Mount	

Total - 7

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

SENATE BILL NO. 253—

BY SENATORS GRAY EVANS AND BROOME AND REPRESENTATIVE LEGER

AN ACT

To enact Chapter 9 of Title XV of the Louisiana Children's Code, to be comprised of Articles 1581 through 1590, relative to children's rights; to provide a bill of rights for children held in detention centers, juvenile facilities, and other placements; to provide for responsibilities of children; to provide for the use of restraints; to provide for the confidentiality of records; to provide for enforcement; and to provide for related matters.

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

SENATE BILL NO. 257—

BY SENATOR QUINN

AN ACT

To enact Chapter 5 of Code Title V of Code Book III of Title 9 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 9:2800.81 through 2800.88, relative to construction materials; to provide for damages; to provide for toxic materials; to provide for medical monitoring; to provide for legislative findings; to provide for definitions; and to provide for related matters.

On motion of Senator Quinn, the bill was made Special Order of the Day No. 1 on Wednesday, June 3, 2009.

SENATE BILL NO. 136—

BY SENATOR JACKSON

AN ACT

To amend and reenact R.S. 26:73(B) and 272(B), relative to alcoholic beverage permits; to provide for restaurant "R" permits, applications and fees; to provide for definitions; and to provide for related matters.

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

SENATE BILL NO. 156—

BY SENATOR LAFLEUR

AN ACT

To amend and reenact R.S. 22:1545(C), 1546(D), 1547(A), the introductory paragraph of R.S. 22:1547(I), R.S. 22:1551(C), 1571(A)(1), (B), (C)(4), and (E), and 1573(B), (C), (D), (E) and the introductory paragraph of R.S. 22:1573(I)(1)(a) and R.S. 44:4.1(B)(10) and to repeal R.S. 22:1545(F), 1546(B)(3), 1553(C), 1572, and 1573(F)(2), relative to insurance producers; to provide for exemptions to preclicensing education requirements; to provide for the fingerprinting and criminal history check of applicants; to provide for confidentiality; to provide for application for license; to provide for lines of authority for licenses; to provide for exemptions from licensing examinations; to provide for preclicensing requirements; to provide for preclicensing and continuing education programs; to

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abolish the Insurance Education Advisory Council; to repeal certain temporary licenses; to provide for continuing education requirements; and to provide for related matters.

Floor Amendments Sent Up

Senator Marionneaux sent up floor amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Marionneaux on behalf of the Legislative Bureau to Engrossed Senate Bill No. 156 by Senator LaFleur

AMENDMENT NO. 1

On page 11, line 10, following "2036" insert ", 2303"

On motion of Senator Marionneaux, the amendments were adopted.

Floor Amendments Sent Up

Senator Long sent up floor amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Long to Engrossed Senate Bill No. 156 by Senator LaFleur

AMENDMENT NO. 1

On page 4, line 22, after "products" change the comma "," to a period "." and delete the remainder of the line and delete line 23 in its entirety.

AMENDMENT NO. 2

On page 8, line 9, change "1545(E)" to "1571(E)"

On motion of Senator Long, the amendments were adopted.

Floor Amendments Sent Up

Senator Long sent up floor amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Long to Engrossed Senate Bill No. 156 by Senator LaFleur

AMENDMENT NO. 1

On page 11, below line 13, add the following: "Section 4. This Act shall become effective on January 1, 2010"

On motion of Senator Long, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President, Dupre, Morrell, Adley, Erdey, Morrish, Alario, Gautreaux B, Mount, Amedee, Gautreaux N, Murray, Appel, Gray Evans, Nevers, Broome, Guillory, Riser, Cheek, Heitmeier, Shaw

Donahue, Dorsey, Duplessis, Total - 29

Long, Marionneaux, McPherson, NAYS

Thompson, Walsworth

Claitor, Total - 2

Hebert, ABSENT

Crowe, Jackson, Kostelka, Total - 8

LaFleur, Martiny, Michot

Quinn, Smith

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

SENATE BILL NO. 158

BY SENATOR B. GAUTREUX AND REPRESENTATIVE HILL AN ACT

To amend and reenact R.S. 36:4(U), R.S. 43:111(A)(9), and R.S. 51:1317, 1318(A) and (D), and 1319(A)(1), (2), (3), (4), and (B)(5), relative to the Louisiana Retirement Development Commission; to change the name of the commission to the Encore Louisiana Commission; to provide that the commission shall market Louisiana to persons fifty years old and above; and to provide for related matters.

Floor Amendments Sent Up

Senator Marionneaux sent up floor amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Marionneaux on behalf of the Legislative Bureau to Engrossed Senate Bill No. 158 by Senator B. Gautreaux

AMENDMENT NO. 1

On page 2, line 24, before "hereby" change "is" to "are"

On motion of Senator Marionneaux, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President, Dupre, Morrell, Adley, Erdey, Morrish, Alario, Gautreaux B, Mount, Amedee, Gautreaux N, Murray, Appel, Gray Evans, Nevers, Broome, Guillory, Quinn, Cheek, Hebert, Riser, Claitor, Heitmeier, Shaw, Crowe, Kostelka, Thompson, Donahue, Long, Walsworth, Dorsey, Marionneaux, Duplessis, McPherson

NAYS

Total - 0

ABSENT

Jackson Martiny Smith
 LaFleur Michot
 Total - 5

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

SENATE BILL NO. 170—
 BY SENATOR BROOME

AN ACT

To enact Subpart N of Part III of Chapter 4 of Title 22 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 22:1255.1, relative to health insurance; to provide for coverage involving a health network under certain conditions; and to provide for related matters.

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

SENATE BILL NO. 186—

BY SENATORS MARIONNEAUX, CHEEK, DORSEY, ERDEY, HEITMEIER, MOUNT, NEVERS AND WALSWORTH

AN ACT

To enact R.S. 40:1300.256(A)(5) and to repeal R.S. 40:1300.256(B)(5), (8) and (13), relative to prohibiting smoking in certain places; to provide for restrictions; to provide relative to exceptions; and to provide for related matters.

Floor Amendments Sent Up

Senator Marionneaux sent up floor amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Marionneaux to Engrossed Senate Bill No. 186 by Senator Marionneaux

AMENDMENT NO. 1

On page 1, line 2, after "To" and before "enact" insert "amend and reenact R.S. 40:1300.256(B)(13) and to"

AMENDMENT NO. 2

On page 1, line 2, after "R.S. 40:1300.256(B)(5)" change the comma "," to "and"

AMENDMENT NO. 3

On page 1, line 2, after "(8)," delete the remainder of the line

AMENDMENT NO. 4

On page 1, line 6, after "Section 1." add "R.S. 40:1300.256(B)(13) is hereby amended and reenacted and"

AMENDMENT NO. 5

On page 1, between lines 12 and 13, insert the following:
 "B. Nothing in this Part shall prohibit smoking in the following places:

* * *

(13) An outdoor patio, ~~whether or not food is served.~~

* * *

AMENDMENT NO. 6

On page 1, line 13, after "(5)", change the comma "," to "and"

AMENDMENT NO. 7

On page 1, line 13, after "(8)", delete "and (13)"

On motion of Senator Marionneaux, the amendments were adopted.

Floor Amendments Sent Up

Senator Alario sent up floor amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Alario to Engrossed Senate Bill No. 186 by Senator Marionneaux

AMENDMENT NO. 1

On page 1, line 2, after "(B)(5)" and before "and" delete ", (8)"

AMENDMENT NO. 2

On page 1, line 13, after "(B)" and before "and" delete ", (8)"

Senator Alario moved adoption of the amendments.

Senator Marionneaux objected.

ROLL CALL

The roll was called with the following result:

YEAS

Adley	Duplessis	Smith
Alario	Guillory	Thompson
Claitor	Morrish	
Donahue	Murray	
Total - 10		

NAYS

Mr. President	Gautreaux B	McPherson
Amedee	Gautreaux N	Morrell
Appel	Gray Evans	Mount
Broome	Hebert	Nevers
Cheek	Heitmeier	Riser
Crowe	Kostelka	Shaw
Dorsey	Long	Walsworth
Erdey	Marionneaux	
Total - 23		

ABSENT

Dupre	LaFleur	Michot
Jackson	Martiny	Quinn
Total - 6		

The Chair declared the amendments were rejected.

Floor Amendments Sent Up

Senator N. Gautreaux sent up floor amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator N. Gautreaux to Engrossed Senate Bill No. 186 by Senator Marionneaux

AMENDMENT NO. 1

On page 1, line 2, after "40:1300.256(B)" and before "(8)" delete "(5),"

AMENDMENT NO. 2

On page 1, line 13, after "40:1300.256(B)" and before "(8)" delete "(5),"

Senator N. Gautreaux moved adoption of the amendments.

Senator Marionneaux objected.

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ROLL CALL

The roll was called with the following result:

YEAS

Adley	Guillory	Murray
Alario	Kostelka	Riser
Gautreaux N	Morrish	Smith
Total - 9		

NAYS

Mr. President	Erdey	Morrell
Amedee	Gautreaux B	Mount
Appel	Gray Evans	Nevers
Broome	Hebert	Quinn
Cheek	Heitmeier	Shaw
Claitor	Long	Thompson
Crowe	Marionneaux	Walsworth
Dorsey	McPherson	
Total - 23		

ABSENT

Donahue	Jackson	Michot
Duplessis	LaFleur	
Dupre	Martiny	
Total - 7		

The Chair declared the amendments were rejected.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dorsey	Morrell
Amedee	Erdey	Mount
Appel	Gautreaux B	Nevers
Broome	Gray Evans	Quinn
Cheek	Hebert	Shaw
Claitor	Kostelka	Walsworth
Crowe	Long	
Donahue	Marionneaux	
Total - 22		

NAYS

Adley	Guillory	Riser
Alario	Heitmeier	Thompson
Duplessis	Morrish	
Gautreaux N	Murray	
Total - 10		

ABSENT

Dupre	Martiny	Smith
Jackson	McPherson	
LaFleur	Michot	
Total - 7		

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

SENATE BILL NO. 214—
BY SENATOR MORRISH

AN ACT

To amend and reenact R.S. 22:1892(A)(3), relative to insurance; to authorize the commissioner of insurance to extend the time period for the filing of certain claims on policies covering

damage that occurs during certain declared emergencies or disasters; and to provide for related matters.

Floor Amendments Sent Up

Senator Marionneaux sent up floor amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Marionneaux on behalf of the Legislative Bureau to Engrossed Senate Bill No. 214 by Senator Morrish

AMENDMENT NO. 1

On page 1, line 12, delete " * * * "

On motion of Senator Marionneaux, the amendments were adopted.

Floor Amendments Sent Up

Senator Quinn sent up floor amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Quinn to Engrossed Senate Bill No. 214 by Senator Morrish

AMENDMENT NO. 1

On page 2, at the end of line 4 change "disaster." to the following: "disaster up to an additional thirty days. Thereafter, any additional extension of the period of time for initiating a loss adjustment, must be approved by the Senate Committee on Insurance and the House Committee on Insurance, voting separately."

On motion of Senator Quinn, the amendments were adopted.

On motion of Senator Morrish the amended bill was read by title and returned to its regular order in Third Reading and Final Passage.

Rules Suspended

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

Introduction of Senate Resolutions

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

SENATE RESOLUTION NO. 62—
BY SENATOR QUINN

A RESOLUTION

To commend Middendorf's Restaurant owners, Horst and Karen Pfeifer, on the celebration of seventy-five years of operation this July 4, 2009.

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

Introduction of
Senate Concurrent Resolutions

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

SENATE CONCURRENT RESOLUTION NO. 82—
BY SENATOR DUPRE

A CONCURRENT RESOLUTION

To memorialize the Congress of the United States to enact legislation and appropriate monies in order to provide additional homeland security funding for state maritime enforcement agencies.

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

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

ENROLLMENTS

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

May 28, 2009

To the President and Members of the Senate:

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

The following Senate Concurrent Resolutions have been properly enrolled:

SENATE CONCURRENT RESOLUTION NO. 75—
BY SENATORS ADLEY AND THOMPSON AND REPRESENTATIVE HENRY BURNS

A CONCURRENT RESOLUTION

To urge and request the Department of Economic Development, with the assistance of the Louisiana Automobile Dealers Association, to take any and all necessary steps and actions to have General Motors and Chrysler to meet with each of their Louisiana dealerships which have been or will be advised of closure in order to permit the dealership to provide information regarding their continued operation and to extend any deadline which may have been set for such closure.

SENATE CONCURRENT RESOLUTION NO. 79—
BY SENATOR MURRAY

A CONCURRENT RESOLUTION

To commend the North Rampart Community Center upon the occasion of its one hundredth anniversary.

Respectfully submitted,
ROBERT W. "BOB" KOSTELKA
Chairman

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

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

ENROLLMENTS

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

May 28, 2009

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. 36—
BY SENATOR SHAW

A RESOLUTION

To direct Centerpoint Energy to present a status report at the June 4, 2009, meeting of the Senate Committee on Transportation, Highways, and Public Works.

SENATE RESOLUTION NO. 41—
BY SENATOR LONG

A RESOLUTION

To express the sincere condolences of the Senate of the Legislature of Louisiana upon the untimely death of Walter Dale Cowser, mayor of the village of Martin, Louisiana, and to celebrate the rich legacy of public service and accomplishment that he leaves to his community.

SENATE RESOLUTION NO. 42—
BY SENATOR LONG

A RESOLUTION

To commend Eric Smith upon being named the 2009-2010 High School Teacher of the Year by the Natchitoches Parish School Board.

SENATE RESOLUTION NO. 43—
BY SENATOR MARIONNEAUX

A RESOLUTION

To commend and congratulate Jena Wallace Cary upon her retirement and thirty-six years of dedicated service to the division of administration and the state of Louisiana.

SENATE RESOLUTION NO. 44—
BY SENATORS LONG, ADLEY, ALARIO, AMEDEE, APPEL, BROOME, CHAISSON, CHEEK, CLAITOR, CROWE, DONAHUE, DORSEY, DUPLESSIS, DUPRE, ERDEY, B. GAUTREAU, N. GAUTREAU, GRAY, EVANS, GUILLORY, HEBERT, HEITMEIER, JACKSON, KOSTELKA, LAFLEUR, MARIONNEAUX, MARTINY, MCPHERSON, MICHOT, MORRELL, MORRISH, MOUNT, MURRAY, NEVERS, QUINN, RISER, SHAW, SMITH, THOMPSON AND WALSWORTH

A RESOLUTION

To commend and recognize the occasion of sixty-five years of service by Reverend J.D. McNeal, ordained Pentecostal minister, ministering to the spiritual needs of his extended church family and to Louisiana.

SENATE RESOLUTION NO. 45—
BY SENATOR LONG

A RESOLUTION

To commend Mary Carmella McCart upon being named the 2009-2010 Elementary School Teacher of the Year by the Natchitoches Parish School Board.

SENATE RESOLUTION NO. 46—
BY SENATOR LONG

A RESOLUTION

To commend J. F. "Jeff" Webb, upon being named the most worshipful grand master of the Grand Lodge of the State of Louisiana.

SENATE RESOLUTION NO. 49—
BY SENATOR GRAY EVANS

A RESOLUTION

To commend and congratulate Blaine Robertson as the 2009 recipient of the Tom Joyner Foundation "Full Ride Scholarship."

SENATE RESOLUTION NO. 50—
BY SENATOR LAFLEUR

A RESOLUTION

To commend the Tunica-Biloxi Tribe of Louisiana for its many contributions made to the state with its history, culture, and people, and to proclaim May 27, 2009, as Tunica-Biloxi Day at the Senate.

Respectfully submitted,
ROBERT W. "BOB" KOSTELKA
Chairman

The foregoing Senate Resolutions were signed by the President of the Senate and presented to the Secretary of State by the Secretary.

Message to the Secretary of State

SIGNED
SENATE CONCURRENT RESOLUTIONS

May 28, 2009

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. 40—
BY SENATORS SMITH AND CROWE
A CONCURRENT RESOLUTION
To recognize May 10 through 16, 2009, as "Christian Heritage Week in Louisiana."

SENATE CONCURRENT RESOLUTION NO. 58—
BY SENATOR ERDEY
A CONCURRENT RESOLUTION
To commend Micaela de Gruy on being selected for the prestigious Truman Scholarship.

SENATE CONCURRENT RESOLUTION NO. 53—
BY SENATORS GRAY EVANS AND NEVERS AND REPRESENTATIVE BARROW
A CONCURRENT RESOLUTION
To commend the Louisiana Foster and Adoptive Parent Association (LFAPA) for its outstanding achievements and to designate Monday, May 18, 2009, as Louisiana Foster and Adoptive Parent Association Day at the Louisiana State Capitol.

SENATE CONCURRENT RESOLUTION NO. 59—
BY SENATORS DUPRE, ALARIO, AMEDEE, APPEL, BROOME, CHAISSON, CHEEK, CROWE, DONAHUE, DORSEY, DUPLESSIS, ERDEY, B. GAUTREAU, N. GAUTREAU, GRAY EVANS, HEBERT, HEITMEIER, JACKSON, KOSTELKA, LONG, MARIONNEAU, MARTINY, MICHOT, MORRELL, MORRISH, MOUNT, MURRAY, NEVERS, QUINN, RISER, SHAW, SMITH AND THOMPSON AND REPRESENTATIVE DOVE
A CONCURRENT RESOLUTION
To designate May 18, 2009, as "Coastal Day" in Louisiana.

SENATE CONCURRENT RESOLUTION NO. 60—
BY SENATOR DUPRE AND REPRESENTATIVE DOVE
A CONCURRENT RESOLUTION
To urge and request the Coastal Protection and Restoration Authority to conduct a science-based study of the adequacy of the current inland boundary of the coastal zone of Louisiana to meet the state's current and future needs to manage, protect and restore its coastal resources.

SENATE CONCURRENT RESOLUTION NO. 61—
BY SENATORS CLAITOR, BROOME AND DORSEY AND REPRESENTATIVES FOIL AND PATRICIA SMITH
A CONCURRENT RESOLUTION
To commend the members of the Special Response Team of the Baton Rouge Police Department, also known as the Special Weapons and Tactics team (SWAT), on a first-place finish in the annual state competition held by the Louisiana Tactical Police Officers Association and to congratulate the team on a third consecutive win.

SENATE CONCURRENT RESOLUTION NO. 63—
BY SENATORS DUPLESSIS AND DORSEY AND REPRESENTATIVE AUSTIN BADON
A CONCURRENT RESOLUTION
To urge and request the State Board of Elementary and Secondary Education to study the feasibility of requiring local school boards to adopt a teen dating violence policy.

SENATE CONCURRENT RESOLUTION NO. 51—
BY SENATOR CROWE
A CONCURRENT RESOLUTION
To memorialize the United States Congress to take such actions as are necessary to appropriate funds to be used for storm-proofing interior pump stations in St. Bernard and Plaquemines parishes.

SENATE CONCURRENT RESOLUTION NO. 52—
BY SENATOR DUPRE
A CONCURRENT RESOLUTION
To designate the week of May 16 through May 22, 2009, as "Safe Boating Week" in Louisiana.

SENATE CONCURRENT RESOLUTION NO. 54—
BY SENATOR MURRAY AND REPRESENTATIVES BARROW, HONEY, MICHAEL JACKSON AND PATRICIA SMITH
A CONCURRENT RESOLUTION
To commend the Southern University Jaguars 1959 baseball team on the Fiftieth Anniversary of winning the National Association of Intercollegiate Athletics (NAIA) Baseball Championship.

SENATE CONCURRENT RESOLUTION NO. 55—
BY SENATOR CROWE AND REPRESENTATIVE WOOTON
A CONCURRENT RESOLUTION
To commend and congratulate the South Plaquemines High School Hurricanes football team for winning the Class 1A State Football Championship.

SENATE CONCURRENT RESOLUTION NO. 64—
BY SENATOR ERDEY
A CONCURRENT RESOLUTION
To urge and request moving companies to limit moving houses or loads larger than eighteen feet wide within metropolitan planning organization areas to non-peak traffic hours.

SENATE CONCURRENT RESOLUTION NO. 65—
BY SENATOR BROOME
A CONCURRENT RESOLUTION
To declare October 1, 2009, as World Peace Day in the state of Louisiana.

SENATE CONCURRENT RESOLUTION NO. 66—
BY SENATOR NEVERS
A CONCURRENT RESOLUTION
To urge and request the Louisiana Regional Collaboratives for Excellence in Science and Mathematics Teaching to collaborate with the Board of Regents and institutions of postsecondary education to expand the program statewide.

SENATE CONCURRENT RESOLUTION NO. 69—
BY SENATORS RISER AND BROOME AND REPRESENTATIVES ABRAMSON, ANDERS, ARMES, ARNOLD, AUBERT, AUSTIN BADON, BOBBY BADON, BALDONE, BARRAS, BARROW, BILLIOT, BROSETT, BURFORD, HENRY BURNS, TIM BURNS, BURRELL, CARMODY, CARTER, CHAMPAGNE, CHANDLER, CHANEY, CONNICK, CORTEZ, CROMER, DANAHAY, DIXON, DOERGE, DOVE, DOWNS, EDWARDS, ELLINGTON, ERNST, FANNIN, FOIL, FRANKLIN, GALLOT, GEYMANN, GISCLAIR, GREENE, MICKEY GUILLORY, GUINN, HARDY, HARRISON, HAZEL, HENDERSON, HENRY, HILL, HINES, HOFFMANN, HONEY, HOWARD, HUTTER, GIROD JACKSON, MICHAEL JACKSON, JOHNSON, ROSALIND JONES, SAM JONES, KATZ, KLECKLEY, LABRUZZO, LAFONTA, LAMBERT, LANDRY, LEBAS, LEGER, LIGI, LITTLE, LOPINTO, MCVEA, MILLS, MONICA, MONTOU CET, MORRIS, NORTON, NOWLIN, PEARSON, PERRY, PETERSON, PONTI, POPE, PUGH, RICHARD, RICHARDSON, RICHMOND, RITCHIE, ROBIDEAU, ROY, SCHRODER, SIMON, SMILEY, GARY SMITH, JANE SMITH, PATRICIA SMITH, ST. GERMAIN, STIAES, TALBOT, TEMPLET, THIBAUT, TUCKER, WADDELL, WHITE, WILLIAMS, WILLMOTT AND WOOTON
A CONCURRENT RESOLUTION

To express the sincere condolences of the Legislature of Louisiana upon the untimely death of Lloyd Lile Lindsey, Jr., the superintendent of West Feliciana Parish schools.

SENATE CONCURRENT RESOLUTION NO. 70—
BY SENATORS MCPHERSON, ADLEY, ALARIO, AMEDEE, APPEL, BROOME, CHAISSON, CHEEK, CLAITOR, CROWE, DONAHUE, DORSEY, DUPLESSIS, DUPRE, ERDEY, B. GAUTREAU, N. GAUTREAU, GRAY EVANS, GUILLORY, HEBERT, HEITMEIER, JACKSON, KOSTELKA, LAFLEUR, LONG, MARIONNEAU, MARTINY,

MICHOT, MORRELL, MORRISH, MOUNT, MURRAY, NEVERS, QUINN, RISER, SHAW, SMITH, THOMPSON AND WALSWORTH AND REPRESENTATIVES ABRAMSON, ANDERS, ARMES, ARNOLD, AUBERT, AUSTIN BADON, BOBBY BADON, BALDONE, BARRAS, BARROW, BILLIOT, BROSSETT, BURFORD, HENRY BURNS, TIM BURNS, BURRELL, CARMODY, CARTER, CHAMPAGNE, CHANDLER, CHANEY, CONNICK, CORTEZ, CROMER, DANAHAY, DIXON, DOERGE, DOVE, DOWNS, EDWARDS, ELLINGTON, ERNST, FANNIN, FOIL, FRANKLIN, GALLOT, GEYMAN, GISCLAIR, GREENE, MICKEY GUILLORY, GUINN, HARDY, HARRISON, HAZEL, HENDERSON, HENRY, HILL, HINES, HOFFMANN, HONEY, HOWARD, HUTTER, GIROD JACKSON, MICHAEL JACKSON, JOHNSON, ROSALIND JONES, SAM JONES, KATZ, KLECKLEY, LABRUZZO, LAFONTA, LAMBERT, LANDRY, LEBAS, LEGER, LIGI, LITTLE, LOPINTO, MCVEA, MILLS, MONICA, MONTUCET, MORRIS, NORTON, NOWLIN, PEARSON, PERRY, PETERSON, PONTI, POPE, PUGH, RICHARD, RICHARDSON, RICHMOND, RITCHIE, ROBIDEAUX, ROY, SCHRODER, SIMON, SMIAEY, GARY SMITH, JANE SMITH, PATRICIA SMITH, ST. GERMAIN, STIAES, TALBOT, TEMPLET, THIBAUT, TUCKER, WADDELL, WHITE, WILLIAMS, WILLMOTT AND WOOTON

A CONCURRENT RESOLUTION

To express the sincere and heartfelt condolences of the Legislature of Louisiana upon the death of John Wyeth "Jock" Scott II.

SENATE CONCURRENT RESOLUTION NO. 71—
BY SENATOR MOUNT

A CONCURRENT RESOLUTION

To urge and request the Department of Wildlife and Fisheries to study the use and marketing of "comp vests."

SENATE CONCURRENT RESOLUTION NO. 73—
BY SENATOR SMITH AND REPRESENTATIVE HILL

A CONCURRENT RESOLUTION

To commend Julia Brown for her commitment and dedication as a graduating senior member of the Louisiana Legislative Youth Advisory Council.

SENATE CONCURRENT RESOLUTION NO. 76—
BY SENATORS CROWE AND DONAHUE AND REPRESENTATIVES PEARSON AND CROMER

A CONCURRENT RESOLUTION

To commend and congratulate Robert A. Baker of Baker Sales, Inc., for being named "Louisiana Small Business Person of the Year."

Respectfully submitted,
GLENN A. KOEPP
Secretary of the Senate

Senator Broome in the Chair

ATTENDANCE ROLL CALL

PRESENT

Mr. President	Dupre	Michot
Adley	Erdey	Morrell
Alario	Gautreaux B	Morrish
Amedee	Gautreaux N	Mount
Appel	Gray Evans	Murray
Broome	Guillory	Nevers
Cheek	Hebert	Quinn
Claitor	Heitmeier	Riser
Crowe	Kostelka	Shaw
Donahue	Long	Smith
Dorsey	Marionneaux	Thompson
Duplessis	McPherson	Walsworth
Total - 36		

ABSENT

Jackson	LaFleur	Martiny
Total - 3		

Leaves of Absence

The following leaves of absence were asked for and granted:

Jackson	1 Day	LaFleur	1 Day
Martiny	1 Day		

Adjournment

On motion of Senator Thompson, at 11:15 o'clock A.M. the Senate adjourned until Monday, June 1, 2009, at 1:00 o'clock P.M.

The President Pro Tempore of the Senate declared the Senate adjourned until 1:00 o'clock P.M. on Monday, June 1, 2009.

GLENN A. KOEPP
Secretary of the Senate

DIANE O' QUIN
Journal Clerk

