

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

SIXTEENTH DAY'S PROCEEDINGS

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

Senate Chamber
State Capitol
Baton Rouge, Louisiana

Tuesday, April 27, 2010

The Senate was called to order at 2:10 o'clock P.M. by Hon. Joel T. Chaisson II, President of the Senate.

Morning Hour

CONVENING ROLL CALL

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

PRESENT

| | | |
|---------------|-------------|-----------|
| Mr. President | Dorsey | Morrish |
| Adley | Duplessis | Mount |
| Alario | Gautreaux B | Murray |
| Amedee | Guillory | Nevers |
| Appel | Heitmeier | Riser |
| Broome | Kostelka | Shaw |
| Chabert | Long | Smith |
| Cheek | Marionneau | Thompson |
| Claitor | Michot | Walsworth |
| Total - 27 | | |

ABSENT

| | | |
|-------------|---------|-----------|
| Crowe | Hebert | McPherson |
| Donahue | Jackson | Morrell |
| Erdey | LaFleur | Peterson |
| Gautreaux N | Martiny | Quinn |
| Total - 12 | | |

The President of the Senate announced there were 27 Senators present and a quorum.

Prayer

The prayer was offered by Pastor Zale Lewis, 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 B. Gautreaux, the reading of the Journal was dispensed with and the Journal of April 26, 2010, was adopted.

**Senate Resolutions on
Second Reading**

SENATE RESOLUTION NO. 33—

BY SENATORS MARIONNEAUX, ADLEY, ALARIO, AMEDEE, APPEL, BROOME, CHABERT, CHAISSON, CHEEK, CLAITOR, CROWE, DONAHUE, DORSEY, DUPLESSIS, ERDEY, B. GAUTREAU, N. GAUTREAU, GUILLORY, HEBERT, HEITMEIER, JACKSON, KOSTELKA, LAFLEUR, LONG, MARTINY, MCPHERSON, MICHOT, MORRELL, MORRISH, MOUNT, MURRAY, NEVERS, PETERSON, QUINN, RISER, SHAW, SMITH, THOMPSON AND WALSWORTH

A RESOLUTION

To express the sincere condolences of the Senate of the Legislature of Louisiana to the family of United States Army Captain John Tinsley upon his death in ground combat in Afghanistan.

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

SENATE RESOLUTION NO. 34—

BY SENATORS MARIONNEAUX, ADLEY, ALARIO, AMEDEE, APPEL, BROOME, CHABERT, CHAISSON, CHEEK, CLAITOR, CROWE, DONAHUE, DORSEY, DUPLESSIS, ERDEY, B. GAUTREAU, N. GAUTREAU, GUILLORY, HEBERT, HEITMEIER, JACKSON, KOSTELKA, LAFLEUR, LONG, MARTINY, MCPHERSON, MICHOT, MORRELL, MORRISH, MOUNT, MURRAY, NEVERS, PETERSON, QUINN, RISER, SHAW, SMITH, THOMPSON AND WALSWORTH

A RESOLUTION

To express the sincere condolences of the Senate of the Legislature of Louisiana to the family of Mississippi Army National Guard Sergeant First Class Severin West Summers, III upon his death in combat in Operation Enduring Freedom.

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

SENATE RESOLUTION NO. 35—

BY SENATORS MARIONNEAUX, ADLEY, ALARIO, AMEDEE, APPEL, BROOME, CHABERT, CHAISSON, CHEEK, CLAITOR, CROWE, DONAHUE, DORSEY, DUPLESSIS, ERDEY, B. GAUTREAU, N. GAUTREAU, GUILLORY, HEBERT, HEITMEIER, JACKSON, KOSTELKA, LAFLEUR, LONG, MARTINY, MCPHERSON, MICHOT, MORRELL, MORRISH, MOUNT, MURRAY, NEVERS, PETERSON, QUINN, RISER, SHAW, SMITH, THOMPSON AND WALSWORTH

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 Nicholas James Clayton upon his death on active duty.

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

SENATE RESOLUTION NO. 36—

BY SENATORS MARIONNEAUX, ADLEY, ALARIO, AMEDEE, APPEL, BROOME, CHABERT, CHAISSON, CHEEK, CLAITOR, CROWE, DONAHUE, DORSEY, DUPLESSIS, ERDEY, B. GAUTREAU, N. GAUTREAU, GUILLORY, HEBERT, HEITMEIER, JACKSON, KOSTELKA, LAFLEUR, LONG, MARTINY, MCPHERSON, MICHOT, MORRELL, MORRISH, MOUNT, MURRAY, NEVERS, PETERSON, QUINN, RISER, SHAW, SMITH, THOMPSON AND WALSWORTH

A RESOLUTION

To express the sincere condolences of the Senate of the Legislature of Louisiana to the family of Louisiana National Guard Specialist Bryan Meche upon his death.

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

SENATE RESOLUTION NO. 37—

BY SENATORS MARIONNEAUX, ADLEY, ALARIO, AMEDEE, APPEL, BROOME, CHABERT, CHAISSON, CHEEK, CLAITOR, CROWE, DONAHUE, DORSEY, DUPLESSIS, ERDEY, B. GAUTREAU, N. GAUTREAU, GUILLORY, HEBERT, HEITMEIER, JACKSON, KOSTELKA, LAFLEUR, LONG, MARTINY, MCPHERSON, MICHOT, MORRELL, MORRISH, MOUNT, MURRAY, NEVERS, PETERSON, QUINN, RISER, SHAW, SMITH, THOMPSON AND WALSWORTH

A RESOLUTION

To express the sincere condolences of the Senate of the Legislature of Louisiana to the loved ones and family of United States Army Sergeant Randy Morrison upon his death while in the service of his country.

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

SENATE RESOLUTION NO. 38—

BY SENATORS MARIONNEAUX, ADLEY, ALARIO, AMEDEE, APPEL, BROOME, CHABERT, CHAISSON, CHEEK, CLAITOR, CROWE, DONAHUE, DORSEY, DUPLESSIS, ERDEY, B. GAUTREAU, N. GAUTREAU, GUILLORY, HEBERT, HEITMEIER, JACKSON, KOSTELKA, LAFLEUR, LONG, MARTINY, MCPHERSON, MICHOT, MORRELL, MORRISH, MOUNT, MURRAY, NEVERS, PETERSON, QUINN, RISER, SHAW, SMITH, THOMPSON AND WALSWORTH

A RESOLUTION

To express the sincere condolences of the Senate of the Legislature of Louisiana to the family of United States Army Specialist Michael S. Cote, Jr., upon his death in Operation Iraqi Freedom.

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

SENATE RESOLUTION NO. 39—

BY SENATORS MARIONNEAUX, ADLEY, ALARIO, AMEDEE, APPEL, BROOME, CHABERT, CHAISSON, CHEEK, CLAITOR, CROWE, DONAHUE, DORSEY, DUPLESSIS, ERDEY, B. GAUTREAU, N. GAUTREAU, GUILLORY, HEBERT, HEITMEIER, JACKSON, KOSTELKA, LAFLEUR, LONG, MARTINY, MCPHERSON, MICHOT, MORRELL, MORRISH, MOUNT, MURRAY, NEVERS, PETERSON, QUINN, RISER, SHAW, SMITH, THOMPSON AND WALSWORTH

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 Brian Bates.

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

SENATE RESOLUTION NO. 40—

BY SENATORS MARIONNEAUX, ADLEY, ALARIO, AMEDEE, APPEL, BROOME, CHABERT, CHAISSON, CHEEK, CLAITOR, CROWE, DONAHUE, DORSEY, DUPLESSIS, ERDEY, B. GAUTREAU, N. GAUTREAU, GUILLORY, HEBERT, HEITMEIER, JACKSON, KOSTELKA, LAFLEUR, LONG, MARTINY, MCPHERSON, MICHOT, MORRELL, MORRISH, MOUNT, MURRAY, NEVERS, PETERSON, QUINN, RISER, SHAW, SMITH, THOMPSON AND WALSWORTH

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 Matthew E. Wildes upon his death in combat in Afghanistan.

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

SENATE RESOLUTION NO. 41—

BY SENATORS MARIONNEAUX, ADLEY, ALARIO, AMEDEE, APPEL, BROOME, CHABERT, CHAISSON, CHEEK, CLAITOR, CROWE, DONAHUE, DORSEY, DUPLESSIS, ERDEY, B. GAUTREAU, N. GAUTREAU, GUILLORY, HEBERT, HEITMEIER, JACKSON, KOSTELKA, LAFLEUR, LONG, MARTINY, MCPHERSON, MICHOT, MORRELL, MORRISH, MOUNT, MURRAY, NEVERS, PETERSON, QUINN, RISER, SHAW, SMITH, THOMPSON AND WALSWORTH

A RESOLUTION

To express the sincere condolences of the Senate of the Legislature of Louisiana to the family of United States Army Sergeant Patrick Williamson upon his death in combat in Operation Enduring Freedom.

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

SENATE RESOLUTION NO. 42—

BY SENATORS MARIONNEAUX, ADLEY, ALARIO, AMEDEE, APPEL, BROOME, CHABERT, CHAISSON, CHEEK, CLAITOR, CROWE, DONAHUE, DORSEY, DUPLESSIS, ERDEY, B. GAUTREAU, N. GAUTREAU, GUILLORY, HEBERT, HEITMEIER, JACKSON, KOSTELKA, LAFLEUR, LONG, MARTINY, MCPHERSON, MICHOT, MORRELL, MORRISH, MOUNT, MURRAY, NEVERS, PETERSON, QUINN, RISER, SHAW, SMITH, THOMPSON AND WALSWORTH

A RESOLUTION

To express the sincere condolences of the Senate of the Legislature of Louisiana to the family of United States Navy Lieutenant Allison Oubre upon her death on active duty in the service of her country.

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

SENATE RESOLUTION NO. 43—

BY SENATOR MARIONNEAUX
A RESOLUTION

To express the sincere condolences of the Senate of the Legislature of Louisiana to the family of Louisiana National Guard Private First Class Devon Bodenheimer upon his death while serving his country in its armed forces.

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

SENATE RESOLUTION NO. 44—

BY SENATOR MARIONNEAUX
A RESOLUTION

To extend the sincere and heartfelt condolences of the Senate of the Legislature of Louisiana to the family of United States Marine Corps Lance Corporal Daniel Cole Gueringer upon his death while in the service of his country.

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

Messages from the House

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

Message from the House

**CONCURRING IN
SENATE CONCURRENT RESOLUTIONS**

April 27, 2010

To the Honorable President and Members of the Senate:

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

SENATE CONCURRENT RESOLUTION NO. 4—

BY SENATOR HEITMEIER
A CONCURRENT RESOLUTION

To urge and request the United States Army Corps of Engineers to exercise all available options in the awarding of contracts for United States Army Corps of Engineers' projects within the state of Louisiana to Louisiana companies, contractors, and subcontractors and to report on a quarterly basis to the Louisiana Department of Economic Development and Louisiana's Legislature the percentage of Louisiana businesses receiving United States Army Corps of Engineers' contracts for projects within Louisiana.

Reported without amendments.

SENATE CONCURRENT RESOLUTION NO. 51—

BY SENATOR PETERSON
A CONCURRENT RESOLUTION

To express sincere and heartfelt condolences of the Legislature of Louisiana upon the death of civil rights matriarch, Dorothy Irene Height.

Reported without amendments.

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

Rules Suspended

Senator Jackson asked for and obtained a suspension of the rules to revert to the order of:

Introduction of Senate Resolutions

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

SENATE RESOLUTION NO. 49—

BY SENATOR JACKSON
A RESOLUTION

To recognize National Donate Life Month, the month of April 2010, and to proclaim "OMV/Donate Life Month" in the state of Louisiana.

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

Messages from the House

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

Message from the House

ASKING CONCURRENCE IN HOUSE BILLS AND JOINT RESOLUTIONS

April 26, 2010

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. 14— BY REPRESENTATIVE MONTOUCEZ AN ACT

To amend and reenact Code of Civil Procedure Article 4843(C), (D), (E), (F), and (G), relative to the civil jurisdiction of city courts; to increase the civil jurisdictional amount in dispute in the City Court of Baker, in the City Court of Baton Rouge, in the City Court of Crowley, in the City Court of Rayne, and in the City Court of Zachary; and to provide for related matters.

HOUSE BILL NO. 152— BY REPRESENTATIVE HARDY AN ACT

To amend and reenact R.S. 32:415(B)(1) and 415.1(A)(1) and (C), relative to driver's license suspensions and revocations; to provide for extension of a driver's license suspension period after certain convictions; to provide for economic and medical hardship license application procedures; and to provide for related matters.

HOUSE BILL NO. 266— BY REPRESENTATIVE FOIL AN ACT

To amend and reenact R.S. 13:4682 and 4686, relative to the Louisiana State University Law Library; to discontinue the requirement that the library keep duplicate copies of transcripts and briefs from the Supreme Court of Louisiana and the Courts of Appeal of the state of Louisiana; to require duplicate copies of records previously received by the library from the Courts of Appeal to be retained for a specified number of years; to authorize the destruction of certain records; and to provide for related matters.

HOUSE BILL NO. 283— BY REPRESENTATIVES ARNOLD AND GISCLAIR AN ACT

To enact R.S. 32:41(F) and 42(D), relative to traffic camera violations; to provide relative to traffic citations as a result of an automated traffic enforcement system to be heard in certain courts; and to provide for related matters.

HOUSE BILL NO. 294— BY REPRESENTATIVE LEGER AN ACT

To amend and reenact R.S. 46:2751(B)(1) and to enact R.S. 46:2751(B)(3), relative to the Juvenile Justice Reform Act Implementation Commission; to provide with respect to the composition of the commission; to provide for the chairmanship of the commission; and to provide for related matters.

HOUSE BILL NO. 313— BY REPRESENTATIVE GARY SMITH AN ACT

To amend and reenact R.S. 3:2772(E)(introductory paragraph) and (G)(introductory paragraph), relative to kennel licenses; to provide for license fees; and to provide for related matters.

HOUSE BILL NO. 497— BY REPRESENTATIVE LAFONTA AN ACT

To enact R.S. 13:4688 and to repeal R.S. 9:2800.7, relative to reporting information concerning actions for offenses and quasi offenses; to provide for the reporting of actions to the judicial administrator of the supreme court; to provide for fees; to repeal provisions requiring reporting of specified information to the commissioner of insurance; to repeal the required categories for reporting monetary damages awarded; to repeal provisions requiring the commissioner of insurance to create an advisory committee; and to provide for related matters.

HOUSE BILL NO. 519— BY REPRESENTATIVES CORTEZ, BOBBY BADON, BARROW, HENRY BURNS, TIM BURNS, CARTER, CONNICK, GISCLAIR, HARDY, MICHAEL JACKSON, KLECKLEY, LANDRY, LORUSSO, PEARSON, ROBIDEAUX, JANE SMITH, PATRICIA SMITH, AND TUCKER AN ACT

To amend and reenact R.S. 11:710, relative to reemployment of retirees in the Teachers' Retirement System of Louisiana; to prohibit retirees reemployed in certain positions from receiving benefits during the period of reemployment; to provide relative to contributions during such period; to provide for an effective date; and to provide for related matters.

HOUSE BILL NO. 521— BY REPRESENTATIVE LORUSSO AN ACT

To amend and reenact R.S. 33:9091.8(F)(2) and (4)(c), relative to the Lakewood Crime Prevention and Improvement District; to authorize the district to expand the levy of the parcel fee; to provide for an election on the question of expanding the parcel fee; to authorize the renewal of the parcel fee at any election; and to provide for related matters.

HOUSE BILL NO. 583— BY REPRESENTATIVES EDWARDS, ANDERS, ARMES, ARNOLD, AUSTIN BADON, BALDONE, BARROW, BILLIOT, HENRY BURNS, TIM BURNS, BURRELL, CARMODY, CONNICK, CORTEZ, CROMER, DIXON, DOERGE, DOVE, ELLINGTON, FANNIN, GALLOT, GISCLAIR, GUINN, HARDY, HARRISON, HENDERSON, HENRY, HINES, HUTTER, GIROD JACKSON, SAM JONES, KATZ, LABRUZZO, LEGER, LIGI, LITTLE, LOPINTO, LORUSSO, MILLS, MONTOUCEZ, PONTI, PUGH, RICHARD, RICHMOND, ROBIDEAUX, GARY SMITH, JANE SMITH, PATRICIA SMITH, ST. GERMAIN, TALBOT, TEMPLET, THIBAUT, TUCKER, WADDELL, WILLIAMS, WILLMOTT, AND WOOTON AN ACT

To enact R.S. 46:121(4), 122(B)(5), and 123(L), relative to Louisiana Military Family Assistance; to provide for definitions; to provide for uses of the Louisiana Military Family Assistance Fund; and to provide for related matters.

HOUSE BILL NO. 606— BY REPRESENTATIVE ELLINGTON AN ACT

To amend and reenact R.S. 3:2891, 2892, and 2896, relative to swine running at large; to remove certain exceptions to running at large, seizure and impoundment, and liabilities; and to provide for related matters.

HOUSE BILL NO. 612— BY REPRESENTATIVE FOIL AN ACT

To amend and reenact R.S. 51:911.22(1) and (12) and 911.23(A), and to enact R.S. 51:911.22(13), 911.23(C), and 911.26(F)(10), relative to modular and manufactured homes; to provide for changes to definitions; to provide for a definition of "modular home"; to provide for regulation of modular homes; to provide for additional powers and duties of the commission; and to provide for related matters.

April 27, 2010

HOUSE BILL NO. 719—
BY REPRESENTATIVE RICHMOND
AN ACT

To enact Part IV of Chapter 29 of Title 33 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 33:9098.1, relative to neighborhood districts; to provide relative to district funds; to authorize the governing board of certain districts to combine the funds of their respective districts pursuant to a cooperative endeavor agreement, subject to limitations; to require the prior approval of members of the homeowners association located within each such district; to provide for the use of the combined funds; and to provide for related matters.

HOUSE BILL NO. 748—
BY REPRESENTATIVE PEARSON
AN ACT

To amend and reenact R.S. 11:102(B)(3)(a) and (d)(v) and to enact R.S. 11:102(C), relative to the Louisiana State Employees' Retirement System; to provide relative to system funding; to require individualized normal cost payments for employers; to require individualized payments for changes in actuarial liability for employers; to provide an effective date; and to provide for related matters.

HOUSE BILL NO. 956—
BY REPRESENTATIVES DOVE AND BALDONE
AN ACT

To amend and reenact R.S. 33:130.252(A)(1)(b) and (2), relative to the Terrebonne Economic Development Authority; to provide for membership on the board of commissioners; and to provide for related matters.

HOUSE BILL NO. 1187—
BY REPRESENTATIVE MONTOUCKET
AN ACT

To enact R.S.11:1753(C) and 1923(C), relative to the Municipal Employees' Retirement System of Louisiana and the Parochial Employees' Retirement System of Louisiana; to provide with respect to membership of certain employees; to provide an effective date; and to provide for related matters.

HOUSE BILL NO. 941—
BY REPRESENTATIVE MILLS
AN ACT

To enact R.S. 33:4883, relative to the authority of local governmental subdivisions to install culverts; to provide authority for parishes and municipalities to install culverts in certain circumstances; to provide for adoption of ordinances relative to such installations; to provide for content of such ordinances; and to provide for related matters.

HOUSE BILL NO. 364—
BY REPRESENTATIVE ANDERS
AN ACT

To amend and reenact R.S. 4:251(C), relative to Horsemen's Workers' Compensation Insurance Program; to provide for a reporting date for the annual audited financial statement due to the commissioner of insurance; 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 B. Gautreaux 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. 14—
BY REPRESENTATIVE MONTOUCKET
AN ACT

To amend and reenact Code of Civil Procedure Article 4843(C), (D), (E), (F), and (G), relative to the civil jurisdiction of city courts; to increase the civil jurisdictional amount in dispute in the City Court of Baker, in the City Court of Baton Rouge, in the City Court of Crowley, in the City Court of Rayne, and in the City Court of Zachary; 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. 152—
BY REPRESENTATIVE HARDY
AN ACT

To amend and reenact R.S. 32:415(B)(1) and 415.1(A)(1) and (C), relative to driver's license suspensions and revocations; to provide for extension of a driver's license suspension period after certain convictions; to provide for economic and medical hardship license application procedures; 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. 266—
BY REPRESENTATIVE FOIL
AN ACT

To amend and reenact R.S. 13:4682 and 4686, relative to the Louisiana State University Law Library; to discontinue the requirement that the library keep duplicate copies of transcripts and briefs from the Supreme Court of Louisiana and the Courts of Appeal of the state of Louisiana; to require duplicate copies of records previously received by the library from the Courts of Appeal to be retained for a specified number of years; to authorize the destruction of certain records; 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. 283—
BY REPRESENTATIVES ARNOLD AND GISCLAIR
AN ACT

To enact R.S. 32:41(F) and 42(D), relative to traffic camera violations; to provide relative to traffic citations as a result of an automated traffic enforcement system to be heard in certain courts; and to provide for related matters.

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

HOUSE BILL NO. 294—
BY REPRESENTATIVE LEGER
AN ACT

To amend and reenact R.S. 46:2751(B)(1) and to enact R.S. 46:2751(B)(3), relative to the Juvenile Justice Reform Act Implementation Commission; to provide with respect to the composition of the commission; to provide for the chairmanship of the commission; 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. 313—
BY REPRESENTATIVE GARY SMITH
AN ACT

To amend and reenact R.S. 3:2772(E)(introductory paragraph) and (G)(introductory paragraph), relative to kennel licenses; to provide for license fees; 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.

April 27, 2010

HOUSE BILL NO. 364—BY REPRESENTATIVE ANDERS
AN ACT

To amend and reenact R.S. 4:251(C), relative to Horsemen's Workers' Compensation Insurance Program; to provide for a reporting date for the annual audited financial statement due to the commissioner of insurance; and to provide for related matters.

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

HOUSE BILL NO. 497—BY REPRESENTATIVE LAFONTA
AN ACT

To enact R.S. 13:4688 and to repeal R.S. 9:2800.7, relative to reporting information concerning actions for offenses and quasi offenses; to provide for the reporting of actions to the judicial administrator of the supreme court; to provide for fees; to repeal provisions requiring reporting of specified information to the commissioner of insurance; to repeal the required categories for reporting monetary damages awarded; to repeal provisions requiring the commissioner of insurance to create an advisory committee; 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. 519—BY REPRESENTATIVES CORTEZ, BOBBY BADON, BARROW, HENRY BURNS, TIM BURNS, CARTER, CONNICK, GISCLAIR, HARDY, MICHAEL JACKSON, KLECKLEY, LANDRY, LORUSSO, PEARSON, ROBIDEAUX, JANE SMITH, PATRICIA SMITH, AND TUCKER
AN ACT

To amend and reenact R.S. 11:710, relative to reemployment of retirees in the Teachers' Retirement System of Louisiana; to prohibit retirees reemployed in certain positions from receiving benefits during the period of reemployment; to provide relative to contributions during such period; to provide for an effective date; and to provide for related matters.

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

HOUSE BILL NO. 521—BY REPRESENTATIVE LORUSSO
AN ACT

To amend and reenact R.S. 33:9091.8(F)(2) and (4)(c), relative to the Lakewood Crime Prevention and Improvement District; to authorize the district to expand the levy of the parcel fee; to provide for an election on the question of expanding the parcel fee; to authorize the renewal of the parcel fee at any election; and to provide for related matters.

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

HOUSE BILL NO. 583—BY REPRESENTATIVES EDWARDS, ANDERS, ARMES, ARNOLD, AUSTIN BADON, BALDONE, BARROW, BILLIOT, HENRY BURNS, TIM BURNS, BURRELL, CARMODY, CONNICK, CORTEZ, CROMER, DIXON, DOERGE, DOVE, ELLINGTON, FANNIN, GALLOT, GISCLAIR, GUINN, HARDY, HARRISON, HENDERSON, HENRY, HINES, HUTTER, GIROD JACKSON, SAM JONES, KATZ, LABRUZZO, LEGER, LIGI, LITTLE, LOPINTO, LORUSSO, MILLS, MONTUCET, PONTI, PUGH, RICHARD, RICHMOND, ROBIDEAUX, GARY SMITH, JANE SMITH, PATRICIA SMITH, ST. GERMAIN, TALBOT, TEMPLET, THIBAUT, TUCKER, WADDELL, WILLIAMS, WILLMOTT, AND WOOTON
AN ACT

To enact R.S. 46:121(4), 122(B)(5), and 123(L), relative to Louisiana Military Family Assistance; to provide for definitions; to provide for uses of the Louisiana Military Family Assistance Fund; 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. 606—BY REPRESENTATIVE ELLINGTON
AN ACT

To amend and reenact R.S. 3:2891, 2892, and 2896, relative to swine running at large; to remove certain exceptions to running at large, seizure and impoundment, and liabilities; 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. 612—BY REPRESENTATIVE FOIL
AN ACT

To amend and reenact R.S. 51:911.22(1) and (12) and 911.23(A), and to enact R.S. 51:911.22(13), 911.23(C), and 911.26(F)(10), relative to modular and manufactured homes; to provide for changes to definitions; to provide for a definition of "modular home"; to provide for regulation of modular homes; to provide for additional powers and duties of the commission; 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. 719—BY REPRESENTATIVE RICHMOND
AN ACT

To enact Part IV of Chapter 29 of Title 33 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 33:9098.1, relative to neighborhood districts; to provide relative to district funds; to authorize the governing board of certain districts to combine the funds of their respective districts pursuant to a cooperative endeavor agreement, subject to limitations; to require the prior approval of members of the homeowners association located within each such district; to provide for the use of the combined funds; and to provide for related matters.

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

HOUSE BILL NO. 748—BY REPRESENTATIVE PEARSON
AN ACT

To amend and reenact R.S. 11:102(B)(3)(a) and (d)(v) and to enact R.S. 11:102(C), relative to the Louisiana State Employees' Retirement System; to provide relative to system funding; to require individualized normal cost payments for employers; to require individualized payments for changes in actuarial liability for employers; to provide 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. 941—BY REPRESENTATIVE MILLS
AN ACT

To enact R.S. 33:4883, relative to the authority of local governmental subdivisions to install culverts; to provide authority for parishes and municipalities to install culverts in certain circumstances; to provide for adoption of ordinances relative to such installations; to provide for content of such ordinances; and to provide for related matters.

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

HOUSE BILL NO. 956—BY REPRESENTATIVES DOVE AND BALDONE
AN ACT

To amend and reenact R.S. 33:130.252(A)(1)(b) and (2), relative to the Terrebonne Economic Development Authority; to provide

April 27, 2010

for membership on the board of commissioners; and to provide for related matters.

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

HOUSE BILL NO. 1187— BY REPRESENTATIVE MONTOUCET AN ACT

To enact R.S.11:1753(C) and 1923(C), relative to the Municipal Employees' Retirement System of Louisiana and the Parochial Employees' Retirement System of Louisiana; to provide with respect to membership of certain employees; to provide an effective date; and to provide for related matters.

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

Messages from the House

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

Message from the House

ASKING CONCURRENCE IN HOUSE CONCURRENT RESOLUTIONS

April 27, 2010

To the Honorable President and Members of the Senate:

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

HOUSE CONCURRENT RESOLUTION NO. 127— BY REPRESENTATIVE CROMER A CONCURRENT RESOLUTION

To memorialize the United States Congress to support passage of and fund of the Agent Orange Equity Act of 2009, H.R. 2254, and to restore the presumption of a service connection for Agent Orange exposure for United States Navy and Air Force veterans who served on the inland waterways and territorial waters and in the airspace of Vietnam, Thailand, Laos, and Cambodia.

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

To urge and request the Louisiana Highway Safety Commission to conduct a study to determine the best way to encourage compliance with seat belt requirements.

HOUSE CONCURRENT RESOLUTION NO. 123— BY REPRESENTATIVES HAZEL, 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, FANNIN, FOIL, FRANKLIN, GALLOT, GEYMAN, GISCLAIR, GREENE, GUILLORY, GUINN, HARDY, HARRISON, HENDERSON, HENRY, HILL, HINES, HOFFMANN, HOWARD, HUTTER, GIROD JACKSON, MICHAEL JACKSON, JOHNSON, ROSALIND JONES, SAM JONES, KATZ, KLECKLEY, LABRUZZO, LAFONTA, LAMBERT, LANDRY, LEBAS, LEGER, LIGI, LITTLE, LOPINTO, LORUSSO, MCVEA, MILLS, MONICA, MONTOUCET, MORRIS, NORTON, NOWLIN, PEARSON, PERRY, PONTI, POPE, PUGH, RICHARD, RICHARDSON, RICHMOND, RITCHE, ROBIDEAUX, ROY, SCHRODER, SIMON, SMILEY, GARY SMITH, JANE SMITH, PATRICIA SMITH, ST. GERMAIN, STIAES, TALBOT, TEMPLET, THIBAUT, THIERRY, TUCKER, WADDELL, WHITE, WILLIAMS, WILLMOTT, AND WOOTON

A CONCURRENT RESOLUTION

To express sincere condolences upon the death of Dr. Robert Walton Johnson of Marksville.

HOUSE CONCURRENT RESOLUTION NO. 124— BY REPRESENTATIVE ARMES A CONCURRENT RESOLUTION

To urge and request the Sabine River Authority and the Department of Wildlife and Fisheries to work with their Texas counterparts to develop consistent fishing regulations applicable throughout the Toledo Bend Reservoir.

HOUSE CONCURRENT RESOLUTION NO. 125— BY REPRESENTATIVE ANDERS A CONCURRENT RESOLUTION

To memorialize the United States Congress to direct the United States Department of Agriculture and the Federal Crop Insurance Corporation to take such actions as are necessary to establish a viable crop insurance program for Louisiana sweet potato farmers.

HOUSE CONCURRENT RESOLUTION NO. 126— BY REPRESENTATIVE ANDERS A CONCURRENT RESOLUTION

To encourage state, parish, and local governments to purchase conservation easements from owners of quality agriculture and forestry lands.

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

House Concurrent Resolutions

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

HOUSE CONCURRENT RESOLUTION NO. 123— BY REPRESENTATIVES HAZEL, 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, FANNIN, FOIL, FRANKLIN, GALLOT, GEYMAN, GISCLAIR, GREENE, GUILLORY, GUINN, HARDY, HARRISON, HENDERSON, HENRY, HILL, HINES, HOFFMANN, HOWARD, HUTTER, GIROD JACKSON, MICHAEL JACKSON, JOHNSON, ROSALIND JONES, SAM JONES, KATZ, KLECKLEY, LABRUZZO, LAFONTA, LAMBERT, LANDRY, LEBAS, LEGER, LIGI, LITTLE, LOPINTO, LORUSSO, MCVEA, MILLS, MONICA, MONTOUCET, MORRIS, NORTON, NOWLIN, PEARSON, PERRY, PONTI, POPE, PUGH, RICHARD, RICHARDSON, RICHMOND, RITCHE, ROBIDEAUX, ROY, SCHRODER, SIMON, SMILEY, GARY SMITH, JANE SMITH, PATRICIA SMITH, ST. GERMAIN, STIAES, TALBOT, TEMPLET, THIBAUT, THIERRY, TUCKER, WADDELL, WHITE, WILLIAMS, WILLMOTT, AND WOOTON A CONCURRENT RESOLUTION

To express sincere condolences upon the death of Dr. Robert Walton Johnson of Marksville.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Name, Yeas, Name. Includes Mr. President, Adley, Alario, Amedee, Appel, Broome, Chabert, Cheek, Claitor, Crowe, Dorsey, Duplessis, Erdey, Gautreaux B, Guillory, Heitmeier, Jackson, Kostelka, LaFleur, Long, Marionneaux, Martiny, Michot, Morrell, Morrish, Mount, Murray, Nevers, Peterson, Riser, Shaw, Smith, Thompson.

Total - 33

NAYS

Total - 0

ABSENT

| | | |
|-------------|-----------|-----------|
| Donahue | Hebert | Quinn |
| Gautreaux N | McPherson | Walsworth |

Total - 6

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

HOUSE CONCURRENT RESOLUTION NO. 124—
BY REPRESENTATIVE ARMES
A CONCURRENT RESOLUTION

To urge and request the Sabine River Authority and the Department of Wildlife and Fisheries to work with their Texas counterparts to develop consistent fishing regulations applicable throughout the Toledo Bend Reservoir.

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

ROLL CALL

The roll was called with the following result:

YEAS

| | | |
|---------------|-------------|----------|
| Mr. President | Erdey | Michot |
| Adley | Gautreaux B | Morrell |
| Alario | Gautreaux N | Mount |
| Amedee | Guillory | Murray |
| Appel | Heitmeier | Nevers |
| Broome | Jackson | Riser |
| Chabert | Kostelka | Shaw |
| Cheek | LaFleur | Smith |
| Crowe | Long | Thompson |
| Dorsey | Marionneaux | |
| Duplessis | Martiny | |

Total - 31

NAYS

Total - 0

ABSENT

| | | |
|---------|-----------|-----------|
| Claitor | McPherson | Quinn |
| Donahue | Morrish | Walsworth |
| Hebert | Peterson | |

Total - 8

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

HOUSE CONCURRENT RESOLUTION NO. 125—
BY REPRESENTATIVE ANDERS
A CONCURRENT RESOLUTION

To memorialize the United States Congress to direct the United States Department of Agriculture and the Federal Crop Insurance Corporation to take such actions as are necessary to establish a viable crop insurance program for Louisiana sweet potato farmers.

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

ROLL CALL

The roll was called with the following result:

YEAS

| | | |
|---------------|-----------|---------|
| Mr. President | Duplessis | Michot |
| Adley | Erdey | Morrell |

| | | |
|---------|-------------|----------|
| Alario | Gautreaux B | Mount |
| Amedee | Gautreaux N | Murray |
| Appel | Guillory | Nevers |
| Broome | Heitmeier | Peterson |
| Chabert | Jackson | Riser |
| Cheek | LaFleur | Shaw |
| Claitor | Long | Smith |
| Crowe | Marionneaux | Thompson |
| Dorsey | Martiny | |

Total - 32

NAYS

Total - 0

ABSENT

| | | |
|----------|-----------|-----------|
| Donahue | McPherson | Walsworth |
| Hebert | Morrish | |
| Kostelka | Quinn | |

Total - 7

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

HOUSE CONCURRENT RESOLUTION NO. 126—
BY REPRESENTATIVE ANDERS
A CONCURRENT RESOLUTION

To encourage state, parish, and local governments to purchase conservation easements from owners of quality agriculture and forestry lands.

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

ROLL CALL

The roll was called with the following result:

YEAS

| | | |
|---------------|-------------|----------|
| Mr. President | Erdey | Michot |
| Adley | Gautreaux B | Mount |
| Alario | Gautreaux N | Murray |
| Amedee | Guillory | Nevers |
| Appel | Heitmeier | Peterson |
| Broome | Jackson | Riser |
| Chabert | Kostelka | Shaw |
| Cheek | LaFleur | Smith |
| Crowe | Long | Thompson |
| Dorsey | Marionneaux | |
| Duplessis | Martiny | |

Total - 31

NAYS

Total - 0

ABSENT

| | | |
|---------|-----------|-----------|
| Claitor | McPherson | Quinn |
| Donahue | Morrell | Walsworth |
| Hebert | Morrish | |

Total - 8

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

HOUSE CONCURRENT RESOLUTION NO. 127—
BY REPRESENTATIVE CROMER
A CONCURRENT RESOLUTION

To memorialize the United States Congress to support passage of and fund of the Agent Orange Equity Act of 2009, H.R. 2254, and to restore the presumption of a service connection for Agent Orange exposure for United States Navy and Air Force veterans who served on the inland waterways and territorial waters and in the airspace of Vietnam, Thailand, Laos, and Cambodia.

April 27, 2010

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Name, YEAS, Name. Includes Mr. President, Adley, Alario, Amedee, Broome, Chabert, Cheek, Claitor, Crowe, Dorsey, Duplessis, Erdey, Gautreaux B, N, Guillory, Heitmeier, Jackson, Kostelka, LaFleur, Long, Marionneaux, Martiny, Michot, Morrell, Morrish, Mount, Murray, Nevers, Peterson, Riser, Shaw, Smith, Thompson.

NAYS

Total - 0

ABSENT

Table with 3 columns: Name, ABSENT, Name. Includes Appel, Donahue, Hebert, McPherson, Quinn, Walsworth.

Total - 6

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

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

To urge and request the Louisiana Highway Safety Commission to conduct a study to determine the best way to encourage compliance with seat belt requirements.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Name, YEAS, Name. Includes Mr. President, Alario, Amedee, Appel, Broome, Chabert, Cheek, Crowe, Dorsey, Duplessis, Erdey, Gautreaux B, N, Guillory, Heitmeier, Jackson, Kostelka, LaFleur, Long, Marionneaux, Martiny, Michot, Morrell, Morrish, Mount, Murray, Nevers, Peterson, Riser, Shaw, Smith, Thompson.

Total - 32

NAYS

Total - 0

ABSENT

Table with 3 columns: Name, ABSENT, Name. Includes Adley, Claitor, Donahue, Hebert, McPherson, Quinn, Walsworth.

Total - 7

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

Reports of Committees

The following reports of committees were received and read:

REPORT OF COMMITTEE ON

JUDICIARY C

Senator Yvonne Dorsey, Chairman on behalf of the Committee on Judiciary C, submitted the following report:

April 27, 2010

To the President and Members of the Senate:

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

SENATE BILL NO. 56—

BY SENATORS MARTINY, ALARIO, AMEDEE, APPEL, BROOME, CROWE, DONAHUE, DUPLESSIS, HEITMEIER, KOSTELKA, LONG, MICHOT, MOUNT, SHAW AND THOMPSON AND REPRESENTATIVES ANDERS, ARNOLD, BOBBY BADON, BALDONE, BARRAS, BILLIOT, BROSSETT, BURFORD, HENRY BURNS, TIM BURNS, CARTER, CHAMPAGNE, CHANEY, CONNICK, CROMER, DOERGE, DOVE, HARDY, HENDERSON, HENRY, HINES, HOFFMANN, HUTTER, JOHNSON, LABRUZZO, LAMBERT, LEGER, LIGI, LORUSSO, MILLS, MONICA, NOWLIN, PEARSON, PUGH, RICHARD, ROBIDEAUX, SCHRODER, SIMON, SMILEY, JANE SMITH, ST. GERMAIN, TALBOT, TEMPLET, THIBAUT, THIERRY, WHITE, WILLIAMS AND WILLMOTT AN ACT

To amend and reenact R.S. 14:80(D), 81(E)(3), (4), (5) and (6), and 86 and to enact R.S. 14:40.3(C)(4), 46.2(B)(4), 46.3(D)(3), 81(H)(3), 81.1(E)(7), 81.2(G), and 81.3(B)(4) and R.S. 15:593.1, relative to criminal offenses; to provide for forfeiture of certain property used in the commission of certain crimes; to provide for forfeiture procedure; to provide for exempt property; to provide for allocation of proceeds; and to provide for related matters.

Reported favorably.

SENATE BILL NO. 94—

BY SENATOR MURRAY AN ACT

To enact R.S. 14:72.5, relative to a fraudulent postsecondary degree; to create the crime of the unlawful production, manufacture, distribution, or possession of a fraudulent postsecondary degree; to provide for definitions; to provide for an effective date; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 381—

BY SENATOR MORRELL AN ACT

To amend and reenact R.S. 14:89(A) and to enact R.S. 14:89.2, relative to crime against nature; to create the crime against nature by solicitation; to provide for elements of a crime; to provide for definitions; to provide for penalties; and to provide for related matters.

Reported favorably.

SENATE BILL NO. 544—

BY SENATOR THOMPSON AN ACT

To amend and reenact R.S. 15:603(10), relative to DNA detection of sexual and violent offenders; to provide for the collection of DNA samples from certain offenders; to provide for certain crimes requiring the collection of DNA samples; and to provide for related matters.

Reported favorably.

SENATE BILL NO. 736—
BY SENATOR DORSEY

AN ACT

To amend and reenact the Code of Criminal Procedure Article 876 and to enact the Children's Code Article 857(D), relative to criminal procedure; to provide for sentencing of adults for certain crimes committed as a child; to provide for certain adults charged for crimes committed as a child; to provide for requirements of sentencing; to provide for terms, conditions, and procedures; to provide for an effective date; and to provide for related matters.

Reported favorably.

Respectfully submitted,
YVONNE DORSEY
Chairman

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

SENATE BILL NO. 64—
BY SENATOR MURRAY

AN ACT

To enact R.S. 33:9080.4, relative to Orleans Parish; to create the Lakeview Street Maintenance District; to provide for the purpose, governance, and powers and duties of the district; to provide for the imposition of a parcel fee; and to provide for related matters.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Local and Municipal Affairs to Original Senate Bill No. 64 by Senator Murray

AMENDMENT NO. 1
On page 2, line 16, delete "the"

AMENDMENT NO. 2
On page 3, line 25, change "(f), (e)" to "(e), (f)"

AMENDMENT NO. 3
On page 4, line 5, change "(4)" to "(5)"

AMENDMENT NO. 4
On page 4, line 8, change "(5)" to "(6)"

AMENDMENT NO. 5
On page 4, line 29, change "street" to "Street"

AMENDMENT NO. 6
On page 5, line 3, change "such" to "Such"

AMENDMENT NO. 7
On page 5, line 13, delete "(a)"

AMENDMENT NO. 8
On page 6, delete lines 3 through 5 in their entirety and insert the following:

"(b) The fee shall be imposed only after the question of its imposition has been approved by a majority of the registered voters of the district voting on the proposition at an election held for that purpose in accordance with the Louisiana Election Code."

AMENDMENT NO. 9
On page 7, de-code the language on line 2

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

SENATE BILL NO. 89—
BY SENATOR LONG

AN ACT

To amend and reenact R.S. 17:1963(C), relative to the Louisiana School of Math, Science, and the Arts; to remove statutory placement of the school within the Department of Education; and to provide for related matters.

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

SENATE BILL NO. 90—
BY SENATOR MURRAY

AN ACT

To amend and reenact R.S. 33:9091.1(F)(3)(c)(ii), relative to Orleans Parish; to provide for renewal elections of parcel fees for the Lakeview Crime Prevention District; and to provide for related matters.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Local and Municipal Affairs to Original Senate Bill No. 90 by Senator Murray

AMENDMENT NO. 1
On page 2, line 2, delete "any regularly scheduled election in the city of New Orleans"

AMENDMENT NO. 2
On page 2, line 3, between "election" and "subsequent" insert "an election held for that purpose in accordance with the Louisiana Election Code,"

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

SENATE BILL NO. 107—
BY SENATOR RISER

AN ACT

To amend and reenact R.S. 23:1035(A) relative to persons covered by workers' compensation, to provide with respect to corporate officers, members of a limited liability company, and sole proprietors to elect not to be covered by workers' compensation; and to provide for related matters.

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

SENATE BILL NO. 111—
BY SENATOR LONG

AN ACT

To amend and reenact R. S. 17:1967, relative to the Louisiana School for Math, Science, and the Arts; to allow the school to admit high school sophomores on the same basis as juniors and seniors; to allow for early admission of certain students who are not yet high school sophomores; and to provide for related matters.

Reported with amendments by the Committee on Education.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Education to Original Senate Bill No. 111 by Senator Long

AMENDMENT NO. 1

On page 1, line 4, after "seniors;" delete the remainder of the line and at the beginning of line 5 delete "high school sophomores;"

AMENDMENT NO. 2

On page 1, line 8, change "juniors, and seniors, and sophomores; to "sophomores, juniors, and seniors"

AMENDMENT NO. 3

On page 1, delete line 9

AMENDMENT NO. 4

On page 1, delete lines 10 through 14 and insert the following: "The school shall primarily admit high school sophomores, juniors, and seniors; however the board of directors may provide for an early admission year to allow the admission of students who are not yet high school juniors when the abilities of such students are so exceptional as to warrant such early entry."

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

SENATE BILL NO. 112—

BY SENATOR LONG

AN ACT

To enact R.S. 17:10.1(D), relative to the Louisiana school and district accountability system; to prohibit inclusion of certain student performance data in calculating school and district performance scores; and to provide for related matters.

Reported with amendments by the Committee on Education.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Education to Original Senate Bill No. 112 by Senator Long

AMENDMENT NO. 1

On page 1, line 14, between "with" and "facility" change "a secure care" to "any"

AMENDMENT NO. 2

On page 1, line 17, between "such" and "facility" delete "secure care"

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

SENATE BILL NO. 162—

BY SENATOR ADLEY

AN ACT

To enact R.S. 29:732(F)(3), relative to price gouging during a declared state of emergency; to provide for circumstances where the sale of fuel from certain containers is a violation; and to provide for related matters.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Transportation, Highways and Public Works to Original Senate Bill No. 162 by Senator Adley

AMENDMENT NO. 1

On page 1, delete line 3, and insert: "to specify additional actions which would result in a"

AMENDMENT NO. 2

On page 1, delete lines 10 through 14, and insert:

"(3) The provisions of this Section shall also apply to the sale, or offer for sale, of gasoline or diesel fuel to the ultimate consumer from any facility other than a service station, convenience store, or other similar fixed facility, including sales in which such gasoline or diesel fuel is sold by any person from any container irrespective of type, form, or volume."

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

SENATE BILL NO. 182—

BY SENATORS N. GAUTREAUX, ADLEY, APPEL, DONAHUE, DORSEY, DUPLESSIS, LONG, MARIONNEAUX, MURRAY, NEVERS, RISER AND SHAW AND REPRESENTATIVES EDWARDS, ELLINGTON, GISCLAIR, KATZ, MCVEA, MONICA AND SCHRODER

AN ACT

To amend and reenact R.S. 17:3048.1(O)(1), (2) and (3), relative to the Taylor Opportunity Program for Students; to provide for certain awards and payments for Louisiana National Guardsmen; and to provide for related matters.

Reported with amendments by the Committee on Education.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Education to Original Senate Bill No. 182 by Senator N. Gautreaux

AMENDMENT NO. 1

On page 1, line 16, between "Award" and the comma "," insert "or a TOPS-Tech Award"

AMENDMENT NO. 2

On page 1, line 17, between "of" and "one three" delete "not more than"

AMENDMENT NO. 3

On page 2, line 1, between "year" and "cost" delete "for the actual" and insert "to be applied toward the"

AMENDMENT NO. 4

On page 2, line 6, between "of" and "one three" delete "not more than"

AMENDMENT NO. 5

On page 2, line 7, between "year" and "cost" delete "for the actual" and insert "to be applied toward the"

AMENDMENT NO. 6

On page 2, line 14, between "of" and "one three" delete "not more than"

AMENDMENT NO. 7

On page 2, line 15, between "year" and "cost" delete "for the actual" and insert "to be applied toward the"

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

SENATE BILL NO. 184—

BY SENATOR N. GAUTREAUX

AN ACT

To enact R.S. 30:136(D), relative to the State Mineral and Energy Board; to provide relative to the disposition of certain funds payable to the state as the lessor of certain mineral leases; to provide for reimbursement of certain monies to the Mineral Resources Operation Fund; to provide terms and conditions; and to provide for related matters.

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

SENATE BILL NO. 223—

BY SENATOR MOUNT AND REPRESENTATIVE GEYMANN
AN ACT

To designate Louisiana Highway 171 beginning at the intersection of Sam Houston Jones Parkway and ending at the intersection of You Winn Road as the "Senior Trooper Duane Dalton Memorial Highway"; and to provide for related matters.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Transportation, Highways and Public Works to Original Senate Bill No. 223 by Senator Mount

AMENDMENT NO. 1

On page 1, line 2, after "designate" insert "that section of" and after "Highway" insert "US" and delete "beginning at the intersection of" and insert "between its intersection with"

AMENDMENT NO. 2

On page 1, line 3, delete "ending at the intersection of" and insert "its intersection with"

AMENDMENT NO. 3

On page 1, line 6, after "Section 1." insert "The section of" and after "Highway" insert "US" and delete "beginning at the intersection of" and insert "between its intersection with"

AMENDMENT NO. 4

On page 1, line 7, delete "ending at the intersection of" and insert "its intersection with"

AMENDMENT NO. 5

On page 1, line 8, change "Highway." to "Highway."

AMENDMENT NO. 6

On page 2, line 1, delete "25th" and insert "twenty-fifth" and after "trooper" delete "to be"

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

SENATE BILL NO. 244—

BY SENATOR MURRAY

AN ACT

To amend and reenact R.S. 33:4084(A)(1)(a), to increase the requirement for public advertisement for bids on materials and supplies contracts of the sewerage and water board in the city of New Orleans; and to provide for related matters.

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

SENATE BILL NO. 251—

BY SENATORS DORSEY, ERDEY, B. GAUTREAUX, HEITMEIER,
MCPHERSON AND SHAW

AN ACT

To enact R.S. 47:463.141, 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 with amendments by the Committee on Transportation, Highways and Public Works.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Transportation, Highways and Public Works to Original Senate Bill No. 251 by Senator Dorsey

AMENDMENT NO. 1

On page 1, line 4, after "relative to the" insert "annual" and delete "application of the" and insert "disposition of such" and delete "authorize" and insert "provide for"

AMENDMENT NO. 2

On page 1, line 10, at the end of the line after "**as**" insert "**the**"

AMENDMENT NO. 3

On page 1, delete lines 11 and 12, and insert: "**Relay For Life**" **plate. These license plates shall**"

AMENDMENT NO. 4

On page 1, line 13, after "**recreational vehicles,**" insert "**motorcycles,**"

AMENDMENT NO. 5

On page 2, line 3, change "**Life.**" to "**Life**."

AMENDMENT NO. 6

On page 2, line 9, change "**costs**" to "**cost**"

AMENDMENT NO. 7

On page 2, line 11, change "**monies**" to "**money**"

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

SENATE BILL NO. 263—

BY SENATOR CLAITOR

AN ACT

To amend and reenact R.S. 32:71(B) and (D), relative to interstate highways; to restrict vehicles to driving in the left-hand lane on interstate highways; to provide for a restriction regarding the speed of a vehicle traveling in a left-hand lane; and to provide for related matters.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Transportation, Highways and Public Works to Original Senate Bill No. 263 by Senator Claitor

AMENDMENT NO. 1

On page 1, line 2, after "relative to" delete "interstate highways" and insert "motor vehicles"

AMENDMENT NO. 2

On page 1, line 3, delete "interstate" and insert "non-urban multilane" and delete "to provide for a"

AMENDMENT NO. 3

On page 1, line 4, delete "restriction regarding the speed of a vehicle traveling in a left-hand lane;"

AMENDMENT NO. 4

On page 1, line 11, after "all" delete "~~multilane interstate~~" and insert "**non-urban** multilane"

AMENDMENT NO. 5

On page 1, line 13, after "intersection" insert "or **into a** private road or driveway."

April 27, 2010

AMENDMENT NO. 6

On page 1, line 16, after "intersection" delete the comma "," and insert "or into a private road or driveway,"

AMENDMENT NO. 7

On page 2, line 1, after "all" delete "multilane interstate" and insert "non-urban multilane"

AMENDMENT NO. 8

On page 2, line 4, after "all" delete "multilane interstate" and insert "non-urban multilane"

AMENDMENT NO. 9

On page 2, line 7, after "intersection" insert ", or into a private road or driveway"

AMENDMENT NO. 10

On page 2, line 16, change "requirement" to "requirements" and change "1" to "(1)" and delete "hereof" and insert "of this Subsection"

AMENDMENT NO. 11

On page 2, line 17, after "proceeding on" delete "a multilane an interstate" and insert "a non-urban multilane"

AMENDMENT NO. 12

On page 2, line 21, after "intersection" insert " or into a private road or" and on page 2, line 22, insert "driveway."

AMENDMENT NO. 13

On page 2, line 27, after "signs on" delete "multilane interstate" and insert "all non-urban multilane"

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

SENATE BILL NO. 271—

BY SENATOR ADLEY

AN ACT

To amend and reenact R.S. 48:394(A)(1) and (C), relative to private railroad crossings; to prohibit closure of private railroad crossings; and to provide for related matters.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Transportation, Highways and Public Works to Original Senate Bill No. 271 by Senator Adley

AMENDMENT NO. 1

On page 1, line 2, after "(C)" insert "and to enact R.S. 48:394(D)"

AMENDMENT NO. 2

On page 1, line 5, after "are hereby" insert "amended and reenacted and R.S. 48:394(D) is hereby"

AMENDMENT NO. 3

On page 2, between lines 5 and 6 insert the following:

"D. The provisions of this Section shall not apply when a private landowner or landowners and a railroad company enter into a consensual or negotiated written agreement or agreements to close a private railroad crossing."

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

SENATE BILL NO. 285—

BY SENATOR DONAHUE

AN ACT

To amend and reenact R.S. 17:100.1(C), relative to certain adjudicated students and students in the custody of the office of juvenile justice; to provide that students educated in secure care facilities under the jurisdiction of the office of juvenile justice are provided for and included in the minimum foundation program; to provide for the allocation of state and local minimum foundation program formula funds attributable to such inclusion; and to provide for related matters.

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

SENATE BILL NO. 286—

BY SENATOR DONAHUE

AN ACT

To enact R.S. 39:32.1(G), relative to budget request forms for higher education formula funded agencies; to provide for reporting certain personnel information for institutions of higher education; to provide for an effective date; and to provide for related matters.

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

SENATE BILL NO. 301—

BY SENATOR WALSWORTH

AN ACT

To amend and reenact R.S. 23:1553(B)(6) and to repeal R.S. 23:1553(G), relative to the Incumbent Worker Training Program; to provide with respect to the Incumbent Worker Training Account; and to provide for related matters.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Labor and Industrial Relations to Original Senate Bill No. 301 by Senator Walsworth

AMENDMENT NO. 1

On page 1, line 2 after "(6)" delete the remainder of the line and insert the following: "and (7) and (G), relative to the"

AMENDMENT NO. 2

On page 1, line 6 after "(6)" delete "is" and insert "and (7) and (G) are"

AMENDMENT NO. 3

On page 1, line 12 delete "one billion" and insert "seven hundred fifty million"

AMENDMENT NO. 4

On page 1 between lines 15 and 16, insert the following:

"(7) Amounts not to exceed twenty million dollars to be credited to the Incumbent Worker Training Account to fund the Incumbent Worker Training Program as provided under R.S. 23:1514 shall be charged to this account only in any calendar year in which the applied trust fund balance range as defined in R.S. 23:1474 is equal to or greater than ~~one billion~~ **seven hundred fifty million** dollars, but less than one billion two hundred fifty million dollars and only in the amount necessary to bring the balance of unobligated funds in such subaccount to twenty million dollars."

AMENDMENT NO. 5

On page 1, line 17 delete the line and insert the following:

"G. The Incumbent Worker Training Program reauthorization shall coincide with the reauthorization of the department pursuant to R.S. 49:191 et seq. shall be expressly renewed by the legislature prior to July 1, 2015, in order for amounts credited to the Incumbent Worker Training account to be used to fund the program."

April 27, 2010

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

SENATE BILL NO. 302—

BY SENATORS APPEL, DONAHUE, DUPLESSIS, MARTINY AND QUINN AND REPRESENTATIVES BOBBY BADON, HENRY BURNS, TIM BURNS, CARTER, CHAMPAGNE, GISCLAIR, GUILLORY, HARDY, HOFFMANN, LIGI AND ROBIDEAUX
AN ACT

To enact R.S. 17:10.1(D), relative to the Louisiana school and district accountability system; to provide for the assignment of letter grades to schools and school districts that are reflective of their performance; and to provide for related matters.

Reported with amendments by the Committee on Education.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Education to Original Senate Bill No. 302 by Senator Appel

AMENDMENT NO. 1

On page 1, line 13, between "**Education**" and "**shall**" insert "**, in consultation with parents, teachers, school administrators, and other education stakeholders,**"

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

SENATE BILL NO. 339—

BY SENATOR MARIONNEAUX
A JOINT RESOLUTION

Proposing to amend Article IX, Section 7(A) of the Constitution of Louisiana, relative to the Louisiana Wildlife and Fisheries Commission; to change the composition of the Louisiana Wildlife and Fisheries Commission; and to specify an election for submission of the proposition to electors and provide a ballot proposition.

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

SENATE BILL NO. 341—

BY SENATOR MARIONNEAUX
AN ACT

To amend and reenact R.S. 36:601(A), R.S. 49:967(D) and 968(B)(13), and R.S. 56:1, 2(C), and 431.1(A)(2)(c), and to repeal R.S. 56:109.2(B), relative to the Louisiana Wildlife and Fisheries Commission; to change the composition, and the powers and duties of the commission; to provide for certain exemptions from the Administrative Procedure Act; to provide for the requirements, terms, conditions, and procedures of the commission; and to provide for related matters.

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

SENATE BILL NO. 344—

BY SENATORS DUPLESSIS, APPEL, BROOME, DONAHUE, LAFLEUR, MARTINY AND QUINN AND REPRESENTATIVES BOBBY BADON, HENRY BURNS, TIM BURNS, CARMODY, CHAMPAGNE, CONNICK, GISCLAIR, HARDY, HOFFMANN, KATZ, LABRUZZO, LIGI, NOWLIN, RICHARD, ROBIDEAUX, SIMON, SMILEY, WILLIAMS AND WOOTON
AN ACT

To amend and reenact R.S. 17:3982(A)(1)(a) and (2) and (B), and 3992(A)(1) and (2), relative to charter schools; to provide relative to the process for submission, review, and approval of charter school proposals and renewal of charters; to provide relative to the use of local school board facilities and property by a chartering group; and to provide for related matters.

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

SENATE BILL NO. 346—

BY SENATOR MARIONNEAUX
AN ACT

To amend and reenact R.S. 56:322.2(D)(2) and (G), relative to the use of certain trawls and nets in certain water bodies; to allow for the use of shad gill nets in certain water bodies; and to provide for related matters.

Reported with amendments by the Committee on Natural Resources.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Natural Resources to Original Senate Bill No. 346 by Senator Marionneaux

AMENDMENT NO. 1

On page 2, line 1, delete "**these lakes or water**" and insert "**these Lake Verrett, Lake Palourde, or Lac Des Allemands.**"

AMENDMENT NO. 2

On page 2, delete line 2

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

SENATE BILL NO. 384—

BY SENATOR CLAITOR
AN ACT

To amend and reenact R.S. 56:699.6, relative to firearm and hunter education requirement; to provide an exemption for hunters who are under the direct supervision of a parent, step parent, grandparent or step grandparent from having to complete a firearm and hunter education course; and to provide for related matters.

Reported with amendments by the Committee on Natural Resources.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Natural Resources to Original Senate Bill No. 384 by Senator Claitor

AMENDMENT NO. 1

On page 1, delete lines 12 through 16, and insert: "**current POST-certification: or (2) any person who possesses a valid and appropriate Louisiana hunting license and is accompanied by and under the direct supervision, as defined in R.S. 56:699.5, by his parent, step parent, grandparent or step grandparent. Such parent or grandparent shall possess proof of either the successful completion of a firearm and hunter education course approved by the department or an exemption from such course requirement.**"

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

SENATE BILL NO. 385—

BY SENATOR CLAITOR
AN ACT

To amend and reenact R.S. 33:9097.8, relative to East Baton Rouge Parish; to create the Broadmoor Crime Prevention and Improvement District; to provide for the purpose, governance, and powers and duties of the district; to provide with respect to the levy of an ad valorem tax within the district; and to provide for related matters.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Local and Municipal Affairs to Original Senate Bill No. 385 by Senator Clairton

AMENDMENT NO. 1

On page 1, line 2, delete "amend and reenact" and insert "enact"

AMENDMENT NO. 2

On page 4, line 15, delete "a regularly scheduled primary or general" and insert "an"

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

SENATE BILL NO. 402— BY SENATOR RISER

AN ACT

To enact R.S. 48:35.1, relative to roads and highways in this state; to provide relative to reflective glass markings on streets, roads, or highways; and to provide for related matters.

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

SENATE BILL NO. 404— BY SENATOR DONAHUE

AN ACT

To enact R.S. 39:248, relative to state government services; to provide for the development of a comprehensive plan to create regional governmental service centers; to provide for the submission of the plan to the Joint Legislative Committee on the Budget for approval; to provide for annual updating of the plan; and to provide for related matters.

Reported with amendments by the Committee on Finance.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Finance to Original Senate Bill No. 404 by Senator Donahue

AMENDMENT NO. 1

Delete the set of committee amendments (HESSM 1431) adopted by Senate Committee on Finance on April 12, 2010

AMENDMENT NO. 2

On page 1, line 3, change "comprehensive" to "long term"

AMENDMENT NO. 3

On page 1, delete lines 10 thru 17 in their entirety and on page 2, delete lines 1 and 2 in their entirety

AMENDMENT NO. 4

On page 2, at the beginning of line 3, change "B." to "A." and after "develop a" change "comprehensive" to "long term"

AMENDMENT NO. 5

On page 2, delete lines 19 thru 28 in their entirety and insert in lieu thereof of the following:

"(5)(a) Determine the most cost effective and operationally effective means to develop the regional governmental service centers either by owning and managing the facilities or by contracting for the operation, management, or leasing of the facilities. The division of administration shall develop an ownership versus lease comparative analysis as well as a life-cycle cost analysis as deemed appropriate to assist in making the determination. Such findings shall be presented to the Joint Legislative Committee on the Budget along with the comprehensive plan.

(b) If it is determined that outsourced property management services is the most cost effective means for the development and establishment of regional governmental service centers, the

division of administration shall have the authority to allow for the use of existing state owned facilities by formal agreement with the outsourced property management company provided the agreement establishes a fair market price for the use of state properties by the management company or companies. The division of administration shall have the authority to include operations and maintenance in the property management contracts.

(6) Provide a long term plan and strategy to implement consolidated services to be delivered in the regional governmental service center."

AMENDMENT NO. 6

On page 2, at the beginning of line 29, change "(9)" to "(7)"

AMENDMENT NO. 7

On page 3, between lines 1 and 2, insert the following:

"B. As part of the process for the development of the long term plan described in Subsection A of this Section, the division of administration shall conduct a public hearing to receive input from local residents in each of the proposed regions."

AMENDMENT NO. 8

On page 3, line 2, after "or before" change "February" to "March"

AMENDMENT NO. 9

On page 3, delete line 3 in its entirety and insert in lieu thereof "report detailing the status of the long term plan or status on the development of such as described in Subsection A of this Section to the Joint"

AMENDMENT NO. 10

On page 3, line 7, after "beginning on" change "February" to "March"

AMENDMENT NO. 11

On page 3, delete line 9, and insert in lieu thereof "the development and implementation of the long term plan until such time as the centers are"

AMENDMENT NO. 12

On page 3, line 13, after "measurements" insert "as provided by the agencies through the Louisiana Governmental Performance and Accountability System (LaPAS)"

AMENDMENT NO. 13

On page 3, at the beginning of line 15, after "D." delete "The" and insert in lieu thereof "After approval of the long term plan by the Joint Legislative Committee on the Budget, the"

AMENDMENT NO. 14

On page 3, line 17, after "with the" change "comprehensive" to "long term"

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

SENATE BILL NO. 407—

BY SENATORS MCPHERSON, ADLEY, BROOME, HEITMEIER, LAFLEUR, NEVERS AND SHAW AND REPRESENTATIVE NORTON AN ACT

To amend and reenact R.S. 32:409.1(A)(6)(c)(iii), relative to drivers' licenses and application or special certificate applications; to delete authority to impose a record check fee on an applicant for a Class "D" chauffeur's license or a Class "E" personal vehicle driver's license; and to provide for related matters.

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

April 27, 2010

SENATE BILL NO. 440—
BY SENATOR RISER

AN ACT

To amend and reenact R.S. 47:490.2(B), 490.3(A), 490.5(B), 490.6(A), 490.8(A), 490.9(A), 490.10(A), 490.11(A), 490.12(A), 490.13(A), 490.14(A), 490.15(A), 490.17(A), 490.18(B), 490.19(A), 490.20(B), and 490.21(B), relative to military honor license plates; to provide for all such license plates for motorcycles; and to provide for related matters.

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

SENATE BILL NO. 458—
BY SENATOR N. GAUTREUX

AN ACT

To amend and reenact R.S. 47:9(A)(1), the introductory paragraph of 306(D)(1), and 306(D)(3), the introductory paragraph of 337.18(C)(1), and 337.18(C)(3), relative to a nonresident prime contractor; to provide with respect to registration and bond; to provide with respect to returns and payment of taxes; 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. 458 by Senator N. Gautreaux

AMENDMENT NO. 1

On page 1, delete line 3, and insert: "306(D)(3), and 337.18(C), relative"

AMENDMENT NO. 2

On page 1, at the end of line 8, delete the comma "," and delete line 9, and insert: "and 337.18(C) are hereby amended and"

AMENDMENT NO. 3

On page 1, line 17, change "may be required to" to "shall"

AMENDMENT NO. 4

On page 2, line 2, delete "more than three fifty" and on line 3, delete "thousand dollars as provided by rule" and insert: "the same amount, or in excess of the amount, which would require the non-resident contractor to register with the State Licensing Board for Contractors"

AMENDMENT NO. 5

On page 2, line 12, after "contract" delete the remainder of the line, and on line 13, delete "thousand dollars"

AMENDMENT NO. 6

On page 2, delete lines 25 through 29, and on page 4, delete lines 1 through 10, and insert:
"§337.18. Returns and payment of tax; penalty for absorption
* * *

C. Registration by nonresident prime contractor. (1) Prior to commencing work on any construction contract which in the aggregate exceeds three thousand dollars, any nonresident prime contractor, as defined in R.S. 47:9(A)(2) who is not registered pursuant to the provisions of R.S. 47:9 and 306(D), shall:

(a) Register the contract with the Department of Revenue in accordance with the provisions of R.S. 47:9(A)(1) and obtain a certificate in a form to be determined by the secretary, which certificate shall identify the construction project registered and recite the total amount of the contract.

(b) In the event the contract amount equals or exceeds fifty thousand dollars, and at the option of the collector, file with the department collector of sales and use taxes of the parish in which the contract is to be performed a surety bond or a blanket surety bond for all contracts, sufficient to cover all taxes due on the contract or contracts, in accordance with the provisions of R.S. 47:9(B)(1).

For purposes of this Paragraph, such collector shall have the same authority as the secretary in R.S. 47:9(B) with respect to the surety bond.

(c) Register the contract with the such collector of sales and use taxes of the parish in which the contract is to be performed. The collector shall issue a certificate in a form determined by the secretary, following the requirements in Subparagraph (a) of this Paragraph, which certificate shall identify the construction project registered and recite the total amount of the contract and which shall certifying certify that all requirements for surety bonds established by R.S. 47:306(D) and this Subsection applicable to the location of the project have been met.

(2)(a) No state entity, including but not limited to the office of the state fire marshal, or local governing authority charged with the responsibility of issuing any permit, license, or certificate necessary for the lawful commencement of any construction contract subject to the provisions of this Subsection, shall issue such permit, license, or certificate until sufficient proof of possession of the certificates obtained as provided in this Subsection for that project is shown by the applicant.

(b) Any person failing to execute any bond herein provided before beginning the performance of any contract shall be denied the right to perform such contract until he complies with such requirements. The secretary of the Department of Revenue and/or the collector of sales and use taxes shall have the right to enjoin the performance of the contract until a satisfactory bond is executed and filed, and the secretary or collector may also impose a penalty for commencing of two hundred dollars or two percent of the construction contract, whichever is greater.

(3) Within thirty days of the completion and acceptance of the contract project, the prime contractor shall submit to the Department of Revenue and/or collector, on a form provided or approved by the department or collector, a complete and accurate accounting of all state and local sales and use taxes which became due as a result of the contract. In the event that there are additional local taxes found to be due in a final accounting required pursuant to the provisions of R.S. 47:9 or 306(D), the contractor shall submit a copy of the accounting and the additional tax due to the taxing authority.

(4) The secretary of the Department of Revenue shall promulgate such rules and regulations and may have printed such forms as are necessary to effectuate the provisions of this Subsection.

(5) Nothing herein shall be construed so as to affect the licensing requirements of R.S. 47:341 et seq."

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. 489—

BY SENATORS NEVERS AND N. GAUTREUX AND REPRESENTATIVE HOFFMANN

AN ACT

To amend and reenact R.S. 17:421.6(A)(1), (B) and (C), 421.8(A) and (C), 421.9(B) and (C), 421.10(A), (B) and (C), and 421.11(A), (B) and (C) and to repeal R.S. 17: 421.8(D), 421.9(F) and (G), 421.10(D) and (F), and 421.11(D) and (F), relative to salary supplements for school employees having certain certifications or credentials; to provide that school boards shall be reimbursed for payment of such supplements by the state Department of Education; to remove the limitation on the time period for teachers, school counselors, and school psychologists to qualify for such supplements; to repeal outdated provisions; and to provide for related matters.

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

SENATE BILL NO. 509—

BY SENATOR LONG

AN ACT

To enact R.S. 17:1968.1 and to repeal R.S. 17:1969, relative to funding for the Louisiana School for Math, Science, and the Arts; to provide for the inclusion of the school in the minimum foundation program formula; to provide for the allocation of

minimum foundation program funds attributable to such inclusion; to provide relative to appropriations from the state general fund; to repeal the requirement that the school's board of directors prepare and adopt a formula to adequately fund the school's educational programs; and to provide for related matters.

Reported with amendments by the Committee on Education.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Education to Original Senate Bill No. 509 by Senator Long

AMENDMENT NO. 1

On page 1, line 6, after "fund;" delete the remainder of the line, delete line 7, and at the beginning of line 8, delete "educational programs;" and insert "to provide relative to the school's annual budget;"

AMENDMENT NO. 2

On page 1, delete lines 13 through 16, and insert the following:

"A.(1)The board of directors of the Louisiana School for Math, Science, and the Arts annually shall prepare and adopt a recommended formula to adequately fund the educational programs at the school. The formula shall have as its goal to provide state funding for the school which shall not be less than the average funding on a per student basis at peer institutions in other states having similar programs and enrollments and may provide for achieving its goal over a multi-year period. The recommended formula shall be submitted to the Division of Administration as the total budget request for the school."

AMENDMENT NO. 3

On page 1, line 17, change "Such funding level shall be achieved" to "Funding for the school shall be provided"

AMENDMENT NO. 4

On page 2, line 11, after "enrollment" delete the remainder of the line and insert ", which shall be determined in the same manner as for other public schools,"

AMENDMENT NO. 5

On page 2, delete lines 15 through 18 in their entirety and insert the following:

"C. The amount of funding for any budget request submitted as provided in this Section that is not provided through the minimum foundation program formula shall be determined by the legislature."

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

SENATE BILL NO. 533—

BY SENATORS LAFLEUR AND MICHOT
AN ACT

To enact R.S. 17:8.2, relative to textbooks and other instructional materials; to provide for the inclusion of electronic textbooks and instructional materials on state approved lists of textbooks and materials that may be used in elementary and secondary schools; to encourage the adoption and use of electronic textbooks and instructional materials; and to provide for related matters.

Reported with amendments by the Committee on Education.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Education to Original Senate Bill No. 533 by Senator LaFleur

AMENDMENT NO. 1

On page 1, line 6, between "materials;" and "and" insert "to provide relative to the purchase of printed and electronic textbooks and other instructional materials and content;"

AMENDMENT NO. 2

On page 1, line 12, between "the" and "Board" insert "State"

AMENDMENT NO. 3

On page 1, line 17, between "the" and "board" insert "state"

AMENDMENT NO. 4

On page 2, line 4, between "the" and "Department" insert "state"

AMENDMENT NO. 5

On page 2, after line 17, insert the following:

"D. The purchase of printed textbooks and other instructional materials by a city, parish, or other local public school board shall be made in accordance with State Board of Elementary and Secondary Education policy.

E. (1) A city, parish, or other local public school board may purchase electronic textbooks and other instructional materials, media, or content, and their means of distribution or access, as it deems are necessary and appropriate to fulfill their educational mission and to address state content standards and school and district accountability system requirements.

(2) Such purchases shall not be subject to or limited by any textbook adoption cycle established by the State Board of Elementary and Secondary Education, and the state board shall not restrict the amount or percentage of state or local funds a city, parish, or other local public school board may expend for the purchase of electronic textbooks, instructional materials, or other education related media or content, or their means of distribution or access."

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

SENATE BILL NO. 553—

BY SENATOR LAFLEUR

AN ACT

To enact R.S. 17:7(29), relative to the duties, functions, and responsibilities of the State Board of Elementary and Secondary Education; to require the board to develop and adopt an early high school graduation policy; to provide relative to implementation of such policy by local school boards; and to provide for related matters.

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

SENATE BILL NO. 639—

BY SENATOR MURRAY

AN ACT

To amend and reenact R.S. 23:1371(A), (B), and (C), 1371.1(introductory paragraph), 1373(A), 1377(A) and (C)(3), and 1378(A) and (F) and to enact R.S. 23:1371.1(5) and (6), relative to the Workers' Compensation Second Injury Fund; to provide for a focus on re-employment and retention of employees; to provide for definitions; to provide as to the frequency of meetings of the board; to provide relative to interest earned by the fund; to provide for reimbursement in accordance with the fund; to provide as to when an employer has "knowledge" of a preexisting permanent partial disability; to provide conditions for reimbursement; to provide for reporting to the National Council on Compensation Insurance; to provide with respect to condition diagnoses; and to provide for related matters.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Labor and Industrial Relations to Original Senate Bill No. 639 by Senator Murray

AMENDMENT NO. 1

On page 1, line 4 after "(6)" insert "and (7) and 1371.2"

AMENDMENT NO. 2

On page 1, line 15 after "(6)" insert "and (7) and 1371.2"

AMENDMENT NO. 3

On page 1, line 16 after "and" delete "construction" and insert "**intent**"

AMENDMENT NO. 4

On page 2, line 23 after "**medical**" delete "and" and insert "**or**"

AMENDMENT NO. 5

On page 3, between lines 8 and 9 insert the following:

"(7) 'Hire and fire authority' shall mean the authority of the representative of the employer who plays an integral part in fulfilling the business of the employer with the responsibility to have closely controlled the injured employee regarding his physical conduct and time, as well as providing significant input into the hiring, retention, and firing decisions regarding that employee."

AMENDMENT NO. 6

On page 3, between lines 9 and 10 insert the following:

**"§1371.2. Sunset of the fund
No claim shall be submitted for board approval with a date of accident after December 31, 2014, and all submissions of documentation to support pending claims shall be presented to the board on or before December 31, 2016. The board shall render a decision of approval or denial on pending claims on or before December 31, 2017. Reimbursement from the Second Injury Fund shall continue to be processed as set forth in R.S. 23:1378(A) until all claims are closed."**

AMENDMENT NO. 7

On page 3, line 11 after "board" delete "shall" and insert "**may**"

AMENDMENT NO. 8

On page 8, line 7 after "**after**" delete "**July 1, 2011**" and insert "**December 31, 2010**"

AMENDMENT NO. 9

On page 8, line 10 after "**by**" delete "**an**" and insert "**a compensable workers' compensation**"

AMENDMENT NO. 10

On page 8, line 14 at the beginning of the line delete "**provided**" and insert "**promulgated**"

AMENDMENT NO. 11

On page 8, line 17 after "**Commission**" insert the following: "**and which is created and maintained in accordance with rules promulgated by the office of workers' compensation.**"

(d) Whereby the employer provides an affidavit, on a form promulgated by the office of workers' compensation, which shall set forth all of the following:

(i) An attestation as to hire and fire authority as defined in R.S. 23:1371.1.

(ii) An attestation as to how and when knowledge was acquired.

(iii) An attestation as to the actual permanent partial disability existing.

(iv) An attestation of how the permanent partial disability, if not a presumed condition as listed in R.S. 23:1378(F), was a hindrance and obstacle to employment.

(v) An attestation certifying that false statements used in the affidavit may result in penalties pursuant to La. R.S. 23:1208"

AMENDMENT NO. 12

On page 9, line 16 after "(a)" delete the remainder of the line

AMENDMENT NO. 13

On page 9, at the beginning of line 17 delete "upon" and insert "**Upon**"

AMENDMENT NO. 14

On page 9, delete lines 18 and 19 and insert "immediately certify to the board that the medical reserve ~~has been reduced to no more than seven thousand five hundred dollars~~, and the weekly disability benefits"

AMENDMENT NO. 15

On page 9, line 20 after "exceed" delete the remainder of the line and insert "**the threshold limits provided in the reimbursement schedule set forth in R.S. 23:1378(A).**"

AMENDMENT NO. 16

On page 9, delete all of line 21

AMENDMENT NO. 17

On page 9, at the beginning of line 22 delete "seventy-five weeks."

AMENDMENT NO. 18

On page 10, at the beginning of line 7 insert "**(b)**"

AMENDMENT NO. 19

On page 10, line 10 delete the asterisks and insert the following: "~~(b) For injuries occurring on or after July 1, 2004, and before July 1, 2009, upon the board's approval of a claim for reimbursement, the insurer shall immediately certify to the board that the medical reserve has been reduced to no more than twenty-five thousand dollars, and the weekly disability benefits (indemnity) reserve does not exceed one hundred thirty weeks of indemnity. In the event of a death claim, the weekly benefits reserve will be no more than one hundred thirty weeks. No reimbursement will be made to the insurer unless such insurer complies with the provisions of this Paragraph. The Louisiana Insurance Guaranty Association shall be entitled to reimbursement, but only to the extent of the proportion of the Second Injury Fund assessment paid by insurance companies.~~"

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

SENATE BILL NO. 713—
BY SENATOR NEVERS

AN ACT

To enact R.S. 17:1814, relative to postsecondary education; to provide limitation of liability for breaches of certain confidential student information submitted to the Board of Regents by nonpublic postsecondary educational institutions; and to provide for related matters.

Reported with amendments by the Committee on Education.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Education to Original Senate Bill No. 713 by Senator Nevers

AMENDMENT NO. 1

On page 1, line 11, after "**institutions,**" delete the remainder of the line and at the beginning of line 12, delete "**or regulation to**"

AMENDMENT NO. 2

On page 1, line 14, between "**institutions,**" and "**neither**" insert "**pursuant to a law, rule, or regulation.**"

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

April 27, 2010

SENATE BILL NO. 721—
BY SENATOR NEVERS

AN ACT

To enact R.S. 47:1908(F), relative to certain Washington Parish elected officials; to provide an automobile expense allowance for the assessor; and to provide for related matters.

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

House Bills and Joint Resolutions
on Second Reading
Reported by Committees

HOUSE BILL NO. 997—

BY REPRESENTATIVE FANNIN

AN ACT

To enact R.S. 39:51.1(H), relative to exemptions to the nongovernmental entity funding request form; and to provide for related matters.

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

Senate Concurrent Resolutions
on Second Reading
Reported by Committees

SENATE CONCURRENT RESOLUTION NO. 20—

BY SENATOR NEVERS

A CONCURRENT RESOLUTION

To provide for legislative approval of the formula to determine the cost of a minimum foundation program of education in all public elementary and secondary schools as well as to equitably allocate the funds to city, parish, and other local public school systems as developed by the State Board of Elementary and Secondary Education and adopted by the board on March 11, 2010.

Reported favorably by the Committee on Education. The concurrent resolution was read by title, ordered engrossed and recommitted to the Committee on Finance.

SENATE CONCURRENT RESOLUTION NO. 33—

BY SENATOR PETERSON

A CONCURRENT RESOLUTION

To direct the division of administration to publicly disclose the savings to be achieved by outsourcing services currently performed by state employees and the benefits, including but not limited to health insurance and retirement benefits, that the proposed contractor will be providing its employees who will be performing such services before any contract is entered into which changes the manner in which the state provides services to its citizens.

Reported favorably by the Committee on Finance.

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

ROLL CALL

The roll was called with the following result:

YEAS

| | | |
|---------------|-------------|----------|
| Mr. President | Gautreaux B | Morrell |
| Adley | Gautreaux N | Morrish |
| Alario | Heitmeier | Mount |
| Amedee | Jackson | Murray |
| Appel | Kostelka | Nevers |
| Broome | LaFleur | Peterson |
| Chabert | Long | Riser |

| | | |
|-----------|-------------|-----------|
| Cheek | Marionneaux | Shaw |
| Dorsey | Martiny | Smith |
| Duplessis | McPherson | Thompson |
| Erdey | Michot | Walsworth |

Total - 33

NAYS

Total - 0

ABSENT

| | | |
|---------|----------|--------|
| Claitor | Donahue | Hebert |
| Crowe | Guillory | Quinn |

Total - 6

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

SENATE CONCURRENT RESOLUTION NO. 40—

BY SENATOR B. GAUTREAUX

A CONCURRENT RESOLUTION

To memorialize the Congress of the United States to support continued investment and progress in alleviating the problem of hypoxia in the Gulf of Mexico.

Reported favorably by the Committee on Natural Resources.

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

ROLL CALL

The roll was called with the following result:

YEAS

| | | |
|---------------|-------------|-----------|
| Mr. President | Erdey | Morrell |
| Adley | Gautreaux B | Morrish |
| Alario | Gautreaux N | Mount |
| Amedee | Heitmeier | Murray |
| Appel | Jackson | Nevers |
| Broome | Kostelka | Peterson |
| Chabert | LaFleur | Riser |
| Cheek | Long | Shaw |
| Claitor | Marionneaux | Smith |
| Crowe | Martiny | Thompson |
| Dorsey | McPherson | Walsworth |
| Duplessis | Michot | |

Total - 35

NAYS

Total - 0

ABSENT

| | |
|----------|--------|
| Donahue | Hebert |
| Guillory | Quinn |

Total - 4

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

Rules Suspended

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

SENATE BILL NO. 71—

BY SENATOR APPEL

AN ACT

To amend and reenact R.S. 39:1767 and R.S. 48:251.8, and to enact R.S. 38:2196.1, R.S. 39:200(N), 1493.1, and Part X of Chapter 17 of Subtitle III of Title 39 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 39:1758, relative to public contracts; to require certain contractors to disclose the full disposition, splitting, or sharing of contract commissions, fees,

or other consideration by affidavit; to provide for the form of the affidavit; to provide for nullification of contracts in certain circumstances; to provide for criminal penalties; and to provide for related matters.

Senator Appel moved to recommit the bill from the Committee on Transportation, Highways and Public Works to the Committee on Commerce, Consumer Protection, and International Affairs.

Without objection, so ordered.

Senate Bills and Joint Resolutions on Third Reading and Final Passage

SENATE BILL NO. 38—
BY SENATOR MARTINY

AN ACT

To enact R.S. 14:102.24, relative to cockfighting; to create the crime of participation in cockfighting; to provide for elements of the crime; to provide for definitions; to provide for penalties; and to provide for related matters.

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

SENATE BILL NO. 100—
BY SENATOR B. GAUTREUX

AN ACT

To amend and reenact R.S. 11:1902(11) and (14), and 1938(J)(4)(a), relative to the Parochial Employees' Retirement System; to provide for average compensation; to provide for calculation of additional benefits following participation in the Deferred Retirement Option Plan; to provide for definition of terms; to provide for implementation; to provide for an effective date; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

| | | |
|-----------|-----------|-------------|
| Appel | Claitor | Gautreaux B |
| Broome | Duplessis | McPherson |
| Total - 6 | | |

NAYS

| | | |
|------------|----------|-----------|
| Adley | Jackson | Nevers |
| Alario | Kostelka | Peterson |
| Amedee | LaFleur | Riser |
| Chabert | Long | Shaw |
| Cheek | Martiny | Smith |
| Crowe | Morrell | Thompson |
| Erdey | Mount | Walsworth |
| Heitmeier | Murray | |
| Total - 23 | | |

ABSENT

| | | |
|---------------|-------------|---------|
| Mr. President | Guillory | Morrish |
| Donahue | Hebert | Quinn |
| Dorsey | Marionneaux | |
| Gautreaux N | Michot | |
| Total - 10 | | |

The Chair declared the bill failed to pass.

Notice of Reconsideration

Senator B. Gautreaux moved to reconsider on the next Legislative Day the vote by which the bill failed to pass.

SENATE BILL NO. 215—

BY SENATORS MOUNT, CROWE, DORSEY, DUPLESSIS AND GUILLORY

AN ACT

To amend and reenact R.S. 14:98(D)(1)(a) and (E)(1)(a) and (4)(b), and Code of Criminal Procedure Art. 893 (B), relative to offenses involving operating a vehicle while intoxicated; to provide with respect to the crime of operating a vehicle while intoxicated; to amend the criminal penalties for such crime; to provide for certain circumstances to apply probation in felony cases; to provide for substance abuse treatment; to provide for a specified probationary period; and to provide for related matters.

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

SENATE BILL NO. 282—

BY SENATOR HEITMEIER

AN ACT

To amend and reenact Code of Criminal Procedure Art. 401(A)(5), relative to qualifications of jurors; to provide for persons who have been convicted of a felony but not received a pardon by the governor; and to provide for related matters.

Floor Amendments

Senator Peterson sent up floor amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Peterson to Engrossed Senate Bill No. 282 by Senator Heitmeier

AMENDMENT NO. 1

On page 1, line 2, change "Art." to "Articles 63 and"

AMENDMENT NO. 2

On page 1, line 3, after "jurors" insert "and those who assist, or who are employed by, the district attorney"

AMENDMENT NO. 3

On page 1, line 6, change "Art." to "Articles 63 and" and change "is" to "are"

AMENDMENT NO. 4

On page 1, between lines 7 and 8, insert:

"Art. 63. District attorney; assistance of other counsel; **employees**
The district attorney may employ or accept the assistance of other counsel in the conduct of a criminal case. **However, the district attorney shall not employ or accept the assistance of any person in any capacity who has been convicted of a felony for which the person has not been pardoned by the governor unless the person is assisting or is employed in a program which is restricted to the rehabilitation of people who have been convicted of criminal violations or who are in a pretrial diversion program.**"

* * *

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

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

The amendment was withdrawn.

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

April 27, 2010

ROLL CALL

The roll was called with the following result:

YEAS

| | | |
|------------|-------------|-----------|
| Adley | Erdey | Mount |
| Alario | Gautreaux B | Nevers |
| Appel | Guillory | Riser |
| Broome | Heitmeier | Shaw |
| Chabert | Long | Smith |
| Cheek | Martiny | Thompson |
| Claitor | McPherson | Walsworth |
| Crowe | Michot | |
| Dorsey | Morrish | |
| Total - 25 | | |

NAYS

| | | |
|-------------|-------------|----------|
| Amedee | Jackson | Morrell |
| Duplessis | Kostelka | Murray |
| Gautreaux N | Marionneaux | Peterson |
| Total - 9 | | |

ABSENT

| | | |
|---------------|---------|-------|
| Mr. President | Hebert | Quinn |
| Donahue | LaFleur | |
| Total - 5 | | |

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

SENATE BILL NO. 330—
BY SENATOR HEBERT

AN ACT

To amend and reenact the introductory paragraph of R.S. 3:2091(B) and to enact R.S. 3:2091(17), relative to the membership of the Louisiana Board of Animal Health; to add a member to the board nominated by the Louisiana Meat Goat Association; 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. 375—
BY SENATORS MORRELL, CROWE, DORSEY AND MARIONNEAUX
AN ACT

To amend and reenact R.S. 14:62.8(B)(2) and to enact R.S. 14:2(B)(42), relative to the crime of home invasion; to provide for penalties at hard labor for under certain circumstances; and to provide for related matters.

Floor Amendments

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. 375 by Senator Morrell

AMENDMENT NO. 1

On page 1, line 3, following "labor" and before "under" delete "for"

On motion of Senator Marionneaux, the amendments were adopted.

Floor Amendments

Senator Claitor proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Claitor to Engrossed Senate Bill No. 375 by Senator Morrell

AMENDMENT NO. 1

On page 2, line 7, at the end of the line delete "who"

AMENDMENT NO. 2

On page 2, delete line 8

AMENDMENT NO. 3

On page 2, line 9, delete "developmental disability as defined in R.S. 28:451.2"

On motion of Senator Claitor, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

| | | |
|---------------|-------------|-----------|
| Mr. President | Erdey | Michot |
| Adley | Gautreaux B | Morrell |
| Alario | Gautreaux N | Morrish |
| Amedee | Guillory | Mount |
| Appel | Heitmeier | Murray |
| Broome | Jackson | Nevers |
| Chabert | Kostelka | Peterson |
| Cheek | LaFleur | Riser |
| Claitor | Long | Shaw |
| Crowe | Marionneaux | Smith |
| Dorsey | Martiny | Thompson |
| Duplessis | McPherson | Walsworth |
| Total - 36 | | |

NAYS

Total - 0

ABSENT

| | | |
|-----------|--------|-------|
| Donahue | Hebert | Quinn |
| Total - 3 | | |

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

SENATE BILL NO. 376—
BY SENATORS MORRELL, CROWE AND DORSEY
AN ACT

To amend and reenact R.S. 46:1844(W)(1)(b) and to enact R.S. 46:1844(W)(1)(c), relative to criminal procedure; to provide for confidentiality of minors who are crime victims; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

| | | |
|---------------|-------------|---------|
| Mr. President | Erdey | Michot |
| Adley | Gautreaux B | Morrell |
| Alario | Gautreaux N | Morrish |
| Amedee | Guillory | Mount |
| Appel | Heitmeier | Murray |

| | | |
|-----------|-------------|-----------|
| Broome | Jackson | Nevers |
| Chabert | Kostelka | Peterson |
| Cheek | LaFleur | Riser |
| Claitor | Long | Shaw |
| Crowe | Marionneaux | Smith |
| Dorsey | Martiny | Thompson |
| Duplessis | McPherson | Walsworth |

Total - 36

NAYS

Total - 0

ABSENT

| | | |
|---------|--------|-------|
| Donahue | Hebert | Quinn |
|---------|--------|-------|

Total - 3

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

SENATE BILL NO. 378—
BY SENATORS MORRELL AND DORSEY
AN ACT

To amend and reenact R.S. 46:1844(C)(3), relative to criminal procedure; to provide that a parent may refuse to allow their minor children to be interviewed by certain persons; to provide penalties for willful disregard of rights; and to provide for related matters.

Floor Amendments

Senator Claitor proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Claitor to Engrossed Senate Bill No. 378 by Senator Morrell

AMENDMENT NO. 1

On page 1, line 17, after "**Paragraph**" change "**shall**" to "**may**"

On motion of Senator Claitor, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

| | | |
|---------------|-------------|-----------|
| Mr. President | Erdey | Michot |
| Adley | Gautreaux B | Morrell |
| Alario | Gautreaux N | Morrish |
| Amedee | Guillory | Mount |
| Appel | Heitmeier | Murray |
| Broome | Jackson | Nevers |
| Chabert | Kostelka | Peterson |
| Cheek | LaFleur | Riser |
| Claitor | Long | Shaw |
| Crowe | Marionneaux | Smith |
| Dorsey | Martiny | Thompson |
| Duplessis | McPherson | Walsworth |

Total - 36

NAYS

Total - 0

ABSENT

| | | |
|---------|--------|-------|
| Donahue | Hebert | Quinn |
|---------|--------|-------|

Total - 3

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

SENATE BILL NO. 380—
BY SENATOR MORRELL
AN ACT

To amend and reenact Code of Criminal Procedure Arts. 495.1 and 704, relative to severance of offenses; to provide for motions to sever criminal offenses and defendants under certain circumstances; and to provide for related matters.

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

SENATE BILL NO. 449—
BY SENATOR HEITMEIER
AN ACT

To amend and reenact Code of Criminal Procedure Art. 648(A), (B)(1), and the introductory paragraph of Code of Criminal Procedure Art. 648(B)(3) and to enact Code of Criminal Art. 648(B)(2), relative to procedures after a determination of mental capacity or incapacity; and to provide for related matters.

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

SENATE BILL NO. 401—
BY SENATORS THOMPSON AND NEVERS AND REPRESENTATIVE KATZ
AN ACT

To enact R.S. 40:1300.144(A)(4), relative to rural hospitals; to provide for rural hospital reimbursement; to provide for the development of payment methods that optimize federal funds to reduce or eliminate small rural hospitals' reliance upon uncompensated care costs funding; to provide for rules and regulations; and to provide for related matters.

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

SENATE BILL NO. 590—
BY SENATOR MCPHERSON
AN ACT

To amend and reenact 37:2418(F)(2) and to enact R.S. 37:2418(F)(4), relative to physical therapist assistants; to provide for supervision requirements; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

| | | |
|---------------|-------------|-----------|
| Mr. President | Gautreaux B | Morrish |
| Adley | Gautreaux N | Mount |
| Alario | Guillory | Murray |
| Appel | Heitmeier | Nevers |
| Broome | Jackson | Peterson |
| Chabert | Kostelka | Riser |
| Cheek | LaFleur | Shaw |
| Claitor | Marionneaux | Smith |
| Crowe | Martiny | Thompson |
| Dorsey | McPherson | Walsworth |
| Duplessis | Michot | |
| Erdey | Morrell | |

Total - 34

April 27, 2010

NAYS

Total - 0

ABSENT

| | | |
|-----------|--------|-------|
| Amedee | Hebert | Quinn |
| Donahue | Long | |
| Total - 5 | | |

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. 622—
BY SENATOR WALSWORTH

AN ACT

To amend and reenact R.S. 42:1123(32), relative to the Code of Governmental Ethics; to provide that any person who has a contract for advertising services with an agency is allowed to enter into contracts with any other person who engages in a transaction with that agency; and to provide for related matters.

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

SENATE BILL NO. 662—
BY SENATOR HEBERT

AN ACT

To amend and reenact R.S. 22:1661, 1662, 1664(C), 1665 (D), and 1667(A) and to enact R.S. 22:1665(E), relative to claims adjusters; to provide with respect to definitions and general exemptions; to provide for application for claims adjuster license and resident license; to provide with respect to catastrophe or emergency claims adjuster registration; 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 Bills and Joint Resolutions on
Third Reading and Final Passage,
Subject to Call**

Called from the Calendar

Senator Dorsey asked that Senate Bill No. 611 be called from the Calendar.

SENATE BILL NO. 611—
BY SENATOR DORSEY

AN ACT

To enact R.S. 33:9038.64, relative to cooperative and economic development in East Baton Rouge Parish; to create the River Park Development District, a political subdivision of the state of Louisiana; to provide for the boundaries of the district; to provide for the governance of the district; to provide for the authority, powers, duties, and function of the governing body; to provide for the levy and collection of taxes and special assessments within the district; to provide for the authority to create subdistricts within the district; to authorize the district to issue and sell bonds; to authorize the district to engage in tax increment financing; to provide for the duration of the district; and to provide for related matters.

Rules Suspended

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

SENATE BILL NO. 611—
BY SENATOR DORSEY

AN ACT

To enact R.S. 33:9038.64, relative to cooperative and economic development in East Baton Rouge Parish; to create the River Park Development District, a political subdivision of the state of Louisiana; to provide for the boundaries of the district; to provide for the governance of the district; to provide for the authority, powers, duties, and function of the governing body; to provide for the levy and collection of taxes and special assessments within the district; to provide for the authority to create subdistricts within the district; to authorize the district to issue and sell bonds; to authorize the district to engage in tax increment financing; to provide for the duration of the district; and to provide for related matters.

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

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

HOUSE BILL NO. 921—
BY REPRESENTATIVE CORTEZ

AN ACT

To authorize and provide for the transfer of certain state property, located in Lafayette Parish, from the Department of Transportation and Development to the city of Youngsville and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

| | | |
|---------------|-------------|----------|
| Mr. President | Erdey | Morrell |
| Adley | Gautreaux B | Morrish |
| Alario | Gautreaux N | Mount |
| Amedee | Guillory | Murray |
| Appel | Heitmeier | Nevers |
| Broome | Jackson | Peterson |
| Chabert | Kostelka | Riser |
| Cheek | LaFleur | Shaw |
| Claitor | Marionneaux | Smith |
| Crowe | Martiny | Thompson |
| Dorsey | McPherson | |
| Duplessis | Michot | |
| Total - 34 | | |

NAYS

Total - 0

ABSENT

| | | |
|-----------|-------|-----------|
| Donahue | Long | Walsworth |
| Hebert | Quinn | |
| Total - 5 | | |

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

HOUSE BILL NO. 1219—
BY REPRESENTATIVE KLECKLEY

AN ACT

To enact R.S. 22:1016, relative to prepaid entities participating in the Louisiana Medicaid Program; to provide for licensure, financial solvency, and regulation of such prepaid entities; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

| | | |
|---------------|-------------|----------|
| Mr. President | Erdey | Michot |
| Adley | Gautreaux B | Morrell |
| Alario | Gautreaux N | Morrish |
| Amedee | Guillory | Mount |
| Appel | Heitmeier | Murray |
| Broome | Jackson | Nevers |
| Chabert | Kostelka | Peterson |
| Cheek | LaFleur | Riser |
| Claitor | Long | Shaw |
| Crowe | Marionneaux | Smith |
| Dorsey | Martiny | Thompson |
| Duplessis | McPherson | |
| Total - 35 | | |

NAYS

Total - 0

ABSENT

| | |
|-----------|-----------|
| Donahue | Quinn |
| Hebert | Walsworth |
| Total - 4 | |

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

Rules Suspended

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

Introduction of Senate Concurrent Resolutions

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

SENATE CONCURRENT RESOLUTION NO. 54—
BY SENATOR MURRAY

A CONCURRENT RESOLUTION

To express support for the Louisiana Commission on HIV, AIDS, and Hepatitis C and the Louisiana AIDS Advocacy Network in requesting urgent disbursement of additional federal funding for Louisiana AIDS Drug Assistance Programs.

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

ROLL CALL

The roll was called with the following result:

YEAS

| | | |
|---------------|-------------|----------|
| Mr. President | Erdey | Morrell |
| Adley | Gautreaux B | Morrish |
| Alario | Guillory | Mount |
| Amedee | Heitmeier | Murray |
| Appel | Jackson | Nevers |
| Broome | Kostelka | Peterson |
| Chabert | LaFleur | Riser |
| Cheek | Long | Shaw |

| | | |
|------------|-------------|----------|
| Crowe | Marionneaux | Smith |
| Dorsey | Martiny | Thompson |
| Duplessis | Michot | |
| Total - 32 | | |

NAYS

Total - 0

ABSENT

| | | |
|-------------|-----------|-----------|
| Claitor | Hebert | Walsworth |
| Donahue | McPherson | |
| Gautreaux N | Quinn | |
| Total - 7 | | |

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

SENATE CONCURRENT RESOLUTION NO. 55—

BY SENATOR WALSWORTH

A CONCURRENT RESOLUTION

To authorize and direct the Department of Public Safety and Corrections to imprint "Louisiana Bicentennial 1812-2012" on the license plates for private passenger motor vehicles and to issue such plates not later than January 3, 2011, through December 31, 2012, or until the Department of Public Safety and Corrections depletes its inventory of such plates.

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

Messages from the House

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

Message from the House

ASKING CONCURRENCE IN HOUSE BILLS AND JOINT RESOLUTIONS

April 27, 2010

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. 48—

BY REPRESENTATIVE ANDERS

AN ACT

To amend and reenact R.S. 3:3553(B) and 3556, relative to the assessment on grain sorghum; to authorize the application for and receipt of national assessment funds; to suspend the state assessment; and to provide for related matters.

HOUSE BILL NO. 149—

BY REPRESENTATIVE EDWARDS

AN ACT

To enact R.S. 33:4574.18, relative to the St. Helena Parish Tourist Commission; to authorize commission members to receive a per diem; to provide restrictions on the per diem; and to provide for related matters.

HOUSE BILL NO. 390—

BY REPRESENTATIVE DOWNS

AN ACT

To enact R.S. 33:4712.14, relative to naming a recreation center; to authorize the governing authority of the town of Farmerville to name the Farmerville Recreation Center in honor of Willie Davis, Jr.; and to provide for related matters.

April 27, 2010

HOUSE BILL NO. 473—
BY REPRESENTATIVE HENRY BURNS
AN ACT

To enact R.S. 33:1448(Y), relative to the premium costs of group hospital and health insurance for retired sheriffs and employees of the Bossier Parish Sheriff's Office; to provide for eligibility for payment of premium costs; and to provide for related matters.

HOUSE BILL NO. 683—
BY REPRESENTATIVES BARROW AND RICHARDSON
AN ACT

To enact R.S. 33:9097.8, relative to the Park Forest East Crime Prevention and Improvement District in East Baton Rouge Parish; to create the district; to provide for the boundaries and governance of the district; to provide for the powers and duties of the district; to provide for the levy of a parcel fee within the district; to provide for the management of the funds of the district; to provide for dissolution of the district; and to provide for related matters.

HOUSE BILL NO. 716—
BY REPRESENTATIVE BARRAS
AN ACT

To amend and reenact R.S. 33:4574.1.1(I), relative to hotel occupancy taxes levied by the Iberia Parish Tourist Commission; to provide for dedication of tax revenues; and to provide for related matters.

HOUSE BILL NO. 833—
BY REPRESENTATIVE KLECKLEY
AN ACT

To amend and reenact R.S. 13:3883, relative to requiring security for costs; to authorize a marshal to demand security in certain circumstances; and to provide for related matters.

HOUSE BILL NO. 915—
BY REPRESENTATIVE RICHARDSON
AN ACT

To amend and reenact R.S. 13:2571(A) and (B), relative to parking violations; to provide for the enforcement of certain ordinances; to provide with respect to municipalities having a population of twenty-five thousand or more; and to provide for related matters.

HOUSE BILL NO. 807—
BY REPRESENTATIVE TIM BURNS
AN ACT

To amend and reenact R.S. 22:512(17)(b)(introductory paragraph) and (vi)(bb) and (gg), relative to title insurance; to require that a title opinion contain a search of the mortgage records for a period of twenty years for federal judgments; to require the length of the examiner's search for a transaction involving a sale be a minimum period of thirty years or longer in order to reach a third-party transfer; to require the examiner's search be a minimum of ten years or two links in the chain of title, whichever is greater, if only the mortgage is being insured; and to provide for related matters.

HOUSE BILL NO. 857—
BY REPRESENTATIVE TIM BURNS
AN ACT

To direct the Louisiana State Law Institute to redesignate certain provisions from Title 44 of the Louisiana Revised Statutes of 1950 to Title 9 of the Louisiana Revised Statutes of 1950, relative to mortgage records; to provide for the effectiveness of references to redesignated statutes; and to provide for related matters.

HOUSE BILL NO. 506—
BY REPRESENTATIVE DOVE
AN ACT

To amend and reenact R.S. 33:1448(L)(introductory paragraph), relative to the Terrebonne Parish Sheriff's Office; to provide for retirement benefits; to provide with respect to dental insurance; and to provide for related matters.

HOUSE BILL NO. 1274—
BY REPRESENTATIVE MONICA
AN ACT

To amend and reenact R.S. 32:414(B)(2)(b), relative to driver's license suspension; to provide for a restricted driver's license after a certain amount of time following driver's license suspension; to provide for the installment of interlock devices; and to provide for related matters.

HOUSE BILL NO. 99—
BY REPRESENTATIVE ROSALIND JONES
AN ACT

To amend and reenact R.S. 42:1132(B)(2)(introductory paragraph) and (a)(i), relative to the Board of Ethics; to provide relative to the nomination and selection of members of the Board of Ethics; and to provide for related matters.

HOUSE BILL NO. 251—
BY REPRESENTATIVE PATRICIA SMITH
AN ACT

To amend and reenact R.S. 17:21(B), relative to the state superintendent of education for public elementary and secondary education; to provide that the state superintendent shall possess certain minimum qualifications at the time of appointment by the State Board of Elementary and Secondary Education; to provide that the state board may establish additional qualifications; to provide limitations; to provide an effective date; and to provide for related matters.

HOUSE BILL NO. 138—
BY REPRESENTATIVES CONNICK, LABRUZZO, LEGER, LIGI, AND LOPINTO AND SENATOR QUINN
AN ACT

To amend and reenact R.S. 14:118(C), 120(B), 133(C), 134, 134.3(B), 138(C), and 140(B) and to enact R.S. 9:2790.5 and 2790.6 and R.S. 14:140(C), relative to crime; to provide for restitution to the state upon conviction of certain crimes; to provide for the disgorgement of profits gained through the commission of certain crimes; to provide for definitions; and to provide for related matters.

HOUSE BILL NO. 296—
BY REPRESENTATIVE HUTTER
AN ACT

To amend and reenact R.S. 42:1123(26), relative to the Code of Governmental Ethics; to allow the acceptance of certain gifts by public servants under certain circumstances; and to provide for related matters.

HOUSE BILL NO. 302—
BY REPRESENTATIVE SMILEY
AN ACT

To amend and reenact R.S. 49:1302(E) and to enact R.S. 49:1305(A)(3) and 1307, relative to boards, commissions, and like entities; to provide relative to disclosure of certain information concerning certain boards, commissions, and like entities; to provide for the publication of such information on the Internet; to provide for the powers and duties of the commissioner of administration relative thereto; to provide for the powers and duties of the legislative auditor relative thereto; 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. 48—

BY REPRESENTATIVE ANDERS
AN ACT

To amend and reenact R.S. 3:3553(B) and 3556, relative to the assessment on grain sorghum; to authorize the application for and receipt of national assessment funds; to suspend the state assessment; 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. 99—

BY REPRESENTATIVE ROSALIND JONES
AN ACT

To amend and reenact R.S. 42:1132(B)(2)(introductory paragraph) and (a)(i), relative to the Board of Ethics; to provide relative to the nomination and selection of members of the Board of Ethics; and to provide for related matters.

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

HOUSE BILL NO. 138—

BY REPRESENTATIVES CONNICK, LABRUZZO, LEGER, LIGI, AND LOPINTO AND SENATOR QUINN
AN ACT

To amend and reenact R.S. 14:118(C), 120(B), 133(C), 134, 134.3(B), 138(C), and 140(B) and to enact R.S. 9:2790.5 and 2790.6 and R.S. 14:140(C), relative to crime; to provide for restitution to the state upon conviction of certain crimes; to provide for the disgorgement of profits gained through the commission of certain crimes; to provide for definitions; and to provide for related matters.

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

HOUSE BILL NO. 149—

BY REPRESENTATIVE EDWARDS
AN ACT

To enact R.S. 33:4574.18, relative to the St. Helena Parish Tourist Commission; to authorize commission members to receive a per diem; to provide restrictions on the per diem; and to provide for related matters.

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

HOUSE BILL NO. 251—

BY REPRESENTATIVE PATRICIA SMITH
AN ACT

To amend and reenact R.S. 17:21(B), relative to the state superintendent of education for public elementary and secondary education; to provide that the state superintendent shall possess certain minimum qualifications at the time of appointment by the State Board of Elementary and Secondary Education; to provide that the state board may establish additional qualifications; to provide limitations; to provide an effective date; and to provide for related matters.

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

HOUSE BILL NO. 296—

BY REPRESENTATIVE HUTTER
AN ACT

To amend and reenact R.S. 42:1123(26), relative to the Code of Governmental Ethics; to allow the acceptance of certain gifts by public servants under certain circumstances; and to provide for related matters.

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

HOUSE BILL NO. 302—

BY REPRESENTATIVE SMILEY
AN ACT

To amend and reenact R.S. 49:1302(E) and to enact R.S. 49:1305(A)(3) and 1307, relative to boards, commissions, and like entities; to provide relative to disclosure of certain information concerning certain boards, commissions, and like entities; to provide for the publication of such information on the Internet; to provide for the powers and duties of the commissioner of administration relative thereto; to provide for the powers and duties of the legislative auditor relative thereto; and to provide for related matters.

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

HOUSE BILL NO. 390—

BY REPRESENTATIVE DOWNS
AN ACT

To enact R.S. 33:4712.14, relative to naming a recreation center; to authorize the governing authority of the town of Farmerville to name the Farmerville Recreation Center in honor of Willie Davis, Jr.; and to provide for related matters.

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

HOUSE BILL NO. 473—

BY REPRESENTATIVE HENRY BURNS
AN ACT

To enact R.S. 33:1448(Y), relative to the premium costs of group hospital and health insurance for retired sheriffs and employees of the Bossier Parish Sheriff's Office; to provide for eligibility for payment of premium costs; 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. 506—

BY REPRESENTATIVE DOVE
AN ACT

To amend and reenact R.S. 33:1448(L)(introductory paragraph), relative to the Terrebonne Parish Sheriff's Office; to provide for retirement benefits; to provide with respect to dental insurance; 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. 683—

BY REPRESENTATIVES BARROW AND RICHARDSON
AN ACT

To enact R.S. 33:9097.8, relative to the Park Forest East Crime Prevention and Improvement District in East Baton Rouge Parish; to create the district; to provide for the boundaries and governance of the district; to provide for the powers and duties of the district; to provide for the levy of a parcel fee within the district; to provide for the management of the funds of the district; to provide for dissolution of the district; and to provide for related matters.

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

HOUSE BILL NO. 716—

BY REPRESENTATIVE BARRAS
AN ACT

To amend and reenact R.S. 33:4574.1.1(I), relative to hotel occupancy taxes levied by the Iberia Parish Tourist Commission; to provide for dedication of tax revenues; and to provide for related matters.

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

April 27, 2010

HOUSE BILL NO. 807—
BY REPRESENTATIVE TIM BURNS
AN ACT

To amend and reenact R.S. 22:512(17)(b)(introductory paragraph) and (vi)(bb) and (gg), relative to title insurance; to require that a title opinion contain a search of the mortgage records for a period of twenty years for federal judgments; to require the length of the examiner's search for a transaction involving a sale be a minimum period of thirty years or longer in order to reach a third-party transfer; to require the examiner's search be a minimum of ten years or two links in the chain of title, whichever is greater, if only the mortgage is being insured; 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. 833—
BY REPRESENTATIVE KLECKLEY
AN ACT

To amend and reenact R.S. 13:3883, relative to requiring security for costs; to authorize a marshal to demand security in certain circumstances; 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. 857—
BY REPRESENTATIVE TIM BURNS
AN ACT

To direct the Louisiana State Law Institute to redesignate certain provisions from Title 44 of the Louisiana Revised Statutes of 1950 to Title 9 of the Louisiana Revised Statutes of 1950, relative to mortgage records; to provide for the effectiveness of references to redesignated statutes; 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. 915—
BY REPRESENTATIVE RICHARDSON
AN ACT

To amend and reenact R.S. 13:2571(A) and (B), relative to parking violations; to provide for the enforcement of certain ordinances; to provide with respect to municipalities having a population of twenty-five thousand or more; and to provide for related matters.

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

HOUSE BILL NO. 1274—
BY REPRESENTATIVE MONICA
AN ACT

To amend and reenact R.S. 32:414(B)(2)(b), relative to driver's license suspension; to provide for a restricted driver's license after a certain amount of time following driver's license suspension; to provide for the installment of interlock devices; 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.

Reports of Committees

The following reports of committees were received and read:

**REPORT OF COMMITTEE ON
JUDICIARY A**

Senator Julie Quinn, Chairman on behalf of the Committee on Judiciary A, submitted the following report:

April 27, 2010

To the President and Members of the Senate:

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

SENATE BILL NO. 217—
BY SENATOR CLAITOR
AN ACT

To amend and reenact Part V of Chapter 2 of Code Title II of Code Book III of Title 9 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 9:2337.1 through 2337.10, relative to the Uniform Prudent Management of Institutional Funds; to provide for a new title for Part V; to provide for definitions for Part V; to provide for the standard of conduct in managing and investing an institutional fund; to provide for the appropriation for expenditure or the accumulation of an endowment fund; to provide for the rules of construction; to provide for the delegation of management and investment functions; to provide for the release or modification of restrictions on management, investment, or purpose of an institutional fund; to provide for reviewing compliance; to provide for the application of this Part upon existing institutional funds; to provide for the relationship of this Part to the Electronic Signatures in Global and National Commerce Act; to provide for the uniformity of application and construction of this Part; to provide for an effective date; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 229—
BY SENATOR MARTINY
AN ACT

To amend and reenact Code of Evidence Art. 902(1), relative to self-authentication; to provide relative to electronically generated documents under seal; and to provide for related matters.

Reported favorably.

SENATE BILL NO. 572—
BY SENATOR CLAITOR
AN ACT

To enact R.S. 13:918, relative to clerks of court; to provide for the duties of clerks of court; to provide for the disbursement of funds in the registry of the court; to provide for accrued interest; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 696—
BY SENATOR QUINN
AN ACT

To amend and reenact Code of Civil Procedure Art. 1914(D), relative to the rendition of judgments; to provide for interlocutory judgments, notice and delay; and to provide for related matters.

Reported favorably.

Respectfully submitted,
JULIE QUINN
Chairman

REPORT OF COMMITTEE ON ENVIRONMENTAL QUALITY

Senator Lee "Jody" Amedee, Chairman on behalf of the Committee on Environmental Quality, submitted the following report:

April 27, 2010

To the President and Members of the Senate:

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

SENATE BILL NO. 363—

BY SENATOR ADLEY

AN ACT

To enact R.S. 30:28(I), relative to drilling permits; to prohibit the issuance of a drilling permit for oil or gas wells or test wells located within a three hundred thirty foot radius of an existing water well; and to provide for related matters.

Reported with amendments.

Respectfully submitted,
LEE "JODY" AMEDEE
Chairman

REPORT OF COMMITTEE ON JUDICIARY B

Senator Daniel R. Martiny, Chairman on behalf of the Committee on Judiciary B, submitted the following report:

April 27, 2010

To the President and Members of the Senate:

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

SENATE BILL NO. 81—

BY SENATOR MARTINY

AN ACT

To amend and reenact R.S. 14:95.2(C)(4) and R.S. 40:1379.3(N)(11), relative to concealed handguns; to provide for prohibitions on statewide concealed handgun permits; to provide exception in criminal acts; and to provide for related matters.

Reported favorably.

SENATE BILL NO. 96—

BY SENATOR MORRISH

AN ACT

To amend and reenact R.S. 40:2852, relative to judicial agency referral residential facilities; to provide for inspection and certification of judicial agency referral residential facilities; to provide for accreditation; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 193—

BY SENATOR CLAITOR

AN ACT

To amend and reenact Code of Criminal Procedure Art. 335.1, relative to bail; to provide for the wearing or carrying of a GPS tracking device; to provide for certain conditions; to provide for definitions; and to provide for related matters.

Reported favorably.

SENATE BILL NO. 259—

BY SENATOR ADLEY

AN ACT

To enact Code of Criminal Procedure Art. 62(D), relative to the authority of the attorney general; to provide for the exclusive prosecution of campaign finance laws; and to provide for related matters.

Reported by substitute.

SENATE BILL NO. 589—

BY SENATOR GUILLORY

AN ACT

To amend and reenact R.S. 15:571.5(c) and 574.9(E), relative to criminal procedure; to allow good behavior credit while on parole; and to provide for related matters.

Reported favorably.

SENATE BILL NO. 678—

BY SENATOR MORRISH

AN ACT

To enact R.S. 15:609(J), relative to drawing or taking of DNA samples; to provide for the collection of DNA samples; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 742—

BY SENATOR BROOME

AN ACT

To amend and reenact R.S. 40:2403B(1)(f), relative to Council on Peace Officer Standards and Training; to provide for the membership on the Council of Peace Officer Standards and Training; and to provide for related matters.

Reported favorably.

SENATE BILL NO. 751—

BY SENATORS MURRAY, PETERSON, HEITMEIER, DUPLESSIS AND MORRELL AND REPRESENTATIVES BROSSETT, HENDERSON, ARNOLD, LORUSSO, ABRAMSON, LEGER, HINES AND STIAES

AN ACT

To amend and reenact R.S. 43:202(A), relative to judicial and legal advertisements in Orleans Parish; to authorize judicial advertisements in specified weekly news publications; to provide for requirements for the weekly news publication, and to provide for related matters.

Reported with amendments.

Respectfully submitted,
DANIEL R. MARTINY
Chairman

Rules Suspended

Senator Dorsey asked for and obtained a suspension of the rules to recall Senate Bill No. 252 from the Committee on Senate and Governmental Affairs.

SENATE BILL NO. 252—

BY SENATOR DORSEY

AN ACT

To amend and reenact R.S. 18:1505.2(I)(1), relative to campaign finance; to permit the expenditure of campaign funds for certain purposes; and to provide for related matters.

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

April 27, 2010

Message from the House

SIGNED HOUSE CONCURRENT RESOLUTIONS

April 27, 2010

To the Honorable President and Members of the Senate:

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

HOUSE CONCURRENT RESOLUTION NO. 119— BY REPRESENTATIVES GALLOT AND DOWNS AND SENATOR KOSTELKA

A CONCURRENT RESOLUTION

To express sincere and heartfelt condolences upon the death of Mary Hobdy of Grambling.

HOUSE CONCURRENT RESOLUTION NO. 120— BY REPRESENTATIVES DOWNS AND GALLOT AND SENATOR KOSTELKA

A CONCURRENT RESOLUTION

To express sincere and heartfelt condolences upon the death of Mary Margaret Storey of Ruston.

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

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

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

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:

April 27, 2010

To the President and Members of the Senate:

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

The following Senate Concurrent Resolutions have been properly enrolled:

SENATE CONCURRENT RESOLUTION NO. 46— BY SENATOR LAFLEUR

A CONCURRENT RESOLUTION

To encourage the owners and players of the National Football League to resolve their differences in order to avoid interrupting, shortening, or eliminating the 2010 season.

SENATE CONCURRENT RESOLUTION NO. 48— BY SENATOR LONG AND REPRESENTATIVE NOWLIN

A CONCURRENT RESOLUTION

To commend the Northwestern State University Lady Demons for winning the 2010 Southland Conference women's tennis championship.

SENATE CONCURRENT RESOLUTION NO. 35— BY SENATOR LONG

A CONCURRENT RESOLUTION

To urge and request the Department of Transportation and Development to study the feasibility of constructing a second bridge across the Red River in Natchitoches Parish.

SENATE CONCURRENT RESOLUTION NO. 47— BY SENATORS MOUNT, ADLEY, ALARIO, AMEDEE, APPEL, BROOME, CHABERT, CHAISSON, CHEEK, CLAITOR, CROWE, DONAHUE, DORSEY, DUPLESSIS, ERDEY, B. GAUTREUX, N. GAUTREUX, GUILLORY, HEBERT, HEITMEIER, JACKSON, KOSTELKA, LAFLEUR, LONG, MARIONNEAUX, MARTINY, MCPHERSON, MICHOT, MORRELL, MORRISH, MURRAY, NEVERS, PETERSON, QUINN, RISER, SHAW, SMITH, THOMPSON AND WALSWORTH

A CONCURRENT RESOLUTION

To commend Mr. Charles F. Castille on thirty-five years of outstanding service and dedication to the citizens of the state of Louisiana and to congratulate him on the occasion of his retirement from the Louisiana Department of Health and Hospitals (DHH).

SENATE CONCURRENT RESOLUTION NO. 49— BY SENATOR ALARIO

A CONCURRENT RESOLUTION

To express the sincere condolences of the Legislature of Louisiana upon the death of J. Lynn Berry.

SENATE CONCURRENT RESOLUTION NO. 50— BY SENATOR CROWE

A CONCURRENT RESOLUTION

To urge and request the Louisiana School Boards' Association to establish a School Board Member Advisory Panel.

Respectfully submitted, ROBERT W. "BOB" KOSTELKA Chairman

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

ATTENDANCE ROLL CALL

PRESENT

Table with 3 columns: Name, Present, Absent. Lists names of members and their attendance status.

ABSENT

Table with 3 columns: Name, Present, Absent. Lists names of members who were absent.

Leaves of Absence

The following leaves of absence were asked for and granted:

Table with 4 columns: Name, Days, Name, Days. Lists members and their granted leaves of absence.

Announcements

The following committee meetings for April 28, 2010, were announced:

Table with 3 columns: Committee Name, Time, Room. Lists committee meetings for the following day.

Adjournment

On motion of Senator Thompson, at 5:00 o'clock P.M. the Senate adjourned until Wednesday, April 28, 2010, at 3:00 o'clock P.M.

The President of the Senate declared the Senate adjourned until 3:00 o'clock P.M. on Wednesday, April 28, 2010.

GLENN A. KOEPP
Secretary of the Senate

DIANE O' QUIN
Journal Clerk