

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

FORTY-EIGHTH 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

Sunday, June 20, 2010

The Senate was called to order at 3:35 o'clock P.M. by Hon. Joel T. Chaisson II, President of the Senate.

Morning Hour

CONVENING ROLL CALL

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

PRESENT

Mr. President	Erdey	Morrish
Adley	Guillory	Mount
Alario	Hebert	Murray
Amedee	Heitmeier	Nevers
Appel	LaFleur	Peterson
Chabert	Long	Shaw
Claitor	McPherson	Thompson
Donahue	Michot	
Total - 23		

ABSENT

Broome	Gautreaux N	Quinn
Cheek	Jackson	Riser
Crowe	Kostelka	Smith
Dorsey	Marionneaux	Walsworth
Duplessis	Martiny	
Gautreaux B	Morrell	
Total - 16		

The President of the Senate announced there were 23 Senators present and a quorum.

Prayer

The prayer was offered by Senator Claitor, 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 Nevers, the reading of the Journal was dispensed with and the Journal of June 18, 2010, was adopted.

Messages from the House

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

**Message from the House
HOUSE CONFEREES APPOINTED**

June 18, 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 appointed the following members, on the part of the House of Representatives, to confer, with a like committee from the Senate, on the disagreement to **Senate Bill No. 71** by Senator Appel:

Representatives Ligi, Fannin and Lorusso.

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

Message from the House

HOUSE CONFEREES APPOINTED

June 18, 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 appointed the following members, on the part of the House of Representatives, to confer, with a like committee from the Senate, on the disagreement to **Senate Bill No. 81** by Senator Martiny:

Representatives Wooton, Lopinto and Leger.

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

Message from the House

HOUSE CONFEREES APPOINTED

June 18, 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 appointed the following members, on the part of the House of Representatives, to confer, with a like committee from the Senate, on the disagreement to **Senate Bill No. 436** by Senator Quinn:

Representatives Lopinto, Wooton and Perry.

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

Message from the House

HOUSE CONFEREES APPOINTED

June 18, 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 appointed the following members,

on the part of the House of Representatives, to confer, with a like committee from the Senate, on the disagreement to **Senate Bill No. 594** by Senator B. Gautreaux:

Representatives Robideaux, Pearson and Cortez.

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

Message from the House

HOUSE CONFEREES APPOINTED

June 18, 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 appointed the following members, on the part of the House of Representatives, to confer, with a like committee from the Senate, on the disagreement to **Senate Bill No. 652** by Senator Hebert:

Representatives Henry, Gallot and Richard.

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

Message from the House

HOUSE CONFEREES APPOINTED

June 18, 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 appointed the following members, on the part of the House of Representatives, to confer, with a like committee from the Senate, on the disagreement to **Senate Bill No. 708** by Senator Chabert:

Representatives Baldone, Hutter and Billiot.

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

Message from the House

HOUSE CONFEREES APPOINTED

June 18, 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 appointed the following members, on the part of the House of Representatives, to confer, with a like committee from the Senate, on the disagreement to **Senate Bill No. 711** by Senator Cheek:

Representatives Katz, St. Germain and Lopinto.

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

Message from the House

HOUSE CONFEREES APPOINTED

June 18, 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 appointed the following members, on the part of the House of Representatives, to confer, with a like committee from the Senate, on the disagreement to **Senate Bill No. 761** by Senator Duplessis:

Representatives A. Badon, Barrow and Richmond.

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

Message from the House

HOUSE CONFEREES APPOINTED

June 18, 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 appointed the following members, on the part of the House of Representatives, to confer, with a like committee from the Senate, on the disagreement to **Senate Bill No. 769** by Senator Cheek:

Representatives St. Germain, Wooton and Morris.

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

Message from the House

HOUSE CONFEREES APPOINTED

June 18, 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 appointed the following members, on the part of the House of Representatives, to confer, with a like committee from the Senate, on the disagreement to **Senate Bill No. 780** by Senator Cheek:

Representatives Perry, Wooton and Burford.

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

Message from the House

HOUSE CONFEREES APPOINTED

June 18, 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 appointed the following members,

on the part of the House of Representatives, to confer, with a like committee from the Senate, on the disagreement to **Senate Bill No. 800** by Senator LaFleur:

Representatives Montoucet, Barrow and LeBas.

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

Message from the House

HOUSE CONFEREES APPOINTED

June 18, 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 appointed the following members, on the part of the House of Representatives, to confer, with a like committee from the Senate, on the disagreement to **House Bill No. 33** by Representative Connick:

Representatives Connick, T. Burns and Greene.

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

Message from the House

HOUSE CONFEREES APPOINTED

June 18, 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 appointed the following members, on the part of the House of Representatives, to confer, with a like committee from the Senate, on the disagreement to **House Bill No. 1324** by Representative Richmond:

Representatives Richmond, T. Burns and Lorusso.

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

Introduction of Senate Resolutions

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

SENATE RESOLUTION NO. 166—
BY SENATOR MARTINY

A RESOLUTION

To commend the city of Harahan, Louisiana, on the celebration of its ninetieth birthday and to recognize this memorable and joyous occasion of July 24, 2010, as Harahan Day in Louisiana.

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

SENATE RESOLUTION NO. 167—
BY SENATOR SHAW

A RESOLUTION

To commend Micah Webber on being named the 2010 National Christian Forensics and Communications Association's Original Oratory champion.

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

SENATE RESOLUTION NO. 168—
BY SENATOR CROWE

A RESOLUTION

To urge and request Louisiana Recovery Authority to reimburse the extraordinary expenses incurred by Daybrook Fisheries, Inc., related to its clean-up and recovery in the aftermath of hurricanes Katrina and Rita.

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

SENATE RESOLUTION NO. 169—
BY SENATOR MORRELL

A RESOLUTION

To commend Governor Bobby Jindal for issuing Executive Order No. BJ 2008-8, which is an order promoting energy efficiency and conservation in the executive branch of government.

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

SENATE RESOLUTION NO. 170—
BY SENATOR MARIONNEAUX

A RESOLUTION

To commend the Livonia High School baseball team upon winning the 2010 District 8-3A Co-Championship, Bi-District Championship, Regional Championship, Quarterfinal Championship, upon qualifying for the Class 3A state tournament, and upon being a state semifinalist.

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

SENATE RESOLUTION NO. 171—
BY SENATOR CROWE

A RESOLUTION

To urge and request the attorney general to file suit against British Petroleum to compensate the parish governments of the coastal parishes for the loss of property tax revenue due to the Deepwater Horizon explosion and oil leak which resulted in the devaluation of coastal properties.

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

SENATE RESOLUTION NO. 172—
BY SENATOR BROOME

A RESOLUTION

To urge and request the Senate Committee on Health and Welfare to study the efforts of various agencies and organizations related to fighting the childhood obesity epidemic and to urge and request those various agencies and organizations to report by January 1, 2011, to the Senate Committee on Health and Welfare about the status of their ongoing efforts to curb the high incident rate of childhood obesity.

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

SENATE RESOLUTION NO. 173—
BY SENATOR SMITH

A RESOLUTION

To commend Beauregard Memorial Hospital and its administration and staff on being the recipient of the Silver Level 2009 Louisiana Hospital Quality Award and of a Distinguished Partners in Education Award.

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

SENATE RESOLUTION NO. 174—
BY SENATOR CHABERT

A RESOLUTION

To commend Tab Benoit for his dedication to preserving Louisiana's endangered delta wetlands and to congratulate him on being inducted into The Louisiana Music Hall of Fame.

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

Senator Smith in the Chair

Introduction of Senate Concurrent Resolutions

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

SENATE CONCURRENT RESOLUTION NO. 135—

BY SENATOR WALSWORTH

A CONCURRENT RESOLUTION

To express the sincere and heartfelt condolences of the Legislature of Louisiana to the family of Ouachita Parish Deputy Sheriff Corporal J.R. Searcy upon his death in the line of duty.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Mr. President, Gautreaux N, Morrish, Adley, Hebert, Mount, Alario, Heitmeier, Murray, Amedee, Jackson, Nevers, Appel, Kostelka, Peterson, Chabert, LaFleur, Riser, Cheek, Long, Shaw, Claitor, Marionneaux, Smith, Donahue, Martiny, Thompson, Dorsey, McPherson, Walsworth, Duplessis, Michot, Erdey, Morrell. Total - 34

NAYS

Total - 0

ABSENT

Table with 3 columns: Broome, Gautreaux B, Quinn, Crowe, Guillory. Total - 5

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

Senate Resolutions on Second Reading

SENATE RESOLUTION NO. 160—

BY SENATOR DUPLESSIS

A RESOLUTION

To urge and request the adoption of a rehabilitation subcode within the Louisiana State Uniform Construction Code.

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

Senate Concurrent Resolutions on Second Reading

SENATE CONCURRENT RESOLUTION NO. 132—

BY SENATOR MORRELL

A CONCURRENT RESOLUTION

To direct the Department of Environmental Quality and the Department of Health and Hospitals to work in close coordination to protect the health and safety of Louisiana

citizens by monitoring water quality at or near all major urban areas in Louisiana and other locations at or near potential water sources used for recreation or for drinking water and to direct the Governor's Office of Homeland Security and Emergency Preparedness to post the results of such monitoring on its website.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Mr. President, Gautreaux N, Morrell, Adley, Guillory, Morrish, Alario, Hebert, Mount, Amedee, Heitmeier, Murray, Appel, Jackson, Nevers, Broome, Kostelka, Peterson, Chabert, LaFleur, Shaw, Cheek, Long, Smith, Dorsey, Martiny, Thompson, Duplessis, McPherson, Walsworth, Erdey, Michot. Total - 32

NAYS

Total - 0

ABSENT

Table with 3 columns: Claitor, Gautreaux B, Riser, Crowe, Marionneaux, Donahue, Quinn. Total - 7

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

Senate Concurrent Resolutions to be Adopted, Subject to Call

Called from the Calendar

Senator Morrell asked that Senate Concurrent Resolution No. 131 be called from the Calendar.

SENATE CONCURRENT RESOLUTION NO. 131—

BY SENATOR MORRELL

A CONCURRENT RESOLUTION

To urge and request the Louisiana State Law Institute to evaluate Louisiana's progress toward achieving juvenile justice reform as it relates to the "Missouri Model" and to report its findings and recommendations to the Louisiana Legislature as to additional steps necessary to further pursue a system of juvenile justice similar to that of the "Missouri Model".

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Mr. President, Gautreaux N, Michot, Adley, Guillory, Morrell, Alario, Hebert, Morrish, Amedee, Heitmeier, Mount, Broome, Jackson, Murray

Chabert	Kostelka	Nevers
Cheek	LaFleur	Riser
Claitor	Long	Shaw
Dorsey	Marionneaux	Smith
Duplessis	Martiny	Thompson
Erdey	McPherson	Walsworth
Total - 33		

NAYS

Total - 0

ABSENT

Appel	Donahue	Peterson
Crowe	Gautreaux B	Quinn
Total - 6		

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

Messages from the House

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

Message from the House

ASKING CONCURRENCE IN HOUSE CONCURRENT RESOLUTIONS

June 18, 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:

HCR No. 268 HCR No. 269

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

House Concurrent Resolutions

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

HOUSE CONCURRENT RESOLUTION NO. 268—
BY REPRESENTATIVE ELLINGTON
A CONCURRENT RESOLUTION

To commend Charlie Smith upon his induction into the Louisiana Political Hall of Fame in February of 2011.

The resolution was read by title. Senator Smith 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 N	Morrell
Alario	Guillory	Morrish
Amedee	Hebert	Mount
Appel	Heitmeier	Murray
Broome	Jackson	Nevers
Chabert	Kostelka	Peterson
Cheek	LaFleur	Riser
Claitor	Long	Shaw

Donahue	Marionneaux	Smith
Dorsey	Martiny	Thompson
Duplessis	McPherson	Walsworth
Total - 36		

NAYS

Total - 0

ABSENT

Crowe	Gautreaux B	Quinn
Total - 3		

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

HOUSE CONCURRENT RESOLUTION NO. 269—
BY REPRESENTATIVES MORENO AND RICHMOND
A CONCURRENT RESOLUTION

To commend Judith Watts of New Orleans upon her retirement from Agenda for Children.

The resolution was read by title. Senator Murray 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 N	Morrell
Alario	Guillory	Morrish
Amedee	Hebert	Mount
Appel	Heitmeier	Murray
Broome	Jackson	Nevers
Chabert	Kostelka	Peterson
Cheek	LaFleur	Riser
Claitor	Long	Shaw
Donahue	Marionneaux	Smith
Dorsey	Martiny	Thompson
Duplessis	McPherson	Walsworth
Total - 36		

NAYS

Total - 0

ABSENT

Crowe	Gautreaux B	Quinn
Total - 3		

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

House Concurrent Resolutions on Second Reading

HOUSE CONCURRENT RESOLUTION NO. 261—
BY REPRESENTATIVE CARTER
A CONCURRENT RESOLUTION

To urge and request the Legislative Fiscal Office to prepare a written report on new programs added by state agencies between Fiscal Year 1996-1997 and 2009-2010, and included in their general operating budgets, and present such report to the Legislature of Louisiana on or before December 31, 2010.

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

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ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Crowe	Gautreaux B	Quinn
Total - 3		

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

HOUSE CONCURRENT RESOLUTION NO. 263—
BY REPRESENTATIVE CARMODY

A CONCURRENT RESOLUTION

To urge and request the Louisiana Professional Engineering and Land Surveying Board to suspend charging fees from professional engineers and professional land surveyors who have been classified as retired.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Claitor	Gautreaux B
Crowe	Quinn
Total - 4	

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

HOUSE CONCURRENT RESOLUTION NO. 265—

BY REPRESENTATIVE EDWARDS

A CONCURRENT RESOLUTION

To urge and request the commissioner of administration to report to the legislature prior to March 1, 2011, regarding the progress of the implementation of Executive Order No. BJ 2008-8, as well as any cost savings to the state of Louisiana as a result of the implementation of the executive order.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Claitor	Gautreaux B
Crowe	Quinn
Total - 4	

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

HOUSE CONCURRENT RESOLUTION NO. 267—

BY REPRESENTATIVE CHAMPAGNE

A CONCURRENT RESOLUTION

To authorize and request the Ad Hoc Committee of the Supreme Court of Louisiana to study the issue of district attorneys and assistant district attorneys providing civil representation to entities they represent in an official capacity and to report its findings prior to January 1, 1011.

The resolution was read by title. Senator Hebert 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 N	Morrell
Alario	Guillory	Morrish
Amedee	Hebert	Mount
Appel	Heitmeier	Murray
Broome	Jackson	Nevers
Chabert	Kostelka	Peterson
Cheek	LaFleur	Riser
Claitor	Long	Shaw
Donahue	Marionneaux	Smith
Dorsey	Martiny	Thompson
Duplessis	McPherson	Walsworth
Total - 36		

NAYS

Total - 0

ABSENT

Crowe Gautreaux B Quinn
Total - 3

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

Rules Suspended

Senator Chaisson asked for and obtained a suspension of the rules to pass over Reconsideration.

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

SENATE BILL NO. 1—

BY SENATOR CHAISSON

A JOINT RESOLUTION

Proposing to amend Article VII, Section 10.3(A)(2) and (C) of the Constitution of Louisiana, relative to the Budget Stabilization Fund; to provide for the dedication and deposit of certain revenues into the Budget Stabilization Fund; to delete the provisions relative to the amount of mineral revenues received by the state before mineral revenues may be deposited into the Budget Stabilization Fund; to provide for incorporation of monies in the Budget Stabilization Fund into the official forecast for the current fiscal year and the next fiscal year in certain circumstances; to direct the treasurer to transfer monies from the Budget Stabilization Fund to the state general fund in certain circumstances; to suspend or reduce deposits into the Budget Stabilization Fund in certain circumstances; and to specify an election for submission of the proposition to electors; and provide a ballot proposition.

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

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Appropriations to Reengrossed Senate Bill No. 1 by Senator Chaisson

AMENDMENT NO. 1

On page 1, line 2, delete "10.3(A)(2) and (C)" and insert "10.3(C)"

AMENDMENT NO. 2

On page 1, line 4, after "Fund;" delete the remainder of the line and delete lines 5 and 6 and insert "to provide"

AMENDMENT NO. 3

On page 1, at the beginning of line 16, delete "10.3(A)(2) and (C)" and insert "10.3(C)"

AMENDMENT NO. 4

On page 2, delete lines 2 through 26

AMENDMENT NO. 5

On page 3, delete lines 9 through 22

AMENDMENT NO. 6

On page 3, line 23, delete "(3)" and insert "(2)"

AMENDMENT NO. 7

On page 4, line 2, delete "(4)" and insert "(3)"

AMENDMENT NO. 8

On page 4, line 6, delete "(5)" and insert "(4)"

AMENDMENT NO. 9

On page 4, line 8, after "**forecast**," and before "**the state**" insert "**and the Revenue Estimating Conference determines that the specified amount is available for appropriation.**"

AMENDMENT NO. 10

On page 4, delete lines 10 through 27 and insert the following:

"~~(4)~~ **(5) No appropriation or deposit to the fund shall be made if such appropriation or deposit would cause the balance in the fund to exceed four percent of total state revenue receipts for the previous fiscal year.**

(6)(a) Except pursuant to a specific appropriation or deposit by the legislature to the fund, no appropriation or deposit to the fund shall be made pursuant to Subparagraph 2(a) of this Section in the same fiscal year in which a specified amount of the fund is incorporated into the official forecast or an appropriation or transfer is made from the fund.

(b) Notwithstanding any provision of this Section to the contrary, in each of the three fiscal years immediately following the fiscal year in which a specified amount of the fund is incorporated into the official forecast or an appropriation or transfer is made from the fund, except pursuant to a specific appropriation or deposit by the legislature to the fund, no appropriation or deposit shall be made to the fund in excess of one-third of the specified amount of the fund incorporated into the official forecast or appropriated or transferred out of the fund.

(c) The provisions of this Subparagraph shall only apply to the extent that, immediately prior to the incorporation of a specified amount into the official forecast, the balance of the fund is equal to or greater than four percent of total state revenue receipts for the previous fiscal year."

AMENDMENT NO. 11

On page 5, line 7, after "Fund;" delete the remainder of the line and delete lines 8 through 17 and insert "to direct the treasurer to transfer monies from the Budget Stabilization Fund under certain circumstances; and"

AMENDMENT NO. 12

On page 5, line 21, delete "10.3(A)(2) and (C)" and insert "10.3(C)"

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Tucker to Reengrossed Senate Bill No. 1 by Senator Chaisson

AMENDMENT NO. 1

On page 3, line 25, after "**incorporated**" and before "**into**" insert "**by the Revenue Estimating Conference**"

AMENDMENT NO. 2

On page 3, line 27, delete "**two-thirds**" and on line 28, delete "**requirement**" and insert "**legislative approval required**"

AMENDMENT NO. 3

On page 3, line 29, after "only" and before "the written" delete "after" and insert "**upon receipt of**"

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Tim Burns to Reengrossed Senate Bill No. 1 by Senator Chaisson

AMENDMENT NO. 1

Delete House Committee Amendment No. 11, proposed by the House Committee on Appropriations and adopted by the House of Representatives on June 17, 2010.

AMENDMENT NO. 2

On page 5, delete lines 6 through line 17 in their entirety and insert the following: "To provide for incorporation of monies from the Budget Stabilization Fund into the official forecast in certain

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circumstances; to direct the treasurer to transfer monies from the Budget Stabilization Fund under certain circumstances; and"

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Leger to Reengrossed Senate Bill No. 1 by Senator Chaisson

AMENDMENT NO. 1

Delete House Committee Amendment No. 10 proposed by the House Committee on Appropriations and adopted by the House of Representatives on June 17, 2010.

AMENDMENT NO. 2

On page 4, delete lines 10 through 27 and insert the following: "(4) (5) No appropriation or deposit to the fund shall be made if such appropriation or deposit would cause the balance in the fund to exceed four percent of total state revenue receipts for the previous fiscal year.

(6)(a) Except pursuant to a specific appropriation or deposit by the legislature to the fund, no appropriation or deposit to the fund shall be made pursuant to Subparagraph 2(a) of this Section in the same fiscal year in which a specified amount of the fund is incorporated into the official forecast or appropriated or transferred from the fund; provided, however, the amount of the appropriation or deposit subject to this limitation shall not exceed the specified amount, and this limitation shall not otherwise restrict, reduce, or affect any other appropriation or deposit required to be made to the fund in accordance with the official forecast.

(b) Notwithstanding any provision of this Section to the contrary, in each of the three fiscal years immediately following the fiscal year in which a specified amount of the fund is incorporated into the official forecast or appropriated or transferred from the fund, an appropriation or deposit required to be made to the fund pursuant to Subparagraph 2(a) of this Section shall be limited to one-third of the specified amount of the fund incorporated into the official forecast or appropriated or transferred from the fund; provided, however, the amount of the appropriation or deposit subject to this limitation shall not exceed the specified amount, and this limitation shall not otherwise restrict, reduce, or affect any other appropriation or deposit required to be made to the fund in accordance with the official forecast.

(c) The limitation on an appropriation or deposit to the fund provided for in this Subparagraph shall only apply to the amount which, if incorporated into the official forecast or appropriated or transferred from the fund, would in the same fiscal year cause, require, or result in a deposit to the fund pursuant to Subparagraph 2(a) of this Section."

Senator Chaisson moved to reject the amendments proposed by the House.

ROLL CALL

The roll was called with the following result:

YEAS

Table listing names of members who voted 'YEAS' in three columns: Mr. President, Erdy, Michot, Adley, Gautreaux N, Morrish, Alario, Guillory, Mount, Amedee, Hebert, Murray, Appel, Heitmeier, Nevers, Broome, Jackson, Peterson, Chabert, Kostelka, Riser, Cheek, LaFleur, Shaw, Claitor, Long, Smith, Donahue, Marionneaux, Thompson, Dorsey, Martiny, Walsworth, Duplessis, McPherson.

NAYS

Total - 0

ABSENT

Table listing names of members who were absent: Crowe, Morrell, Gautreaux B, Quinn, Total - 4.

The Chair declared the amendments proposed by the House were rejected.

SENATE BILL NO. 2— BY SENATOR CHAISSON

AN ACT

To amend and reenact R.S. 39:94(A)(2) and (C), relative to the Budget Stabilization Fund; to provide for the dedication and deposit of certain revenues into the Budget Stabilization Fund; to delete the provisions relative to the amount of mineral revenues received by the state before mineral revenues may be deposited into the Budget Stabilization Fund; to provide for the incorporation of monies in the Budget Stabilization Fund into the official forecast for the current fiscal year and the next fiscal year; to direct the treasurer to transfer monies from the Budget Stabilization Fund to the state general fund in certain circumstances; to suspend or reduce deposits into the Budget Stabilization Fund in certain circumstances; to provide for an effective date; and to provide for related matters.

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

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Appropriations to Reengrossed Senate Bill No. 2 by Senator Chaisson

AMENDMENT NO. 1

On page 1, line 2, delete "R.S. 39:94(A)(2) and (C)" and insert "R.S. 39:94(C)(introductory paragraph) and (4) and to enact R.S. 39:(C)(5) and (6)"

AMENDMENT NO. 2

On page 1, delete lines 4 and 5 and at the beginning of line 6, delete "Budget"

AMENDMENT NO. 3

On page 1, line 13, delete "R.S. 39:94(A)(2) and (C)" and insert "R.S. 39:94(C)(introductory paragraph) and (4)"

AMENDMENT NO. 4

On page 1, line 13, after "reenacted" and before "to read" insert "and R.S. 39:94(C)(5) and (6) are hereby enacted"

AMENDMENT NO. 5

On page 1, after line 15, delete the remainder of the page and on page 2, delete lines 1 through 26

AMENDMENT NO. 6

Delete pages 3 and 4 and on page 5, delete lines 1 through 14 and insert the following:

"(4)(a) If two-thirds of the elected members of each house of the legislature give consent for a specified amount of the fund to be incorporated into the official forecast, and the Revenue Estimating Conference determines that such amount is available for appropriation, the state treasurer shall transfer the amount of monies so authorized from the fund to the state general fund.

(5) No appropriation or deposit to the fund shall be made if such appropriation or deposit would cause the balance in the fund to exceed four percent of total state revenue receipts for the previous fiscal year. For the purposes of this Section, total state revenue receipts shall not include any monies received by the state from the Federal Emergency Management Administration or other federal sources providing disaster relief assistance.

~~(b)-(6)(a)~~ Notwithstanding any provision of this Section to the contrary, except pursuant to a specific appropriation or deposit by the legislature **to the fund**, no appropriation or deposit to the fund shall be made **pursuant to Paragraph (A)(2) of this Section** in the same fiscal year as an appropriation, use or withdrawal is made from the fund or until such time as the official forecast exceeds the actual collections of state general fund (direct) revenue for Fiscal Year 2008 in which a specified amount of the fund is incorporated into the official forecast or an appropriation or transfer is made from the fund.

(b) Notwithstanding any provision of this Section to the contrary, in each of the three fiscal years immediately following the fiscal year in which a specified amount of the fund is incorporated into the official forecast or an appropriation or transfer is made from the fund, except pursuant to a specific appropriation or deposit by the legislature to the fund, no appropriation or deposit shall be made to the fund in excess of one-third of the specified amount of the fund incorporated into the official forecast or appropriated or transferred out of the fund.

(c) The provisions of this Paragraph shall only apply to the extent that, immediately prior to the incorporation of a specified amount into the official forecast, the balance of the fund is equal to or greater than four percent of the state revenue receipts for the previous fiscal year."

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Leger to Reengrossed Senate Bill No. 2 by Senator Chaisson

AMENDMENT NO. 1

In House Committee Amendment No. 6 proposed by the House Committee on Appropriations and adopted by the House of Representatives on June 17, 2010, on page 1, after line 28, delete the remainder of the page and delete page 2 in its entirety and insert the following:

~~(b)-(6)(a)~~ Notwithstanding any provision of this Section to the contrary, except pursuant to a specific appropriation **or deposit** by the legislature **to the fund**, no appropriation or deposit to the fund shall be made **pursuant to Paragraph (A)(2) of this Section** in the same fiscal year as an appropriation, use or withdrawal is made from the fund or until such time as the official forecast exceeds the actual collections of state general fund (direct) revenue for Fiscal Year **in which a specified amount of the fund is incorporated into the official forecast or appropriated or transferred from the fund; provided, however, the amount of the appropriation or deposit subject to this limitation shall not exceed the specified amount, and this limitation shall not otherwise restrict, reduce, or affect any other appropriation or deposit required to be made to the fund in accordance with the official forecast.**

(b) Notwithstanding any provision of this Section to the contrary, in each of the three fiscal years immediately following the fiscal year in which a specified amount of the fund is incorporated into the official forecast or appropriated or transferred from the fund, an appropriation or deposit required to be made to the fund pursuant to Subparagraph 2(a) of this Section shall be limited to one-third of the specified amount of the fund incorporated into the official forecast or appropriated or transferred from the fund; provided, however, the amount of the appropriation or deposit subject to this limitation shall not exceed the specified amount, and this limitation shall not otherwise restrict, reduce, or affect any other appropriation or deposit required to be made to the fund in accordance with the official forecast.

(c) The limitation on an appropriation or deposit to the fund provided for in this Paragraph shall only apply to the amount which, if incorporated into the official forecast or appropriated or transferred from the fund, would in the same fiscal year cause, require, or result in a deposit to the fund pursuant to Subparagraph 2(a) of this Section."

Senator Chaisson moved to reject the amendments proposed by the House.

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Hebert
Total - 1

ABSENT

Gautreaux B Kostelka Quinn
Total - 3

The Chair declared the amendments proposed by the House were rejected.

Mr. President in the Chair

SENATE BILL NO. 28—
BY SENATOR MORRELL

AN ACT

To amend and reenact R.S. 18:435(A), relative to poll watchers; to provide that candidates for certain elective offices are entitled to a "super watcher" who shall be admitted to any precinct in the designated parish where the office the candidate seeks is voted on in a primary or general election; to provide for qualifications, powers, and duties of a "super watcher"; and to provide for related matters.

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

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on House and Governmental Affairs to Engrossed Senate Bill No. 28 by Senator Morrell

AMENDMENT NO. 1

On page 2, line 9, after "**candidate**" delete the remainder of the line and on line 10, delete "**hundred seventy-five thousand or more**"

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

ROLL CALL

The roll was called with the following result:

YEAS

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

June 20, 2010

Claitor	Long	Smith
Crowe	Marionneau	Thompson
Donahue	Martiny	Walsworth
Dorsey	McPherson	
Duplessis	Michot	
Total - 37		

NAYS

Total - 0

ABSENT

Gautreaux B	Quinn
Total - 2	

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

SENATE BILL NO. 37—

BY SENATORS THOMPSON, ADLEY, APPEL AND N. GAUTREAU AND REPRESENTATIVES BALDONE, TIM BURNS, CHANDLER, CHANEY, CORTEZ, GISCLAIR, HENRY, HINES, GIROD JACKSON, KATZ, LABRUZZO, LITTLE, RICHARD, SIMON, TEMPLET, WHITE AND WILLMOTT

AN ACT

To amend and reenact R.S. 40:966(B)(3), (E) and (F), and to enact R.S. 40:964(Schedule I)(C)(32), relative to the Uniformed Controlled Dangerous Substances Law; to add drugs to Schedule I classification; to provide for penalties; and to provide for related matters.

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

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Administration of Criminal Justice to Reengrossed Senate Bill No. 37 by Senator Thompson

AMENDMENT NO. 1

On page 2, delete lines 6 through 12 in their entirety and insert the following:

"(32) Synthetic cannabinoids as follows:

(a) 2-[(1R,3S)-3-hydroxycyclohexyl]-5-(2-methyloctan-2-yl)phenol {also known as CP 47,497 and its C6, C7, C8, and C9 homologues}

(b) (6aR,10aR)-9-(hydroxymethyl)-6,6-dimethyl-3-(2-methyloctan-2-yl)-6a,7,10,10a-tetrahydrobenzo [c]chromen-1-ol {also known as HU-210}

(c) Naphthalen-1-yl-(1-pentylindol-3-yl)methanone {also known as 1-Pentyl-3-(1-naphthoyl)indole or JWH-018}

(d) Naphthalen-1-yl-(1-butylindol-3-yl)methanone {also known as 1-Butyl-3-(1-naphthoyl)indole or JWH-073}"

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Erdey	Morrell
Adley	Gautreaux N	Morrish
Alario	Guillory	Mount
Amedee	Hebert	Murray
Appel	Heitmeier	Nevers
Broome	Jackson	Peterson
Chabert	Kostelka	Riser
Cheek	LaFleur	Shaw
Claitor	Long	Smith
Crowe	Marionneau	Thompson
Donahue	Martiny	Walsworth

Dorsey	McPherson
Duplessis	Michot
Total - 37	

NAYS

Total - 0

ABSENT

Gautreaux B	Quinn
Total - 2	

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

SENATE BILL NO. 42—

BY SENATOR MURRAY

A JOINT RESOLUTION

Proposing to amend Article V, Section 8(B) of the Constitution of Louisiana, relative to the judicial branch; to provide relative to courts of appeal; to require reargument before a five-judge panel when an appellate judge dissents from a majority decision to modify or reverse a judgment rendered by the office of workers' compensation; and to specify an election for submission of the proposition to electors and provide a ballot proposition.

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

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Civil Law and Procedure to Engrossed Senate Bill No. 42 by Senator Murray

AMENDMENT NO. 1

On page 1, line 14, change "must" to "shall"

AMENDMENT NO. 2

On page 2, line 2, change "must" to "shall"

AMENDMENT NO. 3

On page 2, line 11, after "when" and before "an" insert "a court of appeal is to modify or reverse"

AMENDMENT NO. 4

On page 2, line 12, after "claim" delete the remainder of the line

AMENDMENT NO. 5

On page 2, line 14, change "must" to "shall"

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Gautreaux B McPherson Quinn
Total - 3

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

SENATE BILL NO. 65—
BY SENATOR AMEDEE

AN ACT

To amend and reenact R.S. 49:214.24(C), relative to the coastal zone boundary; to authorize the inclusion of all or any portions of the parishes of Ascension or Iberville into the coastal zone; and to provide for related matters.

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

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Natural Resources and Environment to Reengrossed Senate Bill No. 65 by Senator Amedee

AMENDMENT NO. 1

On page 4, delete lines 2 and 3 in their entirety and insert the following: **"Williams natural gas pipeline right of way, thence proceeding northerly along the eastside of said pipeline right of way to U.S. Highway 61, thence southeasterly along U. S. Highway 61 to a point of intersection with U. S. Interstate Highway 10, thence proceeding easterly two miles along the northern right of way of Interstate Highway 10 from its intersection with U. S. Highway 61, thence proceed northerly to the south bank of the New River Canal, thence westerly along said canal to the intersection of Highway 3140 and the New River Canal near the Marvin Braud pumping station, thence northerly from the Marvin Braud Pumping Station along the East Ascension Drainage District levee on the east bank of Saverio Canal, thence northerly along said levee to a point of intersection with Highway 22, thence northerly and westerly along the Laurel Ridge levee to a point of intersection near Highway 934, thence proceeding northerly to Lake Martin Road, thence northwesterly to Cocodrie Bayou, thence northerly along said Cocodrie Bayou to its intersection with Summerfield Road, thence westerly along said road to its intersection with Highway 431, thence southwestly along Henderson Bayou to the Henderson Bayou control structure, thence northerly to Highway 42, thence southeasterly along Highway 42 to the Amite River, which is a point of intersection with the"**

AMENDMENT NO. 2

On page 4, line 15 after "Session." add the following: **"Industrial facilities, pipelines, and utilities in existence on June 1, 2010, and located in that portion of Ascension Parish in the coastal zone shall be exempt from state and local coastal use permitting requirements for operation and maintenance activities, including but not limited to integrity digs, right of way mowing and clearing, cathodic protection close interval surveys and land surveying."**

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative St. Germain to Reengrossed Senate Bill No. 65 by Senator Amedee

AMENDMENT NO. 1

On page 1, line 3, change "portions of the parishes of Ascension or Iberville" to "portion of Ascension Parish"

AMENDMENT NO. 2

On page 4, line 11, delete "portions" and on line 12, change "of the parishes of Ascension or Iberville" to "portion of Ascension Parish"

Senator Amedee moved to reject the amendments proposed by the House.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Erdey	Michot
Adley	Gautreaux N	Morrell
Alario	Guillory	Morrish
Amedee	Hebert	Mount
Appel	Heitmeier	Murray
Broome	Jackson	Nevers
Chabert	LaFleur	Peterson
Cheek	Long	Riser
Crowe	Marionneaux	Smith
Donahue	Martiny	Thompson
Dorsey	McPherson	Walsworth
Total - 33		

NAYS

Claitor
Total - 1

ABSENT

Duplessis	Kostelka	Shaw
Gautreaux B	Quinn	
Total - 5		

The Chair declared the amendments proposed by the House were rejected.

SENATE BILL NO. 238—
BY SENATOR BROOME

AN ACT

To amend and reenact R.S. 46:2521, 2525(B)(1), (C) and (D)(1) through (12), and to repeal R.S. 46:2525(D)(13), and R.S. 49:210.1, relative to the organization of the executive branch of state government; to provide relative to the governor's office on women's policy; to provide relative to the Louisiana Women's Policy and Research Commission; and to provide for related matters.

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

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed Senate Bill No. 238 by Senator Broome

AMENDMENT NO. 1

On page 2, line 28, following "the" and before "or" change "secretary of the Department of Labor or the secretary's" to "executive director of the Louisiana Workforce Commission or the executive director's"

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Erdey	Morrish
Adley	Gautreaux N	Mount
Alario	Guillory	Murray
Amedee	Hebert	Nevers
Appel	Heitmeier	Peterson
Broome	Jackson	Riser
Chabert	LaFleur	Shaw

June 20, 2010

Cheek	Long	Smith
Claitor	Marionneau	Thompson
Crowe	Martiny	Walsworth
Donahue	Michot	
Dorsey	Morrell	

Total - 34

NAYS

Total - 0

ABSENT

Duplessis	Kostelka	Quinn
Gautreaux B	McPherson	

Total - 5

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

SENATE BILL NO. 269—
BY SENATOR MURRAY

AN ACT

To provide relative to special districts; to provide for the authority to levy, impose, and collect parcel fees in certain districts; to provide for the designation of subdistricts; and to provide for related matters.

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

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Municipal, Parochial and Cultural Affairs to Reengrossed Senate Bill No. 269 by Senator Murray

AMENDMENT NO. 1

On page 7, line 5, change "**an ordinance**" to "**a resolution**"

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Gautreaux B	Morrell
Adley	Guillory	Morrish
Alario	Hebert	Mount
Amedee	Heitmeier	Murray
Appel	Jackson	Nevers
Broome	Kostelka	Peterson
Chabert	LaFleur	Riser
Cheek	Long	Shaw
Crowe	Marionneau	Smith
Donahue	Martiny	Thompson
Dorsey	McPherson	Walsworth
Duplessis	Michot	

Total - 35

NAYS

Total - 0

ABSENT

Claitor	Gautreaux N
Erdey	Quinn

Total - 4

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

SENATE BILL NO. 274—
BY SENATOR HEITMEIER

AN ACT

To amend and reenact R.S. 11:701(introductory paragraph), (11), and (33)(b)(i), 728(A)(4), (C)(1)(a) and (b)(ii) and (iii) and (2) and 17:3997(A)(2) and (3), to enact R.S. 11:701(33)(d) and (e) and 728(G), and to repeal R.S. 11:701(33)(a)(xii), relative to the Teachers' Retirement System of Louisiana; to provide for definitions; to provide that membership in such system includes certain charter school employees; to provide for purchase of service credit; to provide for an effective date; and to provide for related matters.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Cortez to Engrossed Senate Bill No. 274 by Senator Heitmeier

AMENDMENT NO. 1

On page 5, line 4, after "Revenue Service" and before "concluding" insert a comma "," and insert "pursuant to request dated March 15, 2010,"

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 35

NAYS

Total - 0

ABSENT

McPherson	Morrish
Morrell	Quinn

Total - 4

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

SENATE BILL NO. 309—
BY SENATOR LAFLEUR

AN ACT

To amend and reenact R.S. 17:233(B)(1)(c), relative to compulsory school attendance; to provide relative to habitual student absence or tardiness; to provide relative to notification to the parent or legal guardian of a student who is at-risk of being considered habitually absent or tardy; and to provide for related matters.

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

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Education to Engrossed Senate Bill No. 309 by Senator LaFleur

AMENDMENT NO. 1

On page 1, line 15, after "tardy" insert a comma "," and insert "and shall hold a conference with such student's parent or legal guardian"

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Morrell	Quinn	Walsworth
Total - 3		

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

SENATE BILL NO. 335—
BY SENATOR BROOME

AN ACT

To amend and reenact R.S. 37:2703(3), (6), (10), (11), (12), (17), and (18), 2704(A)(2) and (4) and (B), 2705(C)(2) and (3), (D) and (G), 2706(A)(1) and (2), the introductory paragraph of 2707(A)(1) and (2) and (B), 2708(A)(1), and (2), 2709, 2710, 2711(B), 2712, 2713, 2714, 2715(B) through (E), 2716(A)(1), (2)(a), (c), (d) and (C), the introductory paragraph of 2717(A) and (3), (B)(1), (6), (7), (8), and (C) and (D), 2719, 2720(A)(1), (2) and (3), 2722(A)(1), (2) and (3) and to enact R.S. 37:2703(19), 2716(D) and 2724 and to repeal R.S. 37:2703(13), 2706 (C) and (D), 2707(C), (D) and (E), and 2708(C), relative to the social workers practice act; to provide relative to definitions; to provide relative to membership powers, duties and licencing of the social work examiner's board; to provide relative to licensed master's social worker; to provide relative to certified social workers; to provide relative to a licensed clinical social worker; to provide relative to provisional certificates; and to provide for related matters.

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

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Health and Welfare to Reengrossed Senate Bill No. 335 by Senator Broome

AMENDMENT NO. 1

On page 19, line 22, after "social," delete the remainder of the line and at the beginning of line 23 delete "biopsychological" and insert "psychosocial, or biopsychosocial"

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on House and Governmental Affairs to Reengrossed Senate Bill No. 335 by Senator Broome

AMENDMENT NO. 1

On page 20, line 10, after "become effective" delete the remainder of the line and delete lines 11 through 14 and insert "on January 1, 2011."

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed Senate Bill No. 335 by Senator Broome

AMENDMENT NO. 1

On page 1, line 12, following "relative to" and before "licensed" delete "a"

AMENDMENT NO. 2

On page 1, line 13, following "social" and before ";" change "worker" to "workers"

AMENDMENT NO. 3

On page 4, line 15, following "a" and before "graduate" delete "certified"

AMENDMENT NO. 4

On page 9, line 12, change "there from" to "therefrom"

AMENDMENT NO. 5

On page 13, line 29, following "lapse" and before "and" insert "1"

AMENDMENT NO. 6

On page 14, line 3, following "June" and before "of" change "30" to "thirtieth"

AMENDMENT NO. 7

On page 16, line 3, following "certificate" and before "or" insert "1"

AMENDMENT NO. 8

On page 16, line 6, following "certificate" and before "or" insert "1"

AMENDMENT NO. 9

On page 19, line 16, following "certificate" and before "and" insert "1"

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

YEAS

Mr. President	Erdey	Michot
Adley	Gautreaux B	Morrell
Alario	Gautreaux N	Morrish
Amedee	Guillory	Mount
Appel	Hebert	Murray
Broome	Heitmeier	Nevers
Chabert	Jackson	Peterson

June 20, 2010

Cheek	Kostelka	Riser
Claitor	LaFleur	Shaw
Crowe	Long	Smith
Donahue	Marionneaux	Thompson
Dorsey	Martiny	Walsworth
Duplessis	McPherson	
Total - 38		

NAYS

Total - 0

ABSENT

Quinn
Total - 1

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

SENATE BILL NO. 337—

BY SENATOR MARIONNEAUX

AN ACT

To repeal R.S. 39:112(C)(1)(c), relative to approval of certain capital outlay budget requests by the Joint Legislative Committee on Capital Outlay; and to provide for related matters.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Greene to Engrossed Senate Bill No. 337 by Senator Marionneaux

AMENDMENT NO. 1

On page 1, line 2, after "To" and before the comma ",," delete "repeal R.S. 39:112(C)(1)(c)," and insert "amend and reenact R.S. 39:112(C)(1)"

AMENDMENT NO. 2

On page 1, delete line 6 in its entirety and insert the following:
"Section 1. R.S. 39:112(C)(1) is hereby amended and reenacted to read as follows:

§112. Capital outlay act * * *

C.(1) Capital outlay budget requests submitted after November first may be included within the capital outlay act if the capital outlay budget request meets all of the applicable requirements as provided in R.S. 39:101 and 102 except for time of submission and if any of the following conditions have been met:

(a) The project is an economic development project recommended in writing for inclusion in the act by the secretary of the Department of Economic Development to the Joint Legislative Committee on Capital Outlay no later than May 15th, and the recommendation is approved by the committee no later than June 15th.

(b) The project is an emergency project recommended in writing for inclusion in the act by the commissioner of administration to the Joint Legislative Committee on Capital Outlay no later than May 15th, and the recommendation is approved by the committee no later than June 15th.

(c) The project is for a non-state entity, has a total project cost of less than one million dollars, and has been approved by the Joint Legislative Committee on Capital Outlay; however, no action to approve any such project may be taken by the Joint Legislative Committee on Capital Outlay after the first day of February."

Senator Marionneaux moved to reject the amendments proposed by the House.

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	Hebert	Murray
Broome	Heitmeier	Nevers
Chabert	Jackson	Peterson
Cheek	Kostelka	Riser
Claitor	LaFleur	Shaw
Crowe	Long	Smith
Donahue	Marionneaux	Thompson
Dorsey	Martiny	Walsworth
Duplessis	McPherson	
Total - 38		

NAYS

Total - 0

ABSENT

Quinn
Total - 1

The Chair declared the amendments proposed by the House were rejected.

SENATE BILL NO. 367—

BY SENATORS MICHOT AND JACKSON

AN ACT

To amend and reenact R.S. 39:1554(E) and to enact Part IV-A of Chapter 10 of Title 38 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 38:2271, and Subpart B-1 of Part III of Chapter 17 of Subtitle III of Title 39 of the Louisiana Revised Statutes of 1950, comprised of R.S. 39:1598.1, and R.S. 39:1661(D) and 1671(H), relative to purchasing by certain public entities; to authorize the use of reverse auctions by certain public entities for the purchase of certain materials, supplies, services, products, or equipment; to provide for public notice; to provide for an effective date; and to provide for related matters.

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

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Appropriations to Reengrossed Senate Bill No. 367 by Senator Michot

AMENDMENT NO. 1

On page 1, line 2, after "R.S. 39:1554(E)" and before "and to enact" insert "and 1704"

AMENDMENT NO. 2

On page 1, line 8, after "public notice;" and before "to provide" insert "to provide for the cooperative use of supplies or services;"

AMENDMENT NO. 3

On page 3, line 19, after "R.S. 39:1554(E)" and before "hereby" delete "is" and insert "and 1704 are"

AMENDMENT NO. 4

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

§1704. Cooperative use of supplies or services
 Any public procurement unit may enter into an agreement, independent of the requirements of Part III of this Chapter or Title 38, with any other public procurement unit or external procurement activity for the cooperative use of supplies or services, under the terms agreed upon between the parties. **The public procurement unit or external procurement activity conducting the procurement shall do so in a manner that constitutes full and open competition. Prior to entering into such agreement, the public procurement unit's procurement officer shall determine that the best interests of the procurement unit are served and that entering into the agreement is more advantageous than other procurement methods.**

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed Senate Bill No. 367 by Senator Michot

AMENDMENT NO. 1

On page 2, line 3, following "**provided**" and before ":" change "**herein**" to "**in, this Part**"

AMENDMENT NO. 2

On page 3, line 18, following "**Sunday**" and before "**or**" insert ":"

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Cortez to Reengrossed Senate Bill No. 367 by Senator Michot

AMENDMENT NO. 1

Delete the set of House Floor Amendments proposed by the House Committee on Appropriations and adopted by the House on June 16, 2010.

AMENDMENT NO. 2

On page 1, at the end of line 5, after "39:1661(D)" delete "and" and insert a comma ","

AMENDMENT NO. 3

On page 1, at the beginning of line 6, after "1671(H)" and before the comma "," insert "and 1701.1"

AMENDMENT NO. 4

On page 3, line 21, after "1661(D)" and before "are" delete "and 1671(H)" insert a comma "," and insert "1671(H) and 1701.1"

AMENDMENT NO. 5

On page 6, between lines 5 and 6, insert the following:
 "1701.1 Report to the legislature

The provisions in this Part authorizing cooperative purchasing as an alternative procurement method may result in cost savings to state and local government; therefore, the office of state purchasing, or its successor agency, shall conduct a survey as to the utilization of the provisions of this Part and report the results thereof to the Joint Legislative Committee on the Budget no later than March 1, 2011.

Senator Michot moved to reject the amendments proposed by the House.

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	Hebert	Murray
Broome	Heitmeier	Nevers
Chabert	Jackson	Riser

Cheek	Kostelka	Shaw
Claitor	LaFleur	Smith
Crowe	Long	Thompson
Donahue	Marionneaux	Walsworth
Dorsey	Martiny	
Duplessis	McPherson	

Total - 37

NAYS

Total - 0

ABSENT

Peterson	Quinn
Total - 2	

The Chair declared the amendments proposed by the House were rejected.

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.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative White to Reengrossed Senate Bill No. 381 by Senator Morrell

AMENDMENT NO. 1

On page 2, delete line 7 in its entirety and insert the following:
 "**B.(1) Whoever violates the provisions of this Section, on a first conviction thereof, shall be**"

AMENDMENT NO. 2

On page 2, after line 9, add the following:
 "**(2) Whoever violates the provisions of this Section, on a second or subsequent conviction thereof, shall be fined not more than two thousand dollars, or imprisoned, with or without hard labor, for not more than five years, or both.**

(3) Whoever violates the provisions of this Section, when the person being solicited is under the age of seventeen years, shall be fined not more than two thousand dollars, or imprisoned, with or without hard labor, for not more than five years, or both. Lack of knowledge of the age of the person being solicited shall not be a defense.

C. A violation of the provisions of Paragraphs (B)(2) and (3) of this Section shall be considered a sex offense as defined in R.S. 15:541 and the offender shall be required to register as a sex offender as provided for in Chapter 3-B of Title 15 of the Louisiana Revised Statutes of 1950."

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Duplessis	Martiny
Adley	Erdey	McPherson
Alario	Gautreaux B	Michot
Amedee	Gautreaux N	Morrell
Appel	Guillory	Morrish
Broome	Heitmeier	Murray
Cheek	Jackson	Peterson

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Claitor	Kostelka	Shaw
Donahue	LaFleur	Smith
Dorsey	Marionneaux	Thompson
Total - 30		

NAYS

Crowe	Mount	Riser
Hebert	Nevers	
Total - 5		

ABSENT

Chabert	Quinn
Long	Walsworth
Total - 4	

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

SENATE BILL NO. 395—
BY SENATOR N. GAUTREAUX
AN ACT

To enact Subpart G of Part IV of Chapter 1 of Title 33 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 33:140.110 through 140.118, relative to railroad districts; to provide for the district's boundaries in Vermilion and Iberia parishes and for purpose, governance, and funding; to provide relative to the district's governing board's powers and duties; and to provide for related matters.

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

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Municipal, Parochial and Cultural Affairs to Reengrossed Senate Bill No. 395 by Senator N. Gautreaux

AMENDMENT NO. 1
On page 2, at the end of line 3, change "Section" to "Sections"

AMENDMENT NO. 2
On page 10, line 17, between "for a period" and "not" delete "of"

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed Senate Bill No. 395 by Senator N. Gautreaux

AMENDMENT NO. 1
On page 4, line 18, before ", or any interest therein" change "real, personal, or mixed, tangible or intangible" to "immovable, movable, or mixed, corporeal or incorporeal"

AMENDMENT NO. 2
On page 7, line 2, following "all" change "real and personal" to "immovable and movable"

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Champagne to Reengrossed Senate Bill No. 395 by Senator N. Gautreaux

AMENDMENT NO. 1
On page 5, between lines 9 and 10, insert the following:
"(10) To contract with a rail freight common carrier but only one authorized under Title 49 of the U.S. Code to operate over the rail lines of the district in providing and conducting rail services for the district, which company shall be subject to all applicable federal and state regulatory authorities, laws, rules, and regulations governing the operations of a freight common carrier railroad in Louisiana."

AMENDMENT NO. 2
On page 11, delete lines 25 through 29 in their entirety and on page 12, delete line 1 in its entirety and insert the following:
"§140.118. Audits of the district
The district shall, at the district's expense, annually report to the legislative auditor in accordance with R.S. 24:513."

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Carmody to Reengrossed Senate Bill No. 395 by Senator N. Gautreaux

AMENDMENT NO. 1
On page 4, line 16, after "purchase," and before "or" insert "lease,"

AMENDMENT NO. 2
On page 4, line 24, after "construction," insert "operation,"

AMENDMENT NO. 3
On page 5, line 11, after "to" and before "construct" insert "lease,"

AMENDMENT NO. 4
On page 5, line 19, after "lightning," and before "bridges," insert "grade crossings,"

AMENDMENT NO. 5
On page 7, line 6, after "charges" and before "therefor," insert ", not to exceed the fair market value"

AMENDMENT NO. 6
On page 8, line 21, after "for" and before "maintenance," insert "operational upgrade and"

Senator N. Gautreaux moved to reject the amendments proposed by the House.

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	Hebert	Murray
Broome	Heitmeier	Nevers
Chabert	Jackson	Peterson
Cheek	Kostelka	Riser
Claitor	LaFleur	Shaw
Crowe	Long	Smith
Donahue	Marionneaux	Thompson
Dorsey	Martiny	Walsworth
Duplessis	McPherson	
Total - 38		

NAYS

Total - 0

ABSENT

Quinn
Total - 1

The Chair declared the amendments proposed by the House were rejected.

SENATE BILL NO. 453—
BY SENATOR CHEEK
AN ACT

To amend and reenact R.S. 32:154, relative to the Open Roads Law; to provide relative to motor vehicle fatalities; to provide for protocol when organs are to be transplanted after a death in

which a moving conveyance is involved; and to provide for related matters.

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

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Transportation, Highways, and Public Works to Engrossed Senate Bill No. 453 by Senator Cheek

AMENDMENT NO. 1

On page 1, line 15, after "railroad.", delete the remainder of the line and lines 16 and 17 in their entirety

AMENDMENT NO. 2

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

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Claitor	Peterson	Quinn
Total - 3		

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

SENATE BILL NO. 500—

BY SENATORS MARIONNEAUX, ALARIO, APPEL, CHEEK, DORSEY, B. GAUTREAUX, N. GAUTREAUX, HEBERT, JACKSON, LONG, MORRELL, MURRAY, RISER, SHAW AND SMITH
AN ACT

To enact Chapter 55 of Title 51 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 51:3121 through 3124, relative to the Angel Investor Rebate Program; to provide for the purposes; to provide for the amount of the rebate; to provide for the qualifications of the rebate; to provide for reductions in a certain fund equal to the amount of such rebates; to provide for the implementation and administration of the program by the Department of Economic Development; to provide for definitions; to provide for rules; to authorize penalties for providing false or fraudulent information; to require an annual report to the Department of Economic Development by a Louisiana Entrepreneurial Business; and to provide for related matters.

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

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Ways and Means to Reengrossed Senate Bill No. 500 by Senator Marionneau

AMENDMENT NO. 1

On page 1, line 5, after "provide for" delete the remainder of the line and at the beginning of line 6, delete "amount of such rebates;" and insert "payment of rebates;"

AMENDMENT NO. 2

On page 2, at the beginning of line 14, after "of" and before "tax" delete "five" and insert "three"

AMENDMENT NO. 3

On page 3, line 7, after "rebate for" and before "tax" delete "five" and insert "three"

AMENDMENT NO. 4

On page 3, line 20, after "used for" and before "capital" insert "acquisition of real property,"

AMENDMENT NO. 5

On page 4, line 26, after "rate of" and before "percent" delete "thirty-five" and insert "thirty"

AMENDMENT NO. 6

On page 4, at the end of line 28, delete "five" and insert "three"

AMENDMENT NO. 7

On page 5, at the beginning of line 13, delete "five" and insert "three"

AMENDMENT NO. 8

On page 5, line 17, after "amount of" delete "credit" and insert "rebate"

AMENDMENT NO. 9

On page 5, line 21, between "rebate." and "The" insert the following: "The secretary of the Department of Revenue shall make payment to the investor in the amount to which he is entitled from the current collections of the taxes collected under Chapter I of Subtitle II of this Title."

AMENDMENT NO. 10

On page 6, line 1, after "in the" and before "period" delete "five-year" and insert "three-year"

AMENDMENT NO. 11

On page 6, line 7, after "in the" and before "period" delete "three-year"

AMENDMENT NO. 12

On page 7, at the beginning of line 4, after "Section 2." delete the remainder of the line in its entirety and delete lines 5 through 7 in their entirety and from the beginning of line 8, delete "Section 3."

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Henry to Reengrossed Senate Bill No. 500 by Senator Marionneau

AMENDMENT NO. 1

In Amendment No. 9 proposed by the House Committee on Ways and Means and adopted by the House on June 16, 2010, on page 1, at the end of line 26, after "of" delete "this Title." and insert "Title 47."

Senator Marionneau moved to reject the amendments proposed by the House.

June 20, 2010

ROLL CALL

The roll was called with the following result:

YEAS

Table listing names of senators under the YEAS category, including Mr. President, Erdey, Michot, etc.

NAYS

Total - 0

ABSENT

Table listing names of senators under the ABSENT category, including Nevers, Quinn.

The Chair declared the amendments proposed by the House were rejected.

SENATE BILL NO. 507— BY SENATOR JACKSON

AN ACT

To amend and reenact R.S. 42:1132(D), 1134(N), and 1157(A)(1) and (3) and to enact Chapter 46 of Title 33 of the Louisiana Revised Statutes of 1950...

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

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on House and Governmental Affairs to Reengrossed Senate Bill No. 507 by Senator Jackson

AMENDMENT NO. 1 On page 3, between lines 14 and 15 insert the following:

AMENDMENT NO. 2 On page 4, line 11, after "'agency' means" delete the remainder of the line and delete lines 11 through 16 and insert the following: "any political subdivision, including any parish, municipality, school board, or special district, and any other unit of local government and any department, office, agency, board, commission, district, governing authority, committee, subcommittee, advisory board, task force, or other instrumentality of a political subdivision or other unit of local government. The terms "local government agency or "agency" shall not include any entity which is an executive branch agency as defined in R.S. 49:72 or any unit of the legislative or judicial branch of state government."

AMENDMENT NO. 3 On page 4, delete line 29 and on page 5 delete lines 1 through 5 and on line 6 delete "(ii) Any" and insert "(7) "Lobbyist" means any"

AMENDMENT NO. 4 On page 5, at the beginning of line 9, delete "(b)"

AMENDMENT NO. 5 On page 9, line 6, change "Part" to "Chapter"

AMENDMENT NO. 6 On page 10, at the beginning of line 13, change "49:77(4)" to "33:9667(4)"

AMENDMENT NO. 7 On page 10, at the end of line 23, change "R.S. 49:74(A)(4)." to "R.S. 33:9664(A)(4)."

AMENDMENT NO. 8 On page 12, line 7, change "herein," to "in this Chapter,"

AMENDMENT NO. 9 On page 16, line 17, change "If vetoed" to "If this Act is vetoed"

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed Senate Bill No. 507 by Senator Jackson

AMENDMENT NO. 1 On page 2, between lines 3 and 4, insert "* * *

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Gallot to Reengrossed Senate Bill No. 507 by Senator Jackson

AMENDMENT NO. 1 On page 8, at the end of line 16, after "board" insert a period "." and at the beginning of line 17, delete "along with the appropriate fee."

AMENDMENT NO. 2 On page 9, delete lines 13 through 15

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

ROLL CALL

The roll was called with the following result:

YEAS

Table listing names of senators under the YEAS category, including Mr. President, Erdey, Michot, etc.

NAYS

Total - 0

ABSENT

Table listing names of senators under the ABSENT category, including Quinn.

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

SENATE BILL NO. 509—

BY SENATOR LONG AND REPRESENTATIVES ARMES, BOBBY BADON, BILLIOT, BURFORD, CARMODY, CHANDLER, CHANEY, DOERGE, FANNIN, GUILLORY, HAZEL, HENDERSON, HINES, HOFFMANN, HOWARD, HUTTER, JOHNSON, SAM JONES, NOWLIN, POPE, PATRICIA SMITH, ST. GERMAIN AND WOOTON

AN ACT

To amend and reenact R.S. 17:1970.27(A) and 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 and the New Orleans Center for the Creative Arts; to provide for the inclusion of the schools 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 provide relative to the annual budget of the Louisiana School for Math, Science, and the Arts; and to provide for related matters.

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

HOUSE COMMITTEE AMENDMENTS

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

AMENDMENT NO. 1

On page 1, line 2, after "To" and before "enact" delete "amend and reenact R.S. 17:1970.27(A) and to"

AMENDMENT NO. 2

On page 1, at the end of line 3, insert a semicolon ";"

AMENDMENT NO. 3

On page 1, at the beginning of line 4, delete "and the New Orleans Center for the Creative Arts;"

AMENDMENT NO. 4

On page 1, at the beginning of line 5, change "schools" to "school"

AMENDMENT NO. 5

On page 1, line 11, after "Section 1." and before "R.S. 17:1968.1" delete "R.S. 17:1970.27(A) is hereby amended and reenacted and"

AMENDMENT NO. 6

On page 2, line 19, change "**base**" to "**state**"

AMENDMENT NO. 7

On page 2 delete lines 25 through 29 in their entirety and on page 3 delete lines 1 through 20 in their entirety

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

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	Hebert	Nevers
Broome	Heitmeier	Peterson
Chabert	Jackson	Riser
Cheek	Kostelka	Shaw
Claitor	LaFleur	Smith
Crowe	Long	Thompson
Donahue	Marionneaux	Walsworth
Dorsey	Martiny	
Duplessis	Michot	
Total - 37		

NAYS

Total - 0

ABSENT

McPherson
Quinn
Total - 2

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

SENATE BILL NO. 520—

BY SENATOR WALSWORTH

AN ACT

To amend and reenact R.S. 29:725.6(B)(6)(a)(ii)(ee), (b)(ii)(cc), and (c)(ii)(cc), relative to homeland security and emergency preparedness; to provide for annual reports from the Unified Command Group's three permanent subcommittees to the UCG and the governor; 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. 523—

BY SENATOR CHEEK

AN ACT

To enact Subpart E of Part VII of Chapter 5 of Title 40 of the Louisiana Revised Statutes, to be comprised of R.S. 40:1236.21 through 1236.31, relative to emergency medical services; to provide for the creation of the statewide ambulance service district; to provide for the purpose and object of the district; to provide for a board of commissioners; to provide for powers and duties of the board of commissioners; to provide for domicile of the district; to provide for rules and regulations; to provide for the authority to incur debt and issue general bonds; to provide for legislative findings; and to provide for related matters.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Harrison to Reengrossed Senate Bill No. 523 by Senator Cheek

AMENDMENT NO. 1

On page 3, line 15, after "**Department of Health and Hospitals**" insert a comma "," and insert "**hereafter referred to as the 'department'.**"

AMENDMENT NO. 2

On page 3, line 29, change "**under**" to "**pursuant to**"

AMENDMENT NO. 3

On page 4, line 10, after "**removal**" insert a comma ","

AMENDMENT NO. 4

On page 6, line 29, change "**under**" to "**pursuant to**"

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Duplessis	McPherson
Adley	Erdey	Michot
Alario	Gautreaux B	Morrell
Amedee	Guillory	Morrish
Appel	Hebert	Mount
Broome	Heitmeier	Murray
Chabert	Jackson	Nevers

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Cheek	Kostelka	Peterson
Claitor	LaFleur	Riser
Crowe	Long	Smith
Donahue	Marionneau	Thompson
Dorsey	Martiny	Walsworth

Total - 36

NAYS

Total - 0

ABSENT

Gautreaux N	Quinn	Shaw
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Total - 3

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

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; to provide relative to the purchase of printed and electronic textbooks and other instructional materials and content; and to provide for related matters.

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

HOUSE COMMITTEE AMENDMENTS

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

AMENDMENT NO. 1

On page 1, line 2, after "R.S. 17:8.2" delete the comma ", " and insert "and 415.1(D),"

AMENDMENT NO. 2

On page 1, line 7, after "content;" and before "and to" insert "to provide relative to the availability of electronic textbooks and instructional materials prior to adoption;"

AMENDMENT NO. 3

On page 1, line 9, after "R.S. 17:8.2" and before "hereby" change "is" to "and 415.1(D) are"

AMENDMENT NO. 4

On page 3, after line 4, insert the following:

§415.1. Materials; adoption procedures; definition
* * *

D. The state Department of Education shall make every effort to ensure that an electronic version of any textbook or instructional material under consideration for adoption is made available to members of textbook adoption committees prior to adoption.

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

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	Hebert	Murray
Broome	Heitmeier	Nevers
Chabert	Jackson	Peterson
Cheek	Kostelka	Riser
Claitor	LaFleur	Shaw
Crowe	Long	Smith
Donahue	Marionneau	Thompson
Dorsey	Martiny	Walsworth
Duplessis	McPherson	

Total - 38

NAYS

Total - 0

ABSENT

Quinn
Total - 1

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

Rules Suspended

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

Introduction of Senate Resolutions

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

SENATE RESOLUTION NO. 177—
BY SENATOR ADLEY

A RESOLUTION

To commend Charlie Smith, lobbyist extraordinaire and political consultant, upon his selection as an inductee into the Louisiana Political Hall of Fame for 2011.

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

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

SENATE BILL NO. 565—
BY SENATOR JACKSON

AN ACT

To amend and reenact R.S. 47:302.2(A), (B), and (C)(1)(a), (d), and (f)(i) and (ii) and 332.6, relative to certain collections in the city of Shreveport; to provide for the use of monies in the Shreveport Riverfront and Convention Center and Independence Stadium Fund; to correct the names of certain entities receiving allocations from the fund; to provide for an effective date; and to provide for related matters.

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

SENATE BILL NO. 567—
BY SENATOR MORRISH

AN ACT

To amend and reenact R.S. 47:337.33(A)(3)(a) and (B), 337.45(A) and (B), 337.51(A) and (B), 337.53(C), 337.54, 337.61(2) and (3), 337.63(A)(1)(a), and 337.81(A), to enact R.S. 47:337.51.1 and 337.67(C)(3), and to repeal R.S. 47:337.101, relative to the sales and use tax of political subdivisions of the state; to provide for a procedure for mandatory arbitration of issues related to the collection or refund of such tax; and to provide for related matters.

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

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Ways and Means to Reengrossed Senate Bill No. 567 by Senator Morrish

AMENDMENT NO. 1

On page 1, line 2, after "amend and reenact" delete the remainder of the line, delete line 3, and insert: "R.S. 47:305(G)(20), 337.45(A), 337.51(A) and (B), 337.63(A) and (D), and 337.81(A), to enact"

AMENDMENT NO. 2

On page 1, at the beginning of line 4, delete "R.S. 47:337.51.1" and insert "R.S. 47:337.10(N), 337.51.1,"

AMENDMENT NO. 3

On page 1, line 6, after "tax;" and before "and" insert "to authorize local taxing authorities to grant an exemption and refunds for commercial fishermen;"

AMENDMENT NO. 4

On page 1, delete lines 9 and 10, and insert:
"Section 1. R.S. 47:305(G)(20), 337.45(A), 337.51(A) and (B), 337.63(A) and (D), and 337.81(A) are hereby amended"

AMENDMENT NO. 5

On page 1, line 11, after "reenacted and" delete "R.S. 47:337.51.1" and insert "R.S. 47:337.10(N), 337.51.1,"

AMENDMENT NO. 6

On page 1, delete lines 12 through 17, and on page 2, delete lines 1 through 18 and insert the following:
"§305.20. Exclusions and exemptions; Louisiana commercial fishermen
* * *

G. (1) Except as provided for in Paragraph (2) of this Subsection, this exemption applies only to sales and use tax imposed by the state of Louisiana and does not apply to such taxes authorized and levied by any school board, municipality, or other local taxing authority notwithstanding any other provision of law to the contrary, specifically but not exclusively R.S. 33:2716.1.

(2) However, the governing authority of any parish, school board, municipality, or other local taxing authority may by ordinance or resolution grant the exemption provided for in this Section. In addition, such taxing authority may authorize refunds of any tax paid prior to the effective date of such ordinance or resolution on transactions exempted by this Section.
* * *

§337.10. Optional exclusions and exemptions
* * *

N. As provided for in R.S. 47:305.20(G)(2), the governing authority of any parish, school board, municipality, or other local taxing authority may, by ordinance or resolution grant the exemption provided for in 47:305.20. In addition, such taxing authority may authorize refunds of any tax paid prior to the effective date of such ordinance or resolution on transactions exempted by that Section.
* * *

AMENDMENT NO. 7

On page 2, line 23, after "procedures" insert a colon ":" and delete the remainder of the line and delete line 24

AMENDMENT NO. 8

On page 2, line 25, after "337.60" and before the period "." insert a semicolon ";" and insert the following: "provided that a taxpayer may utilize the mandatory arbitration procedure provided for in R.S. 47:337.51.1"

AMENDMENT NO. 9

On page 2, delete line 29, and on page 3, delete lines 1 through 11

AMENDMENT NO. 10

On page 3, at the beginning of line 26, delete "sixty" and insert "thirty"

AMENDMENT NO. 11

On page 3, delete lines 27 through 29, and on page 4, delete lines 1 through 18, and insert: "assessment; (b) request a hearing with the collector request mandatory arbitration pursuant to R.S. 47:337.51.1 or; (c) pay under protest in accordance with R.S. 47:337.63 and file suit as provided for in that Section or request mandatory arbitration pursuant to R.S. 47:337.51.1.

B. If any dealer shall be aggrieved by any findings or assessment of the collector, he may, within thirty days of the receipt of notice of the assessment or finding, do any of the following:

(1)(a) File a protest with the collector in writing, signed by himself or his duly authorized agent, which shall be under oath and shall set forth the reason therefor, and may request a hearing. Thereafter, the collector shall grant a hearing to said dealer, if a hearing has been requested, and may make any order confirming, modifying or vacating any such finding or assessment. The filing of any such protest shall not abate any penalty for nonpayment, nor shall it stay the right of the taxing authority to collect the tax in any manner herein provided. Appeals an appeal from the decision of the collector shall be directed to any state, city, or federal court of competent jurisdiction.

(b) Pay under protest in accordance with R.S. 47:337.63 and file suit as provided for in that Section, or make a written request for mandatory arbitration pursuant to R.S. 47:337.51.1.

(c) Mail a written request for mandatory arbitration pursuant to R.S. 47:337.51.1 without payment under protest.

(2) This Section shall afford a legal remedy and right of action in any state, city, or federal court having jurisdiction of the parties and subject matter for a full and complete adjudication of any and all questions arising in the enforcement of the local ordinance and this Chapter as to the legality of any tax accrued or accruing or the method of enforcement thereof."

AMENDMENT NO. 12

On page 4, delete lines 21 and 22, and insert:
"A.(1) Any taxpayer who receives an assessment in accordance with R.S. 47:337.48(B) resulting from an audit or whose"

AMENDMENT NO. 13

On page 4, at the beginning of line 28, after "(2)" change "(a) A" to "A proper,"

AMENDMENT NO. 14

On page 4, at the end of line 28, change "preclude" to "suspend"

AMENDMENT NO. 15

On page 5, delete lines 8 through 11

AMENDMENT NO. 16

On page 5, line 14, after "Revenue" insert "and the Executive Director of the Louisiana Association of Tax Administrators"

AMENDMENT NO. 17

On page 5, line 15, after "(b)" and before "The" insert "(i)"

AMENDMENT NO. 18

On page 5, between line 20 and 21, insert:
"(ii) If the two arbitrators selected are unable to jointly agree on a third arbitrator to complete the panel, they shall select one of themselves to be the chief arbitrator and may proceed with the arbitration, except that the decision of the panel must be agreed to by both arbitrators. Failure of the arbitrators to reach a unanimous decision shall result in a default to the tax collector's position.

(iii) An arbitrator selected by the taxpayer may not have had any business relationship with the taxpayer within the last five years or is at the time of selection contemplating such a relationship."

AMENDMENT NO. 19

On page 6, line 28, after "(BB)" and before "decision" delete "The" and insert the following:

"(I) Unless the panel is composed of two members as provided for in Item (1)(b)(ii) of this Subsection and therefore requires both members to agree on a decision, the"

AMENDMENT NO. 20
On page 7, line 1, change "thirty" to "sixty"

AMENDMENT NO. 21
On page 7, line 2, change "thirty" to "sixty"

AMENDMENT NO. 22
On page 7, between lines 3 and 4, insert:
"(II) A written statement to the taxpayer and the collector by a panel composed of two members as provided for in Item (1)(b)(ii) of this Subsection of its inability to agree on a decision shall be treated as a decision of the panel for purposes of this Section."

AMENDMENT NO. 23
On page 7, line 10, after "collector," and before "and" insert "the Executive Director of the Louisiana Association of Tax Administrators,"

AMENDMENT NO. 24
On page 7, delete lines 12 and 13, and insert:
"C.(1)(a) The decision of the panel may be appealed by the collector or the taxpayer within thirty calendar days after the decision has been rendered and signed by filing a petition with the district court of the parish in which the political subdivision is located with a copy of the arbitration panel's decision attached and setting forth specifically any errors which may have been committed by the arbitration panel in reaching its decision.

(b) If the decision of the arbitration panel has found any tax, interest, or penalty to be due, and the taxpayer has not paid under protest as provided for in R.S. 47:337.63, the taxpayer shall post bond, with surety approved by the district court conditioned upon the payment of the tax as finally determined, together with any interest, additional amounts or additions to the tax provided for by law, payable to the collector, in an amount not to exceed one and one-half times the amount of the tax, interest, and penalty found to be due in the decision of the arbitration panel, and the posting of such bond shall be a condition precedent to any appeal for review in any district court.

(2) The appeal of the decision of the arbitration panel shall be a trial de novo; however, a court may consider the decision of the arbitration panel in rendering its decision on the appeal. The judgment of any such court shall be subject to further appeal, suspensive only, in accordance with law. If a suspensive appeal is taken from a judgment of the district court no further bond need be posted and the bond originally posted remains in full force and effect to guarantee the payment of any tax, interest, and penalty until final decision of the court.

(3)(a) If a decision of the arbitration panel is not appealed as provided for in this Section within thirty calendar days after the decision has been rendered and signed by the panel, it shall be binding on the parties. If it contains a finding that the taxpayer is liable for the payment of an amount of tax, interest, and penalty, such amount, if not in escrow pursuant to R.S. 47:337.63, shall be paid by the taxpayer upon notice and demand from the collector, and shall be collectible by distraint and sale, as provided in R.S. 47:337.57 through 337.60 or any other means provided for in Chapter 2-D of Subtitle II of Title 47 of the Louisiana Revised Statutes of 1950.

(b) When the decision of the arbitration panel which is not appealed contains a finding that the taxpayer is entitled to receive a refund or credit of an overpayment, the collector shall promptly enter the credit or make the refund, as the case may be."

AMENDMENT NO. 25
On page 7, line 14, change "C." to "D."

AMENDMENT NO. 26
On page 7, line 17, after "panel" and before the comma "," insert: "or by a final judgment of a court upon a timely appeal of such decision"

AMENDMENT NO. 27
On page 7, line 22, after "panel" and before the period "." insert: "or by a final judgment of a court upon a timely appeal of such decision"

AMENDMENT NO. 28
On page 7, delete lines 24 through 29, delete pages 8 and 9, and on page 10, delete lines 1 through 15, and insert:
"§337.63. Remittance of tax under protest; suits to recover

A. (1)(a) Any taxpayer protesting the payment of any amount found due by the collector or the enforcement of any provision of law in relation thereto shall remit to the collector the amount due and at that time shall give notice of intention to file suit for the recovery of such tax or shall remit to the collector the amount due and make a written request for mandatory arbitration pursuant to R.S. 47:337.51.1.

(b) In the case of sales or use taxes that are required to be collected and remitted by a selling dealer as provided for in R.S. 47:337.17, the purchaser, in order to avail himself of the alternative remedy provided by this Section, shall remit protested sales or use tax to the selling dealer, and shall retain copies of documentation evidencing the amount of the sales or use tax paid to the dealer on the transactions. On or before the twentieth day of the month following the month of the transactions on which the selling dealer charged the tax, the purchaser shall inform the collector by certified mail or other reasonable means of the dates and amounts of the protested taxes that were charged by the selling dealer, and shall give notice of the purchaser's intention to file suit for recovery of the tax or to make a written request for mandatory arbitration pursuant to R.S. 47:337.51.1.

(2) Upon receipt of this notice, the amount remitted to the collector or the amount of protested taxes that have been paid to the selling dealer shall be placed in an escrow account and held by the collector or his duly authorized representative for a period of thirty days. If suit is filed for recovery of the tax or a written request for mandatory arbitration is mailed as provided for in R.S. 47:337.51.1 within the thirty-day period, the funds in the escrow account shall be further held pending the outcome of the suit or the arbitration proceeding or appeal therefrom.

(3) If the taxpayer prevails, the collector shall refund the amount to the claimant, with interest at the rate established pursuant to R.S. 47:337.80.

* * *

D. Upon request of a taxpayer and upon proper showing by such taxpayer that the principle of law involved in an additional assessment is already pending before the courts for judicial determination or before an arbitration panel as provided for in R.S. 47:337.51.1, the taxpayer, upon agreement to abide by the decision of the courts, an arbitration panel, or by a final judgment of a court upon a timely appeal of a decision of an arbitration panel, may remit the additional assessment under protest, but need not file an additional suit or make another mandatory arbitration request. In such cases, the tax so paid under protest shall be placed in an escrow account and held by the collector until the question of law involved has been determined by the courts, an arbitration panel, or by a final judgment of a court upon a timely appeal of a decision of an arbitration panel, and shall then be disposed of as therein provided."

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed Senate Bill No. 567 by Senator Morrish

AMENDMENT NO. 1
In House Committee Amendment No. 1 proposed by the House Committee on Ways and Means on page 1, line 4, change "R.S. 47:305(G)(20)" to "R.S. 47:305.20 (G)"

AMENDMENT NO. 2

In House Committee Amendment No. 4 proposed by the House Committee on Ways and Means on page 1, line 14, change "R.S. 47:305(G)(20)" to "R.S. 47:305.20 (G)"

AMENDMENT NO. 3

In House Committee Amendment No. 18 proposed by the House Committee on Ways and Means on page 3, line 31, following "**or**" and before "**at**" delete "**is**" and on line 32, following "**selection**" and before "**contemplating**" insert "**be**"

AMENDMENT NO. 4

On page 6, line 2, following "**are**" and before "**than**" change "**less**" to "**fewer**"

AMENDMENT NO. 5

On page 6, line 25, following "**(ii)**" and before "**Decisions**" change "**(AA)**" to "**(aa)**"

AMENDMENT NO. 6

On page 6, line 28, change "**(BB)**" to "**(bb)**"

AMENDMENT NO. 7

On page 7, line 14, before "**Upon**" delete "**(1)**"

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Nowlin to Reengrossed Senate Bill No. 567 by Senator Morrish

AMENDMENT NO. 1

Delete Legislative Bureau Amendment No. 3, proposed by the Legislative Bureau and adopted by the House of Representatives on June 16, 2010.

AMENDMENT NO. 2

In House Committee Amendment No. 6, proposed by the House Committee on Ways and Means, and adopted by the House of Representatives on June 16, 2010, on page 1, at the end of line 28, delete "R.S. 33:2716.1" and insert "**R.S. 47:337.8(B)**"

AMENDMENT NO. 3

In House Committee Amendment No. 11, proposed by the House Committee on Ways and Means and adopted by the House of Representatives on June 16, 2010, on page 2, line 39, after "**R.S. 47:337.63**" and before "**file**" delete "**and**" and insert a comma "," and insert "**and either**"

AMENDMENT NO. 4

In House Committee Amendment No. 18, proposed by the House Committee on Ways and Means and adopted by the House of Representatives on June 16, 2010, on page 3, line 28, after "**arbitrators.**" delete the remainder of the line and delete lines 29 through 32 in their entirety and insert the following:

"(iii) An arbitrator selected by either party may not have had any business relationship with either party within the last five years or at the time of selection be engaged in negotiations or other contacts with either party relative to entering into such a business relationship."

AMENDMENT NO. 5

On page 1, line 4, after "337.67(C)(3)," delete the remainder of the line in its entirety and insert "relative to the"

AMENDMENT NO. 6

On page 11, delete lines 11 through 14 in their entirety and insert the following:

"Section 2. This Act shall become effective on January 1, 2011."

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Henry to Reengrossed Senate Bill No. 567 by Senator Morrish

AMENDMENT NO. 1

Delete House Committee Amendment Nos. 4 and 5 proposed by the House Committee on Ways and Means and adopted by the House of Representatives on June 16, 2010.

AMENDMENT NO. 2

In House Committee Amendment No. 6 proposed by the House Committee on Ways and Means and adopted by the House of Representatives on June 16, 2010, on page 1, line 20, after "lines" and before "through" delete "12" and insert "9"

AMENDMENT NO. 3

In House Committee Amendment No. 6 proposed by the House Committee on Ways and Means and adopted by the House of Representatives on June 16, 2010, on page 1, at the beginning of line 22, insert the following :

"Section 1. R.S. 47:305.20(G) is hereby amended and reenacted and R.S. 47:337.10(N) is hereby enacted, to read as follows:"

AMENDMENT NO. 4

Delete Legislative Bureau Amendment No. 2 proposed by the Legislative Bureau and adopted by the House of Representatives on June 16, 2010.

AMENDMENT NO. 5

Delete House Floor Amendment No. 6 proposed by Representative Nowlin and adopted by the House of Representatives on June 18, 2010.

AMENDMENT NO. 6

On page 2, between lines 18 and 19, insert the following:
"Section 2. R.S. 47:337.45(A), 337.51(A) and (B), 337.63(A) and (D), and 337.81(A) are hereby amended and reenacted and R.S. 47:337.51.1 and 337.67(C)(3) are hereby enacted to read as follows:"

AMENDMENT NO. 7

On page 11, delete lines 11 through 14 in their entirety and insert the following:

"Section 3. The provisions of Section 1 of this Act shall be come effective upon signature by the governor or, if not signed by the governor, upon expiration of the time for bills to become law without signature by the governor, as provided by Article III, Section 18 of the Constitution of Louisiana.

Section 4. The provisions of Section 2 of this Act shall become effective on January 1, 2011."

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

ROLL CALL

The roll was called with the following result:

YEAS

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

June 20, 2010

NAYS

Total - 0

ABSENT

Claitor	Hebert	Quinn
Gautreaux N	McPherson	
Total - 5		

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

SENATE BILL NO. 584—
BY SENATOR PETERSON

AN ACT

To enact Part XII of Chapter 1 of Title 17 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 17:409.1 through 409.7, and R.S. 36:651(CC), relative to school facilities; to create and provide for the Louisiana Statewide Education Facilities Authority in the Department of Education; to provide for a board of commissioners and an advisory council and for their membership, powers, duties, and functions; to provide for program participation; to provide relative to ownership and control of public school facilities funded through the authority; to provide relative to implementation and funding; and to provide for related matters.

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

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Education to Reengrossed Senate Bill No. 584 by Senator Peterson

AMENDMENT NO. 1

On page 1, line 9, after "funding;" and before "and" insert "to provide limitations;"

AMENDMENT NO. 2

On page 8 delete line 28 in its entirety and insert in lieu thereof "The"

AMENDMENT NO. 3

On page 9, at the end of line 3, change "purposes." to "purpose;" and add "however, no state general fund dollars shall be used for this purpose."

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed Senate Bill No. 584 by Senator Peterson

AMENDMENT NO. 1

In House Committee Amendment No. 3 proposed by the House Committee on Education to Reengrossed Senate Bill No. 584 on line 7, following "fund" and before "shall" change "dollars" to "monies"

AMENDMENT NO. 2

On page 4, line 17, following "including" and before "but" delete ";

AMENDMENT NO. 3

On page 4, line 18, following "to" and before "energy" delete ";

AMENDMENT NO. 4

On page 4, line 20, following "construction" and before "rehabilitation" delete "or"

AMENDMENT NO. 5

On page 7, line 6, following "(a)" and before "the daily" change "Manage" to "To manage"

AMENDMENT NO. 6

On page 7, line 6, following "and" and before end of line insert "to"

AMENDMENT NO. 7

On page 7, line 8, following "(b)" and before "necessary" change "Employ" to "To employ"

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Gautreaux B	McPherson
Adley	Gautreaux N	Michot
Alario	Guillory	Morrell
Amedee	Hebert	Morrish
Broome	Heitmeier	Murray
Chabert	Jackson	Nevers
Cheek	Kostelka	Peterson
Crowe	LaFleur	Shaw
Dorsey	Long	Smith
Duplessis	Marionneaux	Thompson
Erdey	Martiny	
Total - 32		

NAYS

Total - 0

ABSENT

Appel	Mount	Walsworth
Claitor	Quinn	
Donahue	Riser	
Total - 7		

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

SENATE BILL NO. 606—

BY SENATORS MARTINY, ALARIO, AMEDEE, APPEL, BROOME, CHEEK, CROWE, DONAHUE, DUPLESSIS, ERDEY, N. GAUTREAUX, GUILLORY, HEBERT, KOSTELKA, LONG, MICHOT, MOUNT, QUINN, RISER, SHAW, SMITH, THOMPSON AND WALSWORTH

AN ACT

To enact Part XIX of Chapter 32 of Title 13 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 13:5230 through 5242, relative to religious freedoms; to create a cause of action for the preservation of religious freedom; to provide for definitions; to provide for applicability; to provide for remedies; to require notice; to provide for remediation; to provide certain limitations and procedures; to provide relative to fraudulent or frivolous claims; and to provide for related matters.

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

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Civil Law and Procedure to Reengrossed Senate Bill No. 606 by Senator Martiny

AMENDMENT NO. 1

On page 2, line 3, change "United States" to "Constitution of the United States of America" and at the beginning of line 4, delete "Constitution"

AMENDMENT NO. 2

On page 2, line 5, change "Louisiana Constitution" to "Constitution of Louisiana"

AMENDMENT NO. 3

On page 2, line 6, after "8" and before the comma "," insert "of the Constitution of Louisiana"

AMENDMENT NO. 4

On page 2, line 7, after "Amendment" and before "to" insert "of the Constitution of the United States of America"

AMENDMENT NO. 5

On page 2, line 12, change "their" to "his"

AMENDMENT NO. 6

On page 2, line 20, change "applicable. In such case." to "applicable by holding that"

AMENDMENT NO. 7

On page 2, line 26, change "may" to "shall"

AMENDMENT NO. 8

On page 3, at the beginning of line 1, change "A." to "(1)"

AMENDMENT NO. 9

On page 3, at the beginning of line 2, change "B." to "(2)"

AMENDMENT NO. 10

On page 3, at the end of line 5, change the semicolon ";" to a colon ":"

AMENDMENT NO. 11

On page 3, delete lines 6 through 29 in their entirety and on page 4, delete lines 2 through 9 in their entirety and insert the following:

"(1) "A person" includes an individual and also includes a church, association of churches or other religious order, body or institution which qualifies for exemption from taxation under Section 501(c)(3) or (d) of the Internal Revenue Code of 1986 (Public law 99-514, 26 U.S.C. Section 501).

"(2) "Burden" means that the government, directly or indirectly, does any of the following:

(a) Constrains or inhibits conduct or expression mandated by a person's sincerely held religious tenet or belief.

(b) Significantly curtails a person's ability to express adherence to the person's religious faith.

(c) Denies a person a reasonable opportunity to engage in activities which are fundamental to the person's religion.

(d) Compels conduct or expression which violates a tenet or belief of a person's religious faith.

"(3) "Compelling state interest" means the interest of the state to protect the best interest of a child and the health, safety, and welfare of a child.

"(4) "Demonstrates" means meeting the burdens of going forward with evidence and persuasion.

"(5) "Exercise of religion" means the practice or observance of religion under Article 1, Section 8, of the Constitution of Louisiana and the First Amendment of the Constitution of the United States of America and includes the ability to act or refuse to act in a manner substantially motivated by a sincerely-held religious belief, whether or not the exercise is compulsory or a central part or central requirement of the person's religious belief.

"(6) "Government" or "governmental agency" means any of the following:

(a) Any board, commission, court, department, agency, special district, authority, or other entity of the state.

(b) Any political subdivision of this state including any parish, municipality, special district, school board, sheriff, public board, institution, department, commission, district, corporation, agency, court, or authority.

(c) Any other public or governmental body of any kind which is not a state agency.

(d) Any official or other person acting under color of law."

AMENDMENT NO. 12

On page 4, delete lines 13 through 18 in their entirety and insert the following:

"B. The standards of a compelling governmental interest, as set forth in R.S. 13:5232, shall be satisfied by any penological regulation or rule which is established by a jail or correctional facility to protect the safety and security of incarcerated persons, or staff of, or visitors to the jail or correctional facility, or to maintain order or discipline in the jail or correctional facility."

AMENDMENT NO. 13

On page 4, at the end of line 20, change "Section 15." to "Section 15" and change "Louisiana" to "Constitution of Louisiana." and delete line 21 in its entirety

AMENDMENT NO. 14

On page 5, at the beginning of line 5, change "A" to "Subject to the provisions of R.S. 13:5239(C), a"

AMENDMENT NO. 15

On page 5, line 7, after "relief." and before "without" insert "not to include punitive or exemplary damages."

AMENDMENT NO. 16

On page 5, line 12, after "fees" and before "and" insert a comma ","

AMENDMENT NO. 17

On page 5, line 14, change "may" to "shall"

AMENDMENT NO. 18

On page 5, line 17, change "said" to "such"

AMENDMENT NO. 19

On page 5, line 20, after "the" delete the remainder of the line and delete line 21 in its entirety and insert "authority of the governmental agency."

AMENDMENT NO. 20

On page 5, line 26, change "Provided however" to "Notwithstanding the requirements of Subsection A of this Section"

AMENDMENT NO. 21

On page 6, at the end of line 14, change "must" to "shall"

AMENDMENT NO. 22

On page 6, line 21, change "must" to "shall"

AMENDMENT NO. 23

On page 6, line 26, after "contrary." and before "the" insert "including R.S. 13:5237 and 5238."

AMENDMENT NO. 24

On page 7, line 12, after "existing law" insert a period "." and delete the remainder of the line

AMENDMENT NO. 25

On page 7, line 19, change "States and" to "States of America or"

AMENDMENT NO. 26

On page 7, line 20, change "or the Louisiana Constitution" to "of the Constitution of Louisiana"

AMENDMENT NO. 27

On page 7, delete lines 22 through 26 in their entirety

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed Senate Bill No. 606 by Senator Martiny

AMENDMENT NO. 1

In House Committee No. 11 proposed by the House Committee on Civil Law and Procedure on page 1, line 25, following "page 4," and before "through" change "delete lines 2" to "delete lines 1"

June 20, 2010

AMENDMENT NO. 2

On page 1, line 3, following "through" and before ", relative" change "5242" to "5241"

AMENDMENT NO. 3

On page 1, line 10, following "through" and before ", is" change "5242" to "5241"

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Edwards to Reengrossed Senate Bill No. 606 by Senator Martiny

AMENDMENT NO. 1

In Amendment No. 11 proposed by the House Committee on Civil Law and Procedure and adopted by the House of Representatives on June 17, 2010, on page 2, line 11, after "state interest" and before "the" delete "means" and insert "includes"

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

ROLL CALL

The roll was called with the following result:

YEAS

Adley Erdey McPherson
Alario Gautreaux B Michot
Amedee Gautreaux N Morrish
Appel Guillory Mount
Broome Hebert Nevers
Chabert Heitmeier Riser
Cheek Kostelka Shaw
Crowe LaFleur Smith
Donahue Long Thompson
Duplessis Martiny Walsworth
Total - 30

NAYS

Claitor Jackson Murray
Dorsey Morrell Peterson
Total - 6

ABSENT

Mr. President Marionneaux Quinn
Total - 3

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

Motion to Consider

HOUSE CONCURRENT RESOLUTION NO. 243—

BY REPRESENTATIVE AUSTIN BADON

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 June 8, 2010.

Senator Nevers moved the adoption of a motion to allow the Senate to consider House Concurrent Resolution No. 243 on Third Reading and Final Passage, after 6:00 o'clock P.M. on the 82nd calendar day, pursuant to the consent of the House.

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Marionneaux Peterson Quinn
Total - 3

The Chair declared that the motion to allow the Senate to consider House Concurrent Resolution No. 243 after 6:00 o'clock P.M. on the 82nd calendar day was adopted and the bill may be considered pursuant to the consent of the House.

Motion to Consider

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.

Senator Morrell moved the adoption of a motion to allow the Senate to consider House Bill No. 283 on Third Reading and Final Passage, subject to call, after 6:00 o'clock P.M. on the 82nd calendar day, pursuant to the consent of the House.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Cheek Martiny
Adley Duplessis Morrell
Alario Gautreaux B Peterson
Amedee Hebert Smith
Appel Heitmeier
Chabert LaFleur
Total - 16

NAYS

Claitor Jackson Riser
Crowe Kostelka Shaw
Donahue Morrish Thompson
Dorsey Mount Walsworth
Erdey Murray
Guillory Nevers
Total - 16

ABSENT

Broome	Marionneaux	Quinn
Gautreaux N	McPherson	
Long	Michot	
Total - 7		

The Chair declared that the motion to allow the Senate to consider House Bill No. 283 after 6:00 o'clock P.M. on the 82nd calendar day was adopted and the bill may be considered pursuant to the consent of the House.

The Chair declared that the Senate refused to grant the motion to hear House Bill No. 283 after the 82nd calendar day.

Motion to Consider

HOUSE BILL NO. 684—
BY REPRESENTATIVE MONTUCET
AN ACT

To amend and reenact the heading of Chapter 31 of Title 48 of the Louisiana Revised Statutes of 1950, R.S. 48:2091, 2092, 2093, and 2094(A), (C), and (H) relative to the Lafayette Metropolitan Expressway Commission, to change the name of the commission; to change the composition of the board of directors; to change the jurisdictional boundaries of the commission; and to provide for related matters.

Senator Guillory moved the adoption of a motion to allow the Senate to consider House Bill No. 684 on Third Reading and Final Passage, subject to call, after 6:00 o'clock P.M. on the 82nd calendar day, pursuant to the consent of the House.

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Amedee	Marionneaux
Claitor	Quinn
Total - 4	

The Chair declared that the motion to allow the Senate to consider House Bill No. 684 after 6:00 o'clock P.M. on the 82nd calendar day was adopted and the bill may be considered pursuant to the consent of the House.

Messages from the House

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

Message from the House

CONSIDERATION OF A BILL ON THIRD READING

June 20, 2010

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has agreed by two-thirds vote of the elected members to allow the Senate to consider **House Bill No. 1490** by Representative Connick on Third Reading after 6:00 o'clock P.M. on the 82nd Calendar Day of this Regular Session.

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

Message from the House

CONSIDERATION OF A BILL ON THIRD READING

June 20, 2010

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has agreed by two-thirds vote of the elected members to allow the Senate to consider **House Bill No. 713** by Representative Champagne on Third Reading after 6:00 o'clock P.M. on the 82nd Calendar Day of this Regular Session.

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

Message from the House

CONSIDERATION OF A BILL ON THIRD READING

June 20, 2010

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has agreed by two-thirds vote of the elected members to allow the Senate to consider **House Bill No. 522** by Representative G. Jackson on Third Reading after 6:00 o'clock P.M. on the 82nd Calendar Day of this Regular Session.

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

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

SENATE BILL NO. 607—
BY SENATOR LONG

AN ACT

To amend and reenact R.S. 22:46(9)(a) and (10), 47(5), 48(A)(15), 451(A), and 452(1)(b), R.S. 23:1168(A), 1195(A)(1), 1197(C) and the introductory paragraph of R.S. 23:1197(F), R.S. 23:1200 and to enact R.S. 23:1200.6 through 1200.17, and to repeal R.S. 22:461(J) and 1982, relative to workers' compensation group self-insurance funds; to provide that such funds are not insurers nor to be deemed insurance; to provide for compliance examinations of group self-insurance workers' compensation funds by the commissioner of insurance; to provide for hearings of matters as a result of such examinations; and to provide for related matters.

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

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Labor and Industrial Relations to Reengrossed Senate Bill No. 607 by Senator Long

AMENDMENT NO. 1
On page 4, line 6, after "R.S. 23:1197(F)" insert "and"

AMENDMENT NO. 2
On page 6, line 29, change "working" to "work"

AMENDMENT NO. 3
On page 10, line 11, change "Paragraphs" to "Paragraph"

AMENDMENT NO. 4
On page 11, line 6, change "Paragraphs (C)(1), (E)(1)" to "Paragraph (C)(1), or (E)(1)"

AMENDMENT NO. 5
On page 11, line 11, change "so long as" to "provided"

AMENDMENT NO. 6
On page 11, line 17, change "so long as" to "provided"

AMENDMENT NO. 7
On page 11, line 23, change "working" to "work"

AMENDMENT NO. 8
On page 13, line 24, change "workpapers" to "work papers"

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on House and Governmental Affairs to Reengrossed Senate Bill No. 607 by Senator Long

AMENDMENT NO. 1
On page 1, line 4, after "23:1197(F)," insert "and"

AMENDMENT NO. 2
On page 1, line 4, change "23:1200 and" to "23:1200, and R.S. 44:4.1(B)(11),"

AMENDMENT NO. 3
On page 13, line 9, after "(3) All" change "working" to "work"

AMENDMENT NO. 4
On page 18, at the beginning of line 10, delete "Section 3." and insert the following:

"Section 3. R.S. 44:4.1(B)(11) is hereby amended and reenacted to read as follows:
§4.1. Exceptions

* * *

B. The legislature further recognizes that there exist exceptions, exemptions, and limitations to the laws pertaining to public records throughout the revised statutes and codes of this state. Therefore, the following exceptions, exemptions, and limitations are hereby continued in effect by incorporation into this Chapter by citation:

* * *

(11) R.S. 23:1177, 1197, 1200.7, 1291, 1292, 1293, 1306, 1660, 1671

* * *

Section 4."

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed Senate Bill No. 607 by Senator Long

AMENDMENT NO. 1
On page 7, line 3, change "Subpart J of this Part" to "this Subpart"

AMENDMENT NO. 2
On page 8, line 21, following "comprised" and before "appearing" change "of facts only" to "only of facts"

AMENDMENT NO. 3
On page 11, line 23, following "All" and before "papers" change "working" to "work"

AMENDMENT NO. 4
On page 15, line 10, following "billing," and before "a" change "take" to "file"

AMENDMENT NO. 5
On page 15, line 19, following "been" and before "as" change "taken" to "filed"

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Ponti to Reengrossed Senate Bill No. 607 by Senator Long

AMENDMENT NO. 1
On page 3, delete lines 12 through 14 in their entirety and insert in lieu thereof the following: "to any wokers' compensation plan, except as otherwise provided in this Subpart. This Subpart shall not apply to any arrangement or trust formed under Subpart J of Part I of Chapter 10 of Title 23 of the Louisiana Revised Statutes of 1950."

Senator Long moved to reject the amendments proposed by the House.

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Name, YEAS, NAYS. Lists names like Mr. President, Erdey, Michot, etc.

NAYS

Total - 0

ABSENT

Table with 3 columns: Name, ABSENT. Lists names like Amedee, Hebert, Quinn.

The Chair declared the amendments proposed by the House were rejected.

SENATE BILL NO. 615— BY SENATOR MARTINY

AN ACT

To amend and reenact R.S. 18:49.1(C), 1461, 1462, 1463(F), 1465(B), 1467, and 1468(C) and to enact R. S. 18:49.1(D), 1459, 1461.2, 1461.3, 1461.4, 1461.5, 1461.6, 1461.7 and 1461.8, and to repeal R.S. 14:118(A)(1)(b), 119, and 352 and R.S. 18:1300.6, relative to the election code; to provide relative to certain election offenses; to provide for definitions; to provided for penalties; and to provide for related matters.

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

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on House and Governmental Affairs to Reengrossed Senate Bill No. 615 by Senator Martiny

AMENDMENT NO. 1
On page 1, line 2, after "1465(B)," and before "1467," insert "1466,"

AMENDMENT NO. 2
On page 1, line 3, after "18:49.1(D)," delete "1459,"

AMENDMENT NO. 3
On page 1, line 8, after "1465(B)," and before "1467," insert "1466,"

AMENDMENT NO. 4
On page 1, line 9, after "18:49.1(D)," delete "1459,"

AMENDMENT NO. 5
On page 2, delete lines 6 through 16

AMENDMENT NO. 6
On page 6, at the beginning of line 23, change "with" to "and may receive"

AMENDMENT NO. 7
On page 10, line 12, between "the other," and "immunity" change "with" to "and may receive"

AMENDMENT NO. 8
On page 15, line 6, after "provisions of" change "the" to "this"

AMENDMENT NO. 9
On page 16, between lines 1 and 2, insert the following:
"§1466. Person defined Definitions
For the purposes of As used in this Chapter, the term "person" unless the context clearly indicates otherwise, the following terms shall have the meanings hereafter ascribed to each:
(1) "Person" shall have the meaning ascribed to it by R.S. 1:10.

- (2) "Election official" means:
 - (a) The parish board of election supervisors.
 - (b) Clerks and their employees who perform duties in the election process.
 - (c) Registrars of voters and their employees.
 - (d) The secretary of state and employees of his office who perform duties in the election process.
 - (e) Commissioners, including the commissioner-in-charge."

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

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	Hebert	Murray
Broome	Heitmeier	Nevers
Chabert	Jackson	Peterson
Cheek	Kostelka	Riser
Claitor	LaFleur	Shaw
Crowe	Long	Smith
Donahue	Marionneau	Thompson
Dorsey	Martiny	Walsworth
Duplessis	McPherson	

Total - 38

NAYS

Total - 0

ABSENT

Quinn
Total - 1

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

SENATE BILL NO. 624—
BY SENATOR MARIONNEAUX
AN ACT

To enact R.S. 51:2366, relative to economic development; to provide for the Louisiana Mega Project Energy Assistance Rebate; to provide for the businesses eligible for such rebate; to provide for the amount of such rebate; to provide certain authority to the secretary of the Department of Economic Development and the Department of Revenue; and to provide for a penalty for failure to file certain reports; and to provide for related matters.

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

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Ways and Means to Reengrossed Senate Bill No. 624 by Senator Marionneau

AMENDMENT NO. 1
On page 2, line 13, after "paid" insert "to the state"

AMENDMENT NO. 2
On page 2, at the end of line 25, after the period "." insert "Utilities shall be entitled to use estimates for reporting purposes."

AMENDMENT NO. 3
On page 3, line 7, after "paid" insert "to the state"

AMENDMENT NO. 4
On page 3, delete line 15 in its entirety and insert the following: "in an amount up to the Louisiana severance tax that has been paid to the state on natural gas for"

AMENDMENT NO. 5
On page 3, between lines 18 and 19, insert the following:
"(4) For purposes of establishing the amount of severance taxes which have been paid to the state relative to the granting of a rebate pursuant to this Section, the amount shall be determined by reducing the total amount of severance taxes estimated to have been paid by the amount of such tax which would have been allocated by the state to political subdivisions pursuant to Article VII, Section 4(D) and (E) of the constitution of Louisiana."

AMENDMENT NO. 6
On page 3, line 29, after "regulations" and before "provide" delete "may" and insert "shall"

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed Senate Bill No. 624 by Senator Marionneau

AMENDMENT NO. 1
In House Committee Amendment No. 5 proposed by the House Committee on Ways and Means on line 19, following "the" and before "of" change "constitution" to "Constitution"

AMENDMENT NO. 2
On page 3, lines 27-28, following "the" change "mega project" to "mega-project"

June 20, 2010

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Chabert	Nevers	Quinn
Total - 3		

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

SENATE BILL NO. 625—
BY SENATOR MARTINY AND REPRESENTATIVE LIGI
AN ACT

To enact R.S. 9:2780.1, relative to contracts; to provide relative to motor carrier transportation contracts; to provide relative to construction contracts; to provide relative to liability provisions; and to provide for related matters.

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

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Commerce to Reengrossed Senate Bill No. 625 by Senator Martiny

AMENDMENT NO. 1
On page 2, line 5, after "**use**" insert a comma "1"

AMENDMENT NO. 2
On page 2, line 10, after "**appurtenance**" insert a comma "1"

AMENDMENT NO. 3
On page 2, line 14, after "**repair**" insert a comma "1"

AMENDMENT NO. 4
On page 2, line 27, change "**under**" to "**pursuant to**"

AMENDMENT NO. 5
On page 3, line 24, after "**void**" insert a comma "1"

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Henry to Reengrossed Senate Bill No. 625 by Senator Martiny

AMENDMENT NO. 1
On page 4, delete line 3 in its entirety and insert in lieu thereof the following:
"Section 2. The provisions of this Act shall not apply to a contract providing indemnity to the indemnitee when such contract

was executed before the effective date of this Act and which contract governs a specific terminable performance of a specific job or activity."

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Nowlin to Reengrossed Senate Bill No. 625 by Senator Martiny

AMENDMENT NO. 1
On page 1, line 14, after "**timber**" and before the comma "1" insert "**without limitation**"

AMENDMENT NO. 2
On page 1, line 17, after "**timber**" and before the comma "1" insert "**without limitation**"

AMENDMENT NO. 3
On page 2, line 3, after "**timber**" and before the comma "1" insert "**without limitation**"

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

Senator Morrell moved as a substitute motion to reject the amendments proposed by the House.

Senator Martiny objected.

ROLL CALL

The roll was called on the substitute motion with the following result:

YEAS

Alario	Morrell	Smith
Claitor	Mount	
Total - 5		

NAYS

Adley	Gautreaux B	Michot
Amedee	Guillory	Morrish
Appel	Hebert	Murray
Broome	Heitmeier	Nevers
Chabert	Jackson	Peterson
Cheek	Kostelka	Riser
Crowe	LaFleur	Shaw
Donahue	Long	Thompson
Dorsey	Marionneaux	Walsworth
Duplessis	Martiny	
Erdey	McPherson	
Total - 31		

ABSENT

Mr. President	Gautreaux N	Quinn
Total - 3		

The Chair declared the substitute motion failed to pass.

ROLL CALL

The roll was called on the original motion with the following result:

YEAS

Adley	Gautreaux B	Michot
Amedee	Gautreaux N	Morrish
Appel	Guillory	Murray
Broome	Hebert	Nevers
Chabert	Heitmeier	Peterson
Cheek	Kostelka	Riser
Crowe	LaFleur	Shaw

Donahue	Long	Smith
Dorsey	Marionneau	Thompson
Duplessis	Martiny	Walsworth
Erdey	McPherson	
Total - 32		

NAYS

Mr. President	Claitor	Mount
Alario	Morrell	
Total - 5		

ABSENT

Jackson	Quinn
Total - 2	

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

Senator Broome in the Chair

SENATE BILL NO. 642—
BY SENATOR MORRELL

AN ACT

To enact Code of Criminal Procedure Art. 334.3(A)(4), relative to bail; to provide for release on bail; to provide for forfeiture or revocation of bail; to provide for procedure; and to provide for related matters.

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

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Administration of Criminal Justice to Reengrossed Senate Bill No. 642 by Senator Morrell

AMENDMENT NO. 1
On page 1, line 2, change "Art." to "Article"

AMENDMENT NO. 2
On page 2, line 2, change "posting" to "forfeiture"

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

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	Hebert	Murray
Broome	Heitmeier	Nevers
Chabert	Jackson	Peterson
Cheek	Kostelka	Riser
Claitor	LaFleur	Shaw
Crowe	Long	Smith
Donahue	Marionneau	Thompson
Dorsey	Martiny	Walsworth
Duplessis	McPherson	
Total - 38		

NAYS

Total - 0

ABSENT

Quinn
Total - 1

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

SENATE BILL NO. 656—
BY SENATORS HEBERT, MICHOT AND WALSWORTH
AN ACT

To amend and reenact R.S. 39:51(D) and 1305(C)(2)(a) and to enact R.S. 39:51(B), relative to government budgets; to provide relative to the content and form of the general appropriations, ancillary, legislative and judicial appropriation bills; to provide relative to the content and form of budgets of political subdivisions; to provide for an effective date; and to provide for related matters.

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

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Appropriations to Engrossed Senate Bill No. 656 by Senator Hebert

AMENDMENT NO. 1
On page 1, line 2, between "R.S. 39:51(B)" and the comma "," insert "and (F)"

AMENDMENT NO. 2
On page 1, line 4, between "appropriation bills;" and "to provide" insert "to provide for the designation of reductions in any appropriation bill;"

AMENDMENT NO. 3
On page 1, line 9, between "R.S. 39:51(B)" and "hereby" delete "is" and insert "and (F) are"

AMENDMENT NO. 4
On page 2, between lines 11 and 12, insert the following:
"F. Any appropriation bill in which a reduction in an appropriation is authorized shall designate the reduction by placing parenthesis around the amount."
* * *

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Erdey	Michot
Adley	Gautreaux B	Morrell
Alario	Gautreaux N	Morrish
Amedee	Guillory	Mount
Appel	Hebert	Murray
Broome	Heitmeier	Nevers
Chabert	Jackson	Peterson
Cheek	Kostelka	Riser
Claitor	LaFleur	Shaw
Crowe	Long	Smith
Donahue	Marionneau	Thompson
Dorsey	Martiny	Walsworth
Duplessis	McPherson	
Total - 38		

NAYS

Total - 0

ABSENT

Quinn
Total - 1

June 20, 2010

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

SENATE BILL NO. 684—
BY SENATOR CROWE

AN ACT

To amend and reenact R.S. 28:53(G)(2) and to enact R.S. 28:53(G)(7), relative to coroners; to provide relative to admission by emergency certificate and the coroner's seventy-two-hour rule regarding patients who are out of the parish at the time of commitment; and to provide for related matters.

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

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Health and Welfare to Reengrossed Senate Bill No. 684 by Senator Crowe

AMENDMENT NO. 1

On page 3, line 2, after "certificate" change "shall" to "may"

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed Senate Bill No. 684 by Senator Crowe

AMENDMENT NO. 1

On page 1, line 8, following "to read" and before "as follows" delete "as read"

AMENDMENT NO. 2

On page 2, line 21, following "to" and before "**(B)(1)**" change "Subparagraph" to "Paragraph"

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Katz to Reengrossed Senate Bill No. 684 by Senator Crowe

AMENDMENT NO. 1

On page 2, line 6, after "physician," insert "preferably a psychiatrist,"

AMENDMENT NO. 2

On page 2, line 15, after "deputy coroner" insert "who is a physician, preferably a psychiatrist,"

AMENDMENT NO. 3

On page 2, line 17, after "physician," insert "preferably a psychiatrist,"

AMENDMENT NO. 4

On page 3, line 1, after "parish" insert "pursuant to an emergency certificate"

AMENDMENT NO. 5

On page 3, line 6, after "Paragraph" change "**(3)**" to "**(2)**"

AMENDMENT NO. 6

On page 3, line 9, after "date" delete the remainder of the line and lines 10 and 11, and insert "and time the initial emergency certificate was executed in the parish of origin,"

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 36

NAYS

Total - 0

ABSENT

Jackson	Kostelka	Quinn
---------	----------	-------

Total - 3

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

SENATE BILL NO. 701—
BY SENATOR MARIONNEAUX

AN ACT

To enact R.S. 17:221.4(C) and (D), relative to education; to provide relative to options available to certain high school dropouts pursuant to court order; and to provide for related matters.

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

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Education to Reengrossed Senate Bill No. 701 by Senator Marionneaux

AMENDMENT NO. 1

On page 1, at the end of line 9, delete the comma "," and at the beginning of line 10, delete "voluntarily or involuntarily,"

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 36

NAYS

Total - 0

ABSENT

Kostelka Nevers Quinn
 Total - 3

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

SENATE BILL NO. 704—
 BY SENATOR SHAW

AN ACT

To amend and reenact R.S. 29:414(C) and (D), relative to credit in public retirement systems for service in the uniformed services; to provide for payment of contributions to public retirement systems for such service credit; to provide for time periods for payment of such contributions; to provide for an effective date; and to provide for related matters.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Montoucet to Engrossed Senate Bill No. 704 by Senator Shaw

AMENDMENT NO. 1

On page 1, line 2, after "reenact" delete "R.S. 29:414(C) and (D)," and insert "R.S. 29:414(D) and to enact R.S. 29:414(E),"

AMENDMENT NO. 2

On page 1, line 9, after "Section 1." and before "to" change "R.S. 29:414(C) and (D) are hereby amended and reenacted" to "R.S. 29:414(D) is hereby amended and reenacted and R.S. 29:414(E) is hereby enacted"

AMENDMENT NO. 3

On page 1, delete lines 13 through 17 in their entirety and on page 2 delete line 1 in its entirety

AMENDMENT NO. 4

On page 2, at the end of line 2 insert "four"

AMENDMENT NO. 5

On page 2, delete line 3 in its entirety and at the beginning of line 4 delete "for" and insert "years, or a time period authorized in accordance with Subsection E of this Section."

AMENDMENT NO. 6

On page 2, delete lines 12 through 14 and insert the following:
"E. Notwithstanding Subsection D of this Section, if any employee fails to make the required contributions within four years of his reemployment, the retirement system, pension fund, or employee benefit plan may permit such employee to make such contributions within the time period allowable under the Uniformed Services Employment and Reemployment Rights Act of 1994 (USERRA)."

AMENDMENT NO. 7

On page 2, at the beginning of line 15 change "Section 3." to "Section 2."

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

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	Hebert	Murray
Broome	Heitmeier	Nevers
Chabert	Jackson	Peterson
Cheek	Kostelka	Riser
Claitor	LaFleur	Shaw
Crowe	Long	Smith
Donahue	Marionneaux	Thompson
Dorsey	Martiny	Walsworth
Duplessis	McPherson	
Total - 38		

NAYS

Total - 0

ABSENT

Quinn
 Total - 1

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

SENATE BILL NO. 710—
 BY SENATOR CHEEK

AN ACT

To enact R.S. 22:1874(A)(5), relative to billing by contracted health care providers; to provide with respect to the payment to any new provider to the contracted network of providers; and to provide for related matters.

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

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Insurance to Reengrossed Senate Bill No. 710 by Senator Cheek

AMENDMENT NO. 1

On page 2, line 21, delete the comma ",."

AMENDMENT NO. 2

On page 2, line 23, after "**requirements**" delete the remainder of the line and insert in lieu thereof a comma "," and "**the following actions shall be permitted:**"

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

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	Hebert	Murray
Broome	Heitmeier	Nevers
Chabert	Jackson	Peterson
Cheek	Kostelka	Riser
Claitor	LaFleur	Shaw
Crowe	Long	Smith
Donahue	Marionneaux	Thompson
Dorsey	Martiny	Walsworth
Duplessis	McPherson	
Total - 38		

NAYS

Total - 0

ABSENT

Quinn
Total - 1

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

SENATE BILL NO. 731—
BY SENATOR CHAISSON

AN ACT

To enact R.S. 49:258.1, relative to private contractual legal services to represent the state or a state agency; to authorize the attorney general to enter into certain contingent fee contracts with contracting private attorneys or law firms; to provide for definitions; to provide for approval of such contracts; to provide relative to record keeping; to provide for limitations on such contingent fee contracts; and to provide for related matters.

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

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Civil Law and Procedure to Reengrossed Senate Bill No. 731 by Senator Chaisson

AMENDMENT NO. 1

On page 1, line 4, after "firms" and before the semicolon ";" insert "in certain circumstances"

AMENDMENT NO. 2

On page 1, line 10, change "Contingent" to "Deepwater Horizon event; contingent"

AMENDMENT NO. 3

On page 1, delete lines 12 and 13 and insert the following:
"A. As used in this Section, the following terms shall have the following meanings:

(1) "Client agency" means any state agency that has a duty to enforce the laws when a claim arises or collect or recover any fees, revenue, penalties, damages, or other compensation owed the state.

(2) "Contingent fee" means the percentage that shall"

AMENDMENT NO. 4

On page 1, line 14, change "an attorney" to "a private attorney"

AMENDMENT NO. 5

On page 2, at the beginning of line 1, change "(2)" to "(3)"

AMENDMENT NO. 6

On page 2, between lines 4 and 5, insert the following:
"(4) "Elected official" means any person holding an office in a governmental entity which is filled by the vote of the appropriate electorate and includes any person appointed to fill a vacancy in such offices.

(5) "Hourly rate" means the rate charged per hour by any private attorney, associate, paralegal, or administrative personnel who may be providing services in accordance with this Section.

(6) "Immediate family" as the term relates to an elected official, means his children, the spouses of his children, his brothers and their spouses, his sisters and their spouses, his parents, his spouse, and the parents of his spouse.

(7) "State agency" means any department, board, commission, agency, office, special district, authority or other entity of the state, but shall not include the Public Service Commission or the State Bond Commission or any political subdivision of the state, as defined by Article VI of the Constitution of Louisiana, or any entity of a political subdivision."

AMENDMENT NO. 7

On page 2, at the beginning of line 5, change "(3)" to "(8)" and change "all" to "any"

AMENDMENT NO. 8

On page 2, line 9, change "(4)" to "(9)" and delete "both" and "for"

AMENDMENT NO. 9

On page 2, line 11, delete "for"

AMENDMENT NO. 10

On page 2, delete lines 12 through 29 in their entirety and insert the following:

"B. Except as otherwise provided in this Section, in any legal proceeding arising from the Deepwater Horizon event, the attorney general may enter into a contract with a private attorney or law firm to represent a state agency to recover state property or state funds or the payment of compensation owed to a state agency, including a contract based on a contingent fee, if all of the following procedures are complied with:

(1) Notwithstanding any other provision of law to the contrary, including R.S. 39:1494 and R.S. 49:257 and 258, a committee consisting of the attorney general, governor, state treasurer, president of the Senate and speaker of the House of Representatives, shall competitively negotiate through a request for proposals process, solicitation for offers process, or other similar competitive selection process for qualified private attorneys or law firms.

(2) Adequate public notice of the request for proposals, solicitation for offers, or other similar process shall be given by advertising in the official journal of the state, at least five other newspapers of general circulation in the state, at least five newspapers of national circulation, and in any national trade journal which serves the particular type of private attorney or law firm desired. In addition, written notice may be provided to persons or firms who are known to be in a position to furnish the desired services. The advertisement shall appear at least ten days before the last day proposals will be accepted.

(3) No elected official, member of his immediate family, or legal entity in which either has an interest greater than five percent shall be eligible to submit a proposal in accordance with the provisions of this Section or enter into any contract, subcontract, or other transaction relative to the representation of the state in any legal proceeding related to the Deepwater Horizon event.

(4) Any private attorney or law firm submitting a proposal shall disclose any past or present relationship with the state agency to be represented or those persons evaluating and awarding the proposal as provided in this Section.

(5) If the proposal contemplates a contingent fee, it shall contain detailed reasons as to why a contingent fee contract is in the best interest of the state.

(6) The committee members or their designees who are state employees of their agency, shall evaluate the proposals and base the award determination on the totality of the proposal and the best interest of the state. However, preference shall be given to private attorneys licensed to practice law in this state and law firms domiciled and licensed in this state."

AMENDMENT NO. 11

On page 3, delete lines 1 through 4 in their entirety

AMENDMENT NO. 12

On page 3, at the beginning of line 5, change "(e)" to "(7)" and after "general" delete the remainder of the line and insert "shall obtain final"

AMENDMENT NO. 13

On page 3, delete lines 8 through 14 in their entirety and insert the following:

"C.(1) A private attorney or law firm awarded a contingent fee contract in accordance with the provisions of this Section shall keep current hourly time reports in quarter hour segments and shall report each month to the client agency, attorney general, governor, state treasurer, president of the Senate, and speaker of the House of Representatives, the time spent on the matter, complete costs and expenses, the status of all legal proceedings, and a detailed description of each item.

(2) A private attorney or law firm awarded a contract in accordance with the provisions of this Section shall have a continuing duty to inform the governor, attorney general, state treasurer, president of the Senate, and speaker of the House of Representatives of any action which violates any provision of this Section, including any subcontracted work or the hiring of any additional attorney or consultant who has a financial interest in the outcome of any legal proceeding within thirty days of the interest being acquired."

AMENDMENT NO. 14

On page 3, at the beginning of line 15, change "(2)" to "(3)" and delete "contracting"

AMENDMENT NO. 15

On page 3, at the beginning of line 16, before "attorney" insert "client agency," and after "auditor" delete "each"

AMENDMENT NO. 16

On page 3, line 17, change "at any time on" to "upon"

AMENDMENT NO. 17

On page 3, at the beginning of line 18, change "(3)" to "(4)" and change "payment of contingency fees" to "payments of a contingent fee"

AMENDMENT NO. 18

On page 3, line 20, change "remain on the attorney general's" to "shall remain on the"

AMENDMENT NO. 19

On page 3, at the beginning of line 22, change "(4)" to "(5)" and change "the contracts and written determinations" to "any contract awarded in accordance with the provisions of this Section"

AMENDMENT NO. 20

On page 3, at the end of line 23, delete "after the" and at the beginning of line 24, delete "date"

AMENDMENT NO. 21

On page 3, line 24, change "of the contract and remain on the attorney general's" to "and shall remain on the"

AMENDMENT NO. 22

On page 3, delete lines 26 through 29 in their entirety

AMENDMENT NO. 23

On page 4, delete line 1 in its entirety and insert the following:

"D.(1) No contingent fee contract awarded in accordance with the provisions of this Section shall provide for any private attorney or law firm to"

AMENDMENT NO. 24

On page 4, line 2, change "contingency" to "contingent"

AMENDMENT NO. 25

On page 4, delete lines 11 through 29 in their entirety and insert the following:

"(2) Notwithstanding any other provision of this Section to the contrary, an aggregate contingent fee shall not exceed the lesser of ten percent of the net recovery or fifty million dollars, exclusive of reasonable costs and expenses, and irrespective of the number of legal proceedings filed or the number of private attorneys or law firms retained to achieve the recovery.

(3) At the conclusion of any legal proceeding in which a contingent fee contract was awarded in accordance with the provisions of this Section, the private attorney or law firm shall provide to the committee a disclosure statement of the hours worked on the matter, expenses incurred, the aggregate fee amount, including a breakdown of the hourly rate, based on hours worked divided by the recovery, less expenses. If the disclosure statement submitted shows an hourly rate in excess of

one thousand dollars, the fee shall be reduced to an amount equal to one thousand dollars per hour.

E. The attorney general and each private attorney or law firm shall submit affidavits of correctness to the court for reimbursement of costs and expenses and shall submit an affidavit that the proposed attorney fee is reasonable and meets the requirements of Rule 1.5 of the Rules of Professional Conduct. No contingent fee, costs, or expenses shall be paid until the court and the Joint Legislative Committee on the Budget certify that the contingent fee contract complies with the provisions of this Section and that the attorney fee is reasonable and complies with Rule 1.5 of the Rules of Professional Conduct."

AMENDMENT NO. 26

On page 5, delete lines 1 through 6 in their entirety and insert the following:

"F. All monies recovered for the state by a private attorney or law firm awarded a contract in accordance with the provisions of this Section shall be transmitted to the state treasurer for deposit into the state treasury after reasonable attorney fees, costs, and expenses are deducted in accordance with this Section.

G. A contract awarded in accordance with the provisions of this Section which is based in whole or in part upon the use of contingent fees for compensation, shall not apply to any claims for natural resource damages, including but not limited to any damages awarded pursuant to the Oil Pollution Act, 33 USC 2702, et seq., and the authority granted in this Section shall not supercede the authority of the oil spill coordinator and trustees as provided in the Louisiana Oil Spill Prevention and Response Act.

H. Any private attorney or law firm with an existing contract for any matter related to the Deepwater Horizon event may continue to work under the terms of that contract until a contract is awarded based upon a proposal submitted in accordance with the provisions of this Section."

AMENDMENT NO. 27

On page 5, line 7, change "to nor shall" to "to, supercede, or"

AMENDMENT NO. 28

On page 5, at the beginning of line 8, change "to enter into contingency" to "granted in R.S. 56:40.1 or the authority to enter into contingent"

AMENDMENT NO. 29

On page 5, delete lines 11 and 12 in their entirety and insert the following:

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

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed Senate Bill No. 731 by Senator Chaisson

AMENDMENT NO. 1

In House Committee Amendment No.26 proposed by the House Committee on Civil Law and Procedure to Reengrossed Senate Bill No. 731 on page 4, line 43, following "33" and before ", et seq.," change "USC 2702" to "U.S.C. 2702"

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Patricia Smith to Reengrossed Senate Bill No. 731 by Senator Chaisson

AMENDMENT NO. 1

In House Committee Amendment No. 10 proposed by the House Committee on Civil Law and Procedure and adopted by the House on

June 20, 2010

June 17, 2010, on p. 2, line 39, after the period "." insert "The committee shall award contracts based upon the demographics of the population of the state, including but not limited to geography, gender, and race."

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Henry to Reengrossed Senate Bill No. 731 by Senator Chaisson

AMENDMENT NO. 1

In House Committee Amendment No. 25 proposed by the House Committee on Civil Law and Procedure and adopted by the House on June 17, 2010, on page 4, between lines 23 and 24, insert the following:

"(4) At the conclusion of any legal proceeding, the private attorney or law firm shall reimburse the state for all attorney expenses and state monies previously appropriated to the attorney general for Deepwater Horizon legal proceedings."

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Mills to Reengrossed Senate Bill No. 731 by Senator Chaisson

AMENDMENT NO. 1

In House Committee Amendment No. 25 proposed by the House Committee on Civil Law and Procedure and adopted by the House on June 17, 2010, on page 4, line 22, after "dollars" and before the comma "," insert "per attorney"

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Ligi to Reengrossed Senate Bill No. 731 by Senator Chaisson

AMENDMENT NO. 1

In House Committee Amendment No. 10 proposed by the House Committee on Civil Law and Procedure and adopted by the House on June 17, 2010, on page 2, line 31, before the period "." insert "with any law firm which has an attorney fee interest in the outcome of the proceeding"

AMENDMENT NO. 2

In House Committee Amendment No. 26 proposed by the House Committee on Civil Law and Procedure and adopted by the House on June 17, 2010, on page 4, line 41, delete "for natural resource damages"

AMENDMENT NO. 3

In House Committee Amendment No. 26 proposed by the House Committee on Civil Law and Procedure and adopted by the House on June 17, 2010, on page 4, line 42, change "including but not limited to any damages" to "arising under or"

AMENDMENT NO. 4

In House Committee Amendment No. 26 proposed by the House Committee on Civil Law and Procedure and adopted by the House on June 17, 2010, on page 4, line 43, after "et seq." and before the comma "," insert "or the Louisiana Oil Spill Prevention and Response Act"

Senator Chaisson moved to reject the amendments proposed by the House.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Alario Amedee Gautreaux N Guillory Hebert Morrell Murray Nevers

Broome Chabert Cheek Claitor Crowe Dorsey Duplessis Gautreaux B Total - 31 Heitmeier Jackson Kostelka LaFleur Long Marionneaux Martiny Michot Peterson Riser Shaw Smith Thompson Walsworth

NAYS

Adley Appel Total - 6 Donahue Erdey Morrish Mount

ABSENT

McPherson Total - 2 Quinn

The Chair declared the amendments proposed by the House were rejected.

SENATE BILL NO. 772— BY SENATOR MORRELL

AN ACT

To amend and reenact R.S. 36:801.1(A) and R.S. 38:330.12(A) and to enact R.S. 36:509(P) and R.S. 38:330.12.1, relative to the New Orleans Lakefront Airport; to create the New Orleans Lakefront Airport Authority; to provide for transfer of the management, control, and maintenance of the airport facility to the authority; to provide for the powers, duties, and functions of the authority exercised through a board of commissioners of the authority; to provide for the membership of the board of commissioners; and to provide for related matters.

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

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Transportation, Highways, and Public Works to Engrossed Senate Bill No. 772 by Senator Morrell

AMENDMENT NO. 1

On page 4, line 16, after "more", delete "that" and insert "than" in lieu thereof

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Abramson to Engrossed Senate Bill No. 772 by Senator Morrell

AMENDMENT NO. 1

On page 1, line 8, after "commissioners;" insert "to require financial disclosure;"

AMENDMENT NO. 2

On page 4, between lines 20 and 21, insert the following: "(4) Members of the board shall file annual financial disclosure statements pursuant to R.S. 42:1124.2.1."

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Richmond to Engrossed Senate Bill No. 772 by Senator Morrell

AMENDMENT NO. 1

On page 3, line 19, after "(c)" delete "One member appointed by the" and insert "The"

AMENDMENT NO. 2

On page 3, at the end of line 20, delete the period "." and insert "or his appointee."

AMENDMENT NO. 3

On page 3, line 21, after "(d)" delete "One member appointed by the" and insert "The"

AMENDMENT NO. 4

On page 3, at the end of line 22, delete the period "." and insert "or his appointee."

AMENDMENT NO. 5

On page 3, line 23, after "(e)" delete "One member appointed by the" and insert "The"

AMENDMENT NO. 6

On page 3, at the end of line 24, delete the period "." and insert "or his appointee."

AMENDMENT NO. 7

On page 3, line 25, after "(f)" delete "One member appointed by the" and insert "The"

AMENDMENT NO. 8

On page 3, at the end of line 26, delete the period "." and insert "or his appointee."

AMENDMENT NO. 9

On page 3, line 27, after "(g)" delete "One member appointed by the" and insert "The"

AMENDMENT NO. 10

On page 3, at the end of line 28, delete the period "." and insert "or his appointee."

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Hutter to Engrossed Senate Bill No. 772 by Senator Morrell

AMENDMENT NO. 1

On page 4, between lines, 5 and 6, insert "K. Three members appointed jointly by the presidents of the Lakeshore, Lake Vista, Lake Terrace, and Lake Oaks property owners associations."

AMENDMENT NO. 2

On page 4, line 16, after "board" delete the remainder of the line and line 17 in its entirety and insert a period "."

AMENDMENT NO. 3

On page 4, at the beginning of line 18, delete "addition. Members" and insert "Members"

Senator Morrell moved to reject the amendments proposed by the House.

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Claitor Donahue Quinn
Total - 3

The Chair declared the amendments proposed by the House were rejected.

SENATE BILL NO. 803— (Substitute for Senate Bill No. 773 by Sen. Donahue)

BY SENATORS DONAHUE, CHEEK, B. GAUTREAUX, MOUNT, PETERSON AND NEVERS

AN ACT

To amend and reenact R.S. 44:4.1(B)(15) and to enact Part IX-A of Chapter 1 of Title 28 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 28:215.1 through 215.6, relative to coroners; to provide for the establishment of a Coroner's Strategic Initiative for a Health Information and Intervention Program within offices of the coroner; to provide for certain services; to provide for consent; to provide for the Coroner's Strategic Initiative for a Health Information and Intervention Program advisory board; to provide for an exception to the public records law; to provide for duties of certain treatment facilities; to provide for limitations of liability; and to provide for related matters.

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

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Judiciary to Reengrossed Senate Bill No. 803 by Senator Donahue

AMENDMENT NO. 1

On page 1, line 5, after "within" and before "of" delete "offices" and insert in lieu thereof "a specified office"

AMENDMENT NO. 2

On page 2, line 1, after "in" and before "is" delete "each parish" and insert in lieu thereof "a parish having a population between one hundred ninety-one thousand and two hundred thousand according to the latest federal decennial census"

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on House and Governmental Affairs to Reengrossed Senate Bill No. 803 by Senator Donahue

AMENDMENT NO. 1

On page 2, at the beginning of line 6, delete "A."

AMENDMENT NO. 2

On page 4, line 3, after "authorized by R.S." change "28:215.1" to "28:215.2"

AMENDMENT NO. 3

On page 4, line 10, after "provided through" insert "the"

AMENDMENT NO. 4

On page 5, at the beginning of line 14, change "(1)" to "A."

AMENDMENT NO. 5

On page 5, line 21, after "provided for in R.S." change "28:215.1" to "28:215.2"

AMENDMENT NO. 6

On page 5, at the beginning of line 23, change "(2)" to "B."

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

June 20, 2010

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Erdey	Morrell
Adley	Gautreaux B	Morrish
Alario	Guillory	Mount
Amedee	Hebert	Murray
Appel	Heitmeier	Nevers
Broome	Jackson	Peterson
Chabert	Kostelka	Riser
Cheek	LaFleur	Shaw
Claitor	Long	Smith
Crowe	Marionneaux	Thompson
Donahue	Martiny	Walsworth
Dorsey	McPherson	
Duplessis	Michot	
Total - 37		

NAYS

Total - 0

ABSENT

Gautreaux N	Quinn
Total - 2	

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

SENATE BILL NO. 804— (Substitute of Senate Bill No. 754 by Senator Morrell)

BY SENATOR MORRELL

AN ACT

To amend and reenact R.S. 36:801.1(A), R.S. 38:330.12 and 330.12.1, to enact R.S. 36:509(P) and R.S. 38:330.12.1, and to repeal R.S. 36:509(P), relative to non-flood protection assets, functions, and activities within a levee district within the jurisdiction of an authority; to provide for the management and control of such assets; to create the Non-flood Protection Asset Management Authority within the Department of Transportation and Development and as a political subdivision; to transfer management of such assets from the division of administration to the authority; to provide for the powers, duties, and functions of the authority; to provide for a board of commissioners of the authority; to provide for membership of the board of commissioners; and to provide for related matters.

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

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Transportation, Highways, and Public Works to Engrossed Senate Bill No. 804 by Senator Morrell

AMENDMENT NO. 1

On page 3, line 10, after "Section" insert "provided that any such sale, lease or transfer be for full and adequate consideration and any proceeds therefrom be used to pay outstanding debts"

AMENDMENT NO. 2

On page 3, at the end of line 28, insert "The authority shall not be subject to the rules and regulations of the Department of Transportation and Development."

AMENDMENT NO. 3

On page 4, line 4, after "satisfy" and before "any" insert "any outstanding judgment."

AMENDMENT NO. 4

On page 4, line 19, after "**no**" delete the remainder of the line and line 20 in its entirety and insert "**elected official shall be appointed to serve as a member of the authority;**"

AMENDMENT NO. 5

On page 4, line 21, after "**the**" delete the remainder of the line and lines 22 through 29 in their entirety and insert "**Southeast Louisiana Flood Protection Authority East.**"

AMENDMENT NO. 6

On page 5, delete lines 1 through 5 in their entirety

AMENDMENT NO. 7

On page 5, at the beginning of line 6, change "**(8)**" to "**(2)**" and after "**state**" insert "**senator and each state**"

AMENDMENT NO. 8

On page 5, at the beginning of line 7, delete "**representative**"

AMENDMENT NO. 9

On page 5, at the beginning of line 8, change "**(9)**" to "**(3)**"

AMENDMENT NO. 10

On page 5, delete lines 10 through 13 in their entirety and insert the following:

"(4) One member appointed by the mayor of the city of New Orleans.

(5) One member appointed by each New Orleans city council member in whose district a non-flood asset is located.

(6) Two members appointed jointly by the presidents of the Lakeshore, Lake Vista, Lake Terrace, and Lake Oaks property owners associations.

AMENDMENT NO. 11

On page 5, line 22, after "**but**" delete the remainder of the line and line 23 in its entirety and at the beginning of line 24, delete "**addition.**"

AMENDMENT NO. 12

On page 7, line 4, after "the" delete the remainder of the line and lines 5 through 17 in their entirety and insert "**Southeast Louisiana Flood Protection Authority East.**"

AMENDMENT NO. 13

On page 7, at the beginning of line 18, delete "(8)" and insert "(2)" and after "state" insert "**senator and each state**"

AMENDMENT NO. 14

On page 7, at the beginning of line 19, delete "representative"

AMENDMENT NO. 15

On page 7, delete lines 20 through 26 in their entirety and insert the following:

"(3) One member appointed by the mayor of the city of New Orleans.

(4) One member appointed by each New Orleans city council member in whose district a non-flood asset is located.

(5) Two members appointed jointly by the presidents of the Lakeshore, Lake Vista, Lake Terrace, and Lake Oaks property owners associations.

AMENDMENT NO. 16

On page 8, line 26, after "on" and before "and" delete "January 1, 2011," and insert "August 15, 2010,"

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Lorusso to Engrossed Senate Bill No. 804 by Senator Morrell

AMENDMENT NO. 1

On page 5, between lines 13 and 14, insert the following:

"(7) One member appointed by the Lake Pontchartrain Basin Foundation.
(8) One member appointed by board for the New Orleans City Park."

AMENDMENT NO. 2

On page 8, line 25, after "Section 6. (A)" delete "The" and inset "This Section and the"

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Lorusso to Engrossed Senate Bill No. 804 by Senator Morrell

AMENDMENT NO. 1

In Amendment No. 1 of the set of amendments proposed by the House Committee on Transportation, Highways, and Public Works and adopted by the House of Representatives on June 16, 2010, on page 1, line 2, after "sale," and before "or transfer" delete "lease"

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Lorusso to Engrossed Senate Bill No. 804 by Senator Morrell

AMENDMENT NO. 1

On page 5, at the end of line 7, insert "No member appointed by a state senator or state representative to serve on the board shall be subject to Senate confirmation."

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Abramson to Engrossed Senate Bill No. 804 by Senator Morrell

AMENDMENT NO. 1

On page 1, line 11, after "commissioners;" insert "to require financial disclosure;"

AMENDMENT NO. 2

On page 5, between lines 26 and 27, insert the following:
"(4) Members of the authority shall file annual financial disclosure statements pursuant to R.S. 42:1124.2.1."

AMENDMENT NO. 3

On page 8, between lines 10 and 11, insert the following:
 "(4) Members of the authority shall file annual financial disclosure statements pursuant to R.S. 42:1124.2.1."

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Mount

Total - 1

ABSENT

Kostelka Quinn
 Total - 2

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

SENATE BILL NO. 805— (Substitute of Senate Bill No. 272 by Senator Dorsey)

BY SENATOR DORSEY

AN ACT

To enact Chapter 2-B of Code Title XII of Code Book III of Title 9 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 9:3579.1 through 3579.4, relative to the Louisiana Tax Refund Anticipation Loan Act; to provide for restrictions; to provide for registration; to provide for disclosure; to provide for powers of the commissioner of financial institutions; and to provide for related matters.

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

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Commerce to Reengrossed Senate Bill No. 805 by Senator Dorsey

AMENDMENT NO. 1

On page 2, line 27, change "Section" to "Chapter"

AMENDMENT NO. 2

On page 2, delete lines 28 and 29 in its entirety and insert in lieu thereof the following:

"(1) Federally insured financial institution."

AMENDMENT NO. 3

On page 4, line 10, after "Lending," delete the remainder of the line in its entirety and delete line 11 in its entirety and insert in lieu thereof "Act, 15 U.S.C. 1601 et seq."

AMENDMENT NO. 4

On page 4, delete line 22 in its entirety and insert in lieu thereof "Lending Act, 15 U.S.C. 1601 et seq."

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed Senate Bill No. 805 by Senator Dorsey

AMENDMENT NO. 1

On page 4, line 12, following "required by" change "Paragraph (1) of" to "Paragraph (A)(1)"

AMENDMENT NO. 2

On page 4, line 13, delete "Subsection A"

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

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	Hebert	Murray
Broome	Heitmeier	Nevers
Chabert	Jackson	Peterson

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Cheek	Kostelka	Quinn
Claitor	LaFleur	Riser
Crowe	Long	Shaw
Donahue	Marionneaux	Smith
Dorsey	Martiny	Thompson
Duplessis	McPherson	Walsworth

Total - 39

NAYS

Total - 0

ABSENT

Total - 0

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

Senate Bills and Joint Resolutions Returned from the House of Representatives with Amendments, Subject to Call

Called from the Calendar

Senator Walsworth asked that Senate Bill No. 622 be called from the Calendar.

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 advertising agency 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.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Wooton to Reengrossed Senate Bill No. 622 by Senator Walsworth

AMENDMENT NO. 1

On page 1, line 2, after "amend and reenact" insert "R.S. 27:96(B) and 261(B) and"

AMENDMENT NO. 2

On page 1, line 2, after "(32)" delete the comma "," and insert " and to enact R.S. 27:373(A)(2)(c),"

AMENDMENT NO. 3

On page 1, line 5, after "agency;" insert "to provide for the definition of business activity for the purpose of certain conflicts of interest provisions;"

AMENDMENT NO. 4

On page 1, between lines 6 and 7 insert the following:
"Section 1. R.S. 27:96(B) and 261(B) are hereby amended and reenacted and R.S. 27:373(A)(2)(c) is hereby enacted to read as follows:

§96. Contracts prohibited; gaming operator; public officials; penalties

* * *

B. (1) As used in this Section, business activity shall specifically include but is not limited to contracts:

(+) (a) For the sale or purchase of goods, merchandise, and services.

(2) (b) To provide or receive legal services, advertising, public relations, or any other business or personal service.

(3) (c) For the listing, purchase or sale of immovable property or options or real rights relating thereto.

(4) (d) Modifying ownership or possessory interests in stocks, bonds, securities, or any financial instruments.

(2) As used in this Section, business activity shall not include the broadcast of a paid announcement or advertisement by a radio or television broadcaster who was paid a reasonable market rate for the announcement or advertisement.

* * *

§261. Prohibited contacts with official gaming establishment and casino operator; public officers; penalties

* * *

B. (1) As used in this Section, business activity shall specifically include but not be limited to contracts:

(+) (a) For the sale or purchase of goods, merchandise, and services.

(2) (b) To provide or receive legal services, advertising, public relations, or any other business or personal service.

(3) (c) For the listing, purchasing, or selling of immovable property or options or real rights relating thereto.

(4) (d) Modifying ownership or possessory interests in stocks, bonds, securities, or any financial instrument.

(2) As used in this Section, business activity shall not include the broadcast of a paid announcement or advertisement by a radio or television broadcaster who was paid a reasonable market rate for the announcement or advertisement.

* * *

§373. Prohibited relationships

A.

* * *

(2)

* * *

(c) As used in this Paragraph, business activity shall not include the broadcast of a paid announcement or advertisement by a radio or television broadcaster who was paid a reasonable market rate for the announcement or advertisement.

* * *

AMENDMENT NO. 5

On page 1, line 7, change "Section 1." to "Section 2."

AMENDMENT NO. 6

On page 2, line 17, change "Section 2." to "Section 3."

Senator Walsworth moved to reject the amendments proposed by the House.

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	Hebert	Murray
Broome	Heitmeier	Nevers
Chabert	Jackson	Peterson
Cheek	Kostelka	Quinn
Claitor	LaFleur	Riser
Crowe	Long	Shaw
Donahue	Marionneaux	Smith
Dorsey	Martiny	Thompson
Duplessis	McPherson	Walsworth

Total - 39

NAYS

Total - 0

ABSENT

Total - 0

The Chair declared the amendments proposed by the House were rejected.

Mr. President in the Chair

Rules Suspended

Senator Morrell asked for and obtained a suspension of the rules to pass over House Concurrent Resolutions on 3rd Reading and Final Passage.

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

Called from the Calendar

Senator Morrell asked that House Bill No. 522 be called from the Calendar for reconsideration.

HOUSE BILL NO. 522—

BY REPRESENTATIVE GIROD JACKSON
AN ACT

To amend and reenact R.S. 38:2225.2.1(A)(3), relative to public contracts; to extend the time relative to the utilization of design-build contracts under certain circumstances; 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

Adley	Gautreaux B	Morrish
Alario	Hebert	Murray
Amedee	Heitmeier	Nevers
Broome	Jackson	Peterson
Chabert	LaFleur	Smith
Cheek	McPherson	Walsworth
Dorsey	Michot	
Duplessis	Morrell	

Total - 22

NAYS

Appel	Guillory	Quinn
Claitor	Kostelka	Riser
Donahue	Long	Shaw
Erdey	Mount	Thompson

Total - 12

ABSENT

Mr. President	Gautreaux N	Martiny
Crowe	Marionneaux	

Total - 5

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

Called from the Calendar

Senator Morrell asked that House Bill No. 1490 be called from the Calendar.

HOUSE BILL NO. 1490— (Substitute for House Bill No. 200 by Representative Connick)

BY REPRESENTATIVES CONNICK, GISCLAIR, LABRUZZO, LIGI, LOPINTO, LORUSSO, AND TALBOT AND SENATOR QUINN
AN ACT

To enact R.S. 38:2212.8 and Chapter 24 of Title 39 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 39:2181 and 2182, relative to procurement; to allow for the prohibition of

certain convicted felons from participating in the contract and procurement process; and to provide for related matters.

Floor Amendments

Senator Riser proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Riser to Engrossed House Bill No. 1490 by Representative Connick

AMENDMENT NO. 1

On page 1, line 3 after "39:2181" delete "and 2182" and insert "through 2183"

AMENDMENT NO. 2

On page 1, line 5 after "process;" insert "to provide relative to the verification of employees engaged in public contract work;"

AMENDMENT NO. 3

On page 2, line 15 after "39:2181" delete "and 2182" and insert "through 2183"

AMENDMENT NO. 4

On page 3, after line 24, insert the following:
"§2183. Verification of employees involved in public contract work; findings; definitions; penalties; effective date

A. Findings.

(1) The legislature finds that when illegal immigrants are living in this state and are encouraged to reside here through the benefit of employment without verification of immigration status, the result is that the enforcement of federal immigration law is impeded and obstructed, the security of the nation's borders is undermined, and the privileges and immunities of the citizens of Louisiana are impermissibly restricted.

(2) The legislature further finds that it is a compelling public interest of this state to discourage illegal immigration by requiring employers who do business with the state of Louisiana to cooperate fully with federal immigration authorities in the enforcement of federal immigration law.

B. Definitions.

For the purposes of this Section, the following terms shall have the following meanings, unless the context clearly indicates otherwise:

(1) "Status verification system" means the electronic verification of work authorization program of the Illegal Immigration Reform and Responsibility Act of 1996, 8 U.S.C. 1324(a), and operated by the United States Department of Homeland Security, known as the "E-Verify" program.

(2) "Legal alien" is a person who is or was lawfully present or permanently residing legally in the United States at the time of employment and remains so throughout the duration of that employment.

C. A private employer shall not bid on or otherwise contract with a public entity for the physical performance of services within the state of Louisiana unless the private entity verifies in a sworn affidavit attesting to both of the following:

(1) The private employer is registered and participates in a status verification system to verify that new employees are legal citizens of the United States or are legal aliens.

(2) The private employer shall continue, during the term of the contract, to utilize a status verification system to verify the legal status of all new employees.

D. Penalties; employer liability; appeal.

(1) Any employer violating the provisions of this Section shall be subject to cancellation of any state or public contract, resulting in ineligibility for any state or public contract for a period of not more than three years from the date the violation is discovered.

(2) Any contractor or employer shall be liable for any additional costs incurred by any agency or entity of the state of Louisiana, or any of its political subdivisions, occasioned by the cancellation of a contract or loss of any license or permit to do business in the state, as provided in this Subsection D.

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(3) Any person, contractor, or employer penalized in accordance with this Section shall have the right to appeal to the appropriate agency, department, or other government entity sanctioning the person or to the district court of competent jurisdiction.

E. The provisions of this Section shall apply only to contracts entered into on or after January 1, 2011."

Senator Riser moved adoption of the amendments.

Senator Adley objected.

ROLL CALL

The roll was called with the following result:

YEAS

Alario, Amedee, Broome, Chabert, Cheek, Claitor, Crowe, Dorsey, Duplessis, Erdey, Gautreaux N, Total - 31, Guillory, Hebert, Heitmeier, Kostelka, Long, Marionneaux, Martiny, McPherson, Michot, Morrell, Morrish, Mount, Murray, Nevers, Peterson, Riser, Shaw, Smith, Thompson, Walsworth

NAYS

Mr. President, Adley, Appel, Total - 7, Donahue, Gautreaux B, LaFleur, Quinn

ABSENT

Jackson, Total - 1

The Chair declared the amendments were adopted.

Floor Amendments

Senator Amedee proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Amedee to Engrossed House Bill No. 1490 by Representative Connick

AMENDMENT NO. 1

On page 1, line 3, after "and 2182" insert "and R.S. 42:1114.3" and after "relative to" insert "public contracts and"

AMENDMENT NO. 2

On page 1, line 5, after "process;" insert "to prohibit certain public servants from entering into certain contracts;"

AMENDMENT NO. 3

On page 3, after line 24, insert the following:

"Section 3. R.S. 42:1114.3(F) is hereby enacted to read as follows:

§1114.3. Disaster or emergency contracts; prohibition; disclosure

* * *

F. Notwithstanding any other provisions of this Section, no statewide elected official, legislator, commissioner of administration, or chief of staff or executive counsel to the governor, or full time local elected official, nor the spouse of any such person, nor any corporation, partnership, or other legal entity in which such a person owns an interest of greater than five percent, except a publicly traded corporation or a legal entity in

which the person owns a passive ownership interest that is the result of participation in a federally approved program of employee ownership, shall enter into any contract for the response, recovery, or clean up or otherwise directed to addressing needs directly emanating from the Deepwater Horizon explosion or oil leak, whether such contract is funded or reimbursed in whole or in part with public or private funds.

* * *

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

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

The amendment was withdrawn.

Floor Amendments

Senator Claitor proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Claitor to Engrossed House Bill No. 1490 by Representative Connick

AMENDMENT NO. 1

On page 1, line 12, change "five" to "two"

Senator Claitor moved adoption of the amendments.

Senator Morrell objected.

ROLL CALL

The roll was called with the following result:

YEAS

Adley, Alario, Amedee, Appel, Chabert, Total - 14, Cheek, Claitor, Crowe, Donahue, Gautreaux B, Gautreaux N, LaFleur, Smith, Walsworth

NAYS

Mr. President, Broome, Dorsey, Heitmeier, Total - 11, Jackson, Marionneaux, Morrell, Murray, Peterson, Riser, Thompson

ABSENT

Duplessis, Erdey, Guillory, Hebert, Kostelka, Total - 14, Long, Martiny, McPherson, Michot, Morrish, Mount, Nevers, Quinn, Shaw

The Chair declared 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

Adley, Alario, Amedee, Erdey, Gautreaux B, Guillory, Morrell, Morrish, Murray

Appel	Hebert	Nevers
Broome	Heitmeier	Peterson
Chabert	Jackson	Quinn
Cheek	Kostelka	Riser
Claitor	LaFleur	Shaw
Crowe	Long	Smith
Donahue	Martiny	Thompson
Dorsey	McPherson	Walsworth
Duplessis	Michot	
Total - 35		

NAYS

Gautreaux N	Marionneaux
Total - 2	

ABSENT

Mr. President	Mount
Total - 2	

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

Rules Suspended

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

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**

June 20, 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. 135—
BY SENATOR WALSWORTH**

A CONCURRENT RESOLUTION

To express the sincere and heartfelt condolences of the Legislature of Louisiana to the family of Ouachita Parish Deputy Sheriff Corporal J.R. Searcy upon his death in the line of duty.

Reported without amendments.

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

Message from the House

DISAGREEMENT TO HOUSE BILL

June 20, 2010

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has refused to concur in the proposed Senate

Amendment(s) to **House Bill No. 389** by Representative Leger, and ask the President to appoint on the part of the Senate a committee to confer with a like committee from the House on the disagreement.

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

Message from the House

DISAGREEMENT TO HOUSE BILL

June 20, 2010

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has refused to concur in the proposed Senate Amendment(s) to **House Bill No. 636** by Representative Gisclair, and ask the President to appoint on the part of the Senate a committee to confer with a like committee from the House on the disagreement.

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

Message from the House

DISAGREEMENT TO HOUSE BILL

June 20, 2010

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has refused to concur in the proposed Senate Amendment(s) to **House Bill No. 977** by Representative Harrison, and ask the President to appoint on the part of the Senate a committee to confer with a like committee from the House on the disagreement.

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

Message from the House

**DISAGREEMENT TO
HOUSE CONCURRENT RESOLUTION**

June 20, 2010

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has refused to concur in the proposed Senate Amendment(s) to **House Concurrent Resolution No. 94** by Representative Richard, and ask the President to appoint on the part of the Senate a committee to confer with a like committee from the House on the disagreement.

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

Message from the House

**RECONSIDERED
DISAGREEMENT TO HOUSE BILL**

June 20, 2010

To the Honorable President and Members of the Senate:

June 20, 2010

I am directed to inform your honorable body that the House of Representatives has reconsidered refusal to concur in the proposed Senate Amendment(s) to House Bill No. 219 by Representative St. Germain.

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

Motion to Consider

HOUSE BILL NO. 510—

BY REPRESENTATIVES BALDONE, HENRY BURNS, DOWNS, GISCLAIR, HARDY, HARRISON, HINES, HOWARD, SAM JONES, KATZ, LANDRY, LORUSSO, NORTON, NOWLIN, POPE, RICHARD, RICHARDSON, RICHMOND, SIMON, JANE SMITH, ST. GERMAIN, THIBAUT, TUCKER, AND WILLMOTT
AN ACT

To amend and reenact R.S. 14:100(C)(1)(b) and to enact R.S. 14:32.1(A)(7), 32.8(A)(2)(g), 39.1(A)(6), 39.2(A)(6), and 98(A)(1)(f), relative to driving offenses; to provide relative driving offenses when the offender is under the influence of a drug or drugs; to provide for a definition of "drug"; and to provide for related matters.

Motion to Consider

Senator Amedee moved the adoption of a motion to allow the Senate to consider House Bill No. 510 on Third Reading and Final Passage, subject to call, after 6:00 o'clock P.M. on the 82nd calendar day, pursuant to the consent of the House.

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Name, Yeas, Nays. Lists names like Mr. President, Adley, Alario, Amedee, Appel, Broome, Chabert, Cheek, Crowe, Donahue, Dorsey, Duplessis, Erdey and their corresponding counts.

NAYS

Total - 0

ABSENT

Table with 2 columns: Name, Absent. Lists Claitor and Total - 2.

The Chair declared that the motion to allow the Senate to consider House Bill No. 510 after 6:00 o'clock P.M. on the 82nd calendar day was adopted and the bill may be considered pursuant to the consent of the House.

Appointment of Conference Committee on Senate Bill No. 1

The President of the Senate appointed the following members to confer with a like committee from the House to consider the disagreement on Senate Bill No. 1:

Senators Chaisson, Michot and Jackson.

Appointment of Conference Committee on Senate Bill No. 2

The President of the Senate appointed the following members to confer with a like committee from the House to consider the disagreement on Senate Bill No. 2:

Senators Chaisson, Michot and Jackson.

Appointment of Conference Committee on Senate Bill No. 65

The President of the Senate appointed the following members to confer with a like committee from the House to consider the disagreement on Senate Bill No. 65:

Senators Amedee, Marionneaux and N. Gautreaux.

Appointment of Conference Committee on Senate Bill No. 302

The President of the Senate announced the following change in the Conference Committee membership on the disagreement on Senate Bill No. 302:

Senator N. Gautreaux, vice Senator LaFleur.

Conference Committee Reports Received

Conference Committee Reports were received for the following legislative instruments:

June 20, 2010

The Conference Committee Reports for the legislative instruments above lie over under the rules.

SENATE BILL NO. 722— BY SENATOR APPEL

AN ACT

To amend and reenact R.S. 42:1158(A)(2)(d), relative to the Board of Ethics computerized data management system; to require that campaign finance disclosure reports required to be filed electronically with the board are able to be searched by the public by the names of campaign contributors; and to provide for related matters.

SENATE BILL NO. 228— BY SENATOR DUPLESSIS

AN ACT

To amend and reenact R.S. 9:3571.1(M), (N), (O), (R) (introductory paragraph), (S), (U) (introductory paragraph), and (Y), and to enact R.S. 9:3571.1(Z), relative to credit reporting agency information and reports; to provide for methods a consumer may use to place a security freeze on his credit report; to provide for the credit reporting agency's obligation to freeze the report upon request; and to provide for related matters.

SENATE BILL NO. 769— BY SENATOR CHEEK

AN ACT

To amend and reenact R.S. 40:1563.1(A)(16) and to enact R.S. 14:51.1 and R.S. 40:1563.1(A)(17), relative to arson and use of explosives; to provide relative to injury to persons; to provide relative to injury to firefighters, law enforcement officers, and first responders; to provide for authority to make arrests; and to provide for related matters.

SENATE BILL NO. 774—BY SENATORS CLAITOR AND DORSEY
AN ACT

To amend and reenact Code of Criminal Procedure Article 912.1(A), relative to criminal procedure; to provide relative to the right to appeal in any case of conviction of a capital offense; to provide for notice of the right to waive such appeal; to provide for an effective date; and to provide for related matters.

HOUSE BILL NO. 1264—BY REPRESENTATIVE LAFONTA
AN ACT

To enact R.S. 14:56.5, relative to damage to property; to create the crime of criminal damage to historic buildings and landmarks by defacing with graffiti; to provide for penalties; to provide for definitions; and to provide for related matters.

HOUSE BILL NO. 1060—BY REPRESENTATIVE RICHMOND
AN ACT

To amend and reenact R.S. 13:847(A)(1) through (8) and to repeal R.S. 13:846(A)(1)(b) and 847(A)(9) through (38), (B), and (C), relative to fees charged and received in criminal cases; to consolidate the fees charged by the clerks of the district courts, except Orleans Parish, in criminal matters; to increase certain fees the clerks of court charge in criminal matters; to repeal certain fees the clerks of court charge in criminal matters; 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.

HOUSE BILL NO. 1293—BY REPRESENTATIVE PUGH
AN ACT

To enact R.S. 33:423.20, relative to the power of an elected chief of police in certain municipalities; to provide that the police chief shall appoint, promote, discipline, and discharge police personnel subject to limitations; 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. 1093—BY REPRESENTATIVE FANNIN
AN ACT

To amend and reenact R.S. 17:1990(B)(1)(d), relative to the powers, duties, and functions of the Recovery School District, to require legislative approval of certain expenditures, contracts, and changes to contracts, regarding capital expenses; and to provide for related matters.

HOUSE BILL NO. 282—BY REPRESENTATIVE ROY
AN ACT

To amend and reenact R.S. 9:3550(G)(3)(a)(iv) and to enact R.S. 22:887(I), relative to insurance policies and contracts; to provide

relative to reinstatement of insurance policies and contracts subsequent to cancellation; and to provide for related matters.

HOUSE BILL NO. 244—BY REPRESENTATIVE KLECKLEY
AN ACT

To amend and reenact R.S. 22:1000(A)(1)(a)(vi) and (2), 1002, and 1003 and to enact R.S. 22:1003.1, relative to dependent health insurance coverage for children or grandchildren; to provide for such coverage until the age of twenty-six; to delete the requirement for full-time student status; to delete the requirement for unmarried status; to provide for exceptions; to set certain requirements and restrictions for health insurance issuers and health maintenance organizations in providing such coverage; to exempt the Office of Group Benefits; and to provide for related matters.

HOUSE BILL NO. 1146—BY REPRESENTATIVE LANDRY
AN ACT

To amend and reenact Children's Code Articles 1244(A), 1245(A), 1247(B), and 1253(A), to enact Children's Code Article 1244.1, and to repeal Children's Code Articles 1245.1 and 1258, relative to intrafamily adoptions; to provide for the filing of an opposition; to provide for a hearing; to provide for notice; to provide for an analysis regarding the appointment of an attorney by the court; to provide for time periods; to provide for the refusal of a decree; to provide for attorney fees; and to provide for related matters.

HOUSE BILL NO. 699—BY REPRESENTATIVES GEYMANN, ARMES, LEGER, LIGI, MCVEA,
MORRIS, AND SMILEY
AN ACT

To amend and reenact R.S. 39:1496.1(E)(1)(c) and (2) and to enact R.S. 39:1496.1(F), relative to performance-based energy efficiency contracts; to provide for the approval process of such contracts; to provide for the audit and review process of such contracts; to provide for appropriation of such contracts; to provide for an effective date; 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.

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:

June 20, 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 Bills have been properly enrolled:

June 20, 2010

SENATE BILL NO. 221—
BY SENATOR APPEL

AN ACT

To enact Chapter 46 of Title 33 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 33:9661, relative to political subdivisions; to prohibit a political subdivision from imposing a tax or fee on certain persons or legal entities in certain circumstances; to provide for enforcement; to provide for the exclusion of certain towns; and to provide for related matters.

SENATE BILL NO. 470—
BY SENATOR LONG

AN ACT

To enact R.S. 42:1123(18)(d), relative to conflicts of interest; to provide that certain children of members of boards of commissioners of certain hospitals may contract with such hospitals under certain circumstances; and to provide for related matters.

SENATE BILL NO. 502—
BY SENATOR MOUNT

AN ACT

To amend and reenact R.S. 15:1352(A)(12) and to enact R.S. 15:1352(A)(20) through (29), relative to "racketeering activity"; to provide for inclusion of additional enumerated crimes to the definition of "racketeering activity"; and to provide for related matters.

SENATE BILL NO. 515—
BY SENATOR KOSTELKA

AN ACT

To amend and reenact R.S. 44:4.1(B)(10) and (25), relative to public records; to provide relative to exceptions to public records law for certain records; and to provide for related matters.

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.

SENATE BILL NO. 669—
BY SENATOR HEBERT

AN ACT

To amend and reenact R.S. 22:1547(I)(2) and 1573(G) and to enact R.S. 22:1557(A)(4) and 1574, relative to insurance producers; to provide with respect to biannual renewal of surplus lines broker license; to provide for commissions; to provide for carry forward of continuing education hours; to provide for producer training requirements to sell long-term care insurance; and to provide for related matters.

SENATE BILL NO. 709—
BY SENATOR WALSWORTH

AN ACT

To amend and reenact R.S. 43:19, 19.1, 24(B) and (C), 81, 82, and 89, and to enact R.S. 43:24(D), and to repeal R.S. 43:87, relative to the publication of acts of the legislature; to provide relative to the Official Journal of the State; to provide relative to printing contracts; and to provide for related matters.

SENATE BILL NO. 728—
BY SENATOR BROOME

AN ACT

To amend and reenact R.S. 17:7(6)(b)(i)(cc)(introductory paragraph), relative to teacher certification requirements; to reduce the number of years of experience needed by an out-of-state certified teacher to qualify for a Louisiana teaching certificate; and to provide for related matters.

SENATE BILL NO. 736—
BY SENATOR DORSEY

AN ACT

To amend and reenact Code of Criminal Procedure Article 876 and Children's Code Article 857(C), relative to criminal procedure; to provide for prosecution and sentencing of adults for certain crimes committed as a child; and to provide for related matters.

SENATE BILL NO. 794— (Substitute of Senate Bill No. 355 by Senator Mount)

BY SENATOR MOUNT AND REPRESENTATIVES ARMES, BARRAS, BURFORD, HENRY BURNS, CORTEZ, DOERGE, FANNIN, GEYMAN, GISCLAIR, GREENE, HILL, HOFFMANN, JOHNSON, KATZ, KLECKLEY, LABRUZZO, LEBAS, MILLS, MORRIS, NOWLIN, PEARSON, POPE, SIMON, GARY SMITH, JANE SMITH, ST. GERMAIN, WILLIAMS AND WILLMOTT

AN ACT

To enact Part XV of Chapter 11 of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:2200.11 through 2200.15, relative to proton beam radiotherapy; to provide for the registration of all proton beam radiotherapy equipment; to provide for a moratorium on registration; to provide for a termination date; to provide for definitions; to provide for rules and regulations; and to provide for related matters.

SENATE BILL NO. 801— (Substitute of Senate Bill No. 399 by Senator Riser)

BY SENATOR RISER AND REPRESENTATIVE HINES

AN ACT

To enact R.S. 14:323, relative to the use of tracking devices; to prohibit the tracking of the location or movement of another person without the consent of that person; to provide for definitions; to provide for exceptions; to provide for penalties; and to provide for related matters.

SENATE BILL NO. 807— (Substitute of Senate Bill No. 657 by Senator Hebert)

BY SENATOR HEBERT

AN ACT

To amend and reenact R.S. 39:1308 and 1310 and to enact R.S. 39:1309(E), relative to local government budgets; to require certain budgetary information to be published on the official Internet website or portal of the district attorney for the Sixteenth Judicial District; to provide for an effective date; and to provide for related matters.

SENATE BILL NO. 531—

BY SENATOR CLAITOR AND REPRESENTATIVES BOBBY BADON, BALDONE, BILLIOT, HENRY BURNS, CARMODY, CARTER, CONNICK, DIXON, FOIL, GISCLAIR, HARRISON, HENRY, HOFFMANN, HONORE, SAM JONES, LEGER, LOPINTO, SIMON, GARY SMITH, JANE SMITH, ST. GERMAIN AND WADDELL

AN ACT

To enact Chapter 22-A of Title 39 of the Louisiana Revised Statutes of 1950, comprised of R.S. 39:2165 through 2165.12, relative to actions and qui tam actions; to authorize actions and qui tam actions for certain matters related to oil spill relief programs; to provide definitions, terms, procedures, conditions, and requirements; to provide relative to damages and awards; and to provide for related matters.

SENATE BILL NO. 563—

BY SENATOR CHEEK AND REPRESENTATIVE KATZ

AN ACT

To enact R.S. 46:2742(D), relative to the nursing home reimbursement methodology; to provide for certain monies collected by the Department of Health and Hospitals to be deposited into the Medicaid Trust Fund for the Elderly; and to provide for related matters.

SENATE BILL NO. 589—

BY SENATOR GUILLORY AND REPRESENTATIVE HARDY

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.

SENATE BILL NO. 614—
BY SENATOR THOMPSON

AN ACT

To enact Chapter 3-F of Title 15 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 15:562 through 562.6, relative to the crime of arson; to provide for the registration of persons who commit offenses involving arson; to provide for purposes and notification; to provide for definitions; to provide for certain criteria; to provide for penalties; and to provide for related matters.

SENATE BILL NO. 706—
BY SENATOR JACKSON

AN ACT

To amend and reenact R.S. 39:51(E), relative to the General Appropriation Bill; to require that the Five Year Estimated Revenue Loss Chart from the Tax Exemption Budget be an appendix to the General Appropriation Bill; to provide for the annual review of the Five Year Estimated Revenue Loss Chart; and to provide for related matters.

SENATE BILL NO. 744—
BY SENATOR MARIONNEAUX

AN ACT

To amend and reenact R.S. 17:3096(G), relative to monies in certain qualified tuition programs and civil procedure; to exempt certain funds from attachment, levy, garnishment, or legal process; to provide terms and conditions; and to provide for related matters.

SENATE BILL NO. 746—
BY SENATOR JACKSON

AN ACT

To amend and reenact R.S. 17:3129(C) and (E), and 3130(B)(1), and R.S. 39:28(C) and 32.1, and to enact R.S. 17:3129(F), relative to postsecondary education; to provide relative to funding institutions of postsecondary education; to provide for the powers of the Board of Regents; to provide relative to budget request forms; to require that the formula adopted by the Board of Regents be reported to certain legislative committees; and to provide for related matters.

SENATE BILL NO. 747—
BY SENATOR JACKSON

AN ACT

To enact R.S. 49:220.10, relative to housing needs in declared disaster areas as a result of hurricanes Katrina and Rita; to provide with respect to Road Home Program applicants whose claims were denied because of unresolved succession and inheritance issues; to provide certain terms, conditions, and procedures; to provide relative to disbursement of certain funding; to provide for an effective date; and to provide for related matters.

SENATE BILL NO. 749—
BY SENATOR MURRAY

AN ACT

To amend and reenact R.S. 24:653(H)(2), relative to the Joint Legislative Committee on the Budget; to provide for the review of certain negotiations, compromises or settlements by the Litigation Subcommittee of the Joint Legislative Committee on the Budget; to provide for an effective date; and to provide for related matters.

SENATE BILL NO. 788—
BY SENATOR HEBERT

AN ACT

To amend and reenact R.S. 44:4.1(B)(21), and to enact Chapter 8-A of Title 37 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 37:711.1 through 711.24, relative to the professional geoscientists; to provide for a board; to provide for meetings; to provide for powers; to provide for records and reports; to provide for requirements; to provide for exemptions; to provide for applications; to provide for examinations; to provide for eligibility; to provide for types of licenses; to provide for issuance of licenses; to provide for expiration and renewal of licenses; to provide for professional development; to

provide for a seal; to provide for disciplinary procedures; to provide for enforcement; and to provide for related matters.

SENATE BILL NO. 797— (Substitute of Senate Bill No. 29 by Senator Morrell)

BY SENATOR MORRELL

AN ACT

To enact R.S. 47:1992(G), relative to the Orleans Parish Assessor; to provide a procedure for inspection of assessment lists in Orleans Parish; to provide for hearing by board of review; and to provide for related matters.

SENATE BILL NO. 799— (Substitute of Senate Bill No. 741 by Senator B. Gautreaux)

BY SENATOR B. GAUTREAUX AND REPRESENTATIVES HARDY AND HENDERSON

AN ACT

To enact R.S. 41:1215.3, relative to the leasing of certain state property; to provide for the property description; to provide for terms and conditions; to provide for the uses of the property subject to the lease; and to provide for related matters.

SENATE BILL NO. 240—

BY SENATOR MURRAY AND REPRESENTATIVES BROSETT, HINES AND LEGER

AN ACT

To enact R.S. 17:1990(C)(2)(a)(iii), relative to the Recovery School District; to allow the Orleans Parish School Board to deduct certain costs from the amount of local revenues that it would otherwise be required to transfer to the district; to require a report accounting for such excluded monies; and to provide for related matters.

SENATE BILL NO. 268—

BY SENATOR LAFLEUR

AN ACT

To amend and reenact R.S. 22:2051, 2052, 2053(A), 2054, 2055, 2056, 2057(A) and (C), 2058(A), (B)(7), (C) and (D), 2059(A) and (C)(1) through (4), 2060(A)(1) and (B), 2061(A), 2062(A) and (B), 2063, 2067, 2068(A) and (B), and 2069(A) and (B) and to enact R.S. 22:2057(D) and (E), 2059(C)(10) through (14), 2060.1, 2061(D), and 2061.1, and to repeal R.S. 22:2060(A)(3), relative to the Louisiana Insurance Guaranty Association Law; to provide for coverage limitations of the association; to provide for definitions; to provide for the creation of the association; to provide for membership of the board of directors; to provide for the powers and duties of the association; to provide for benefit limitations of the association; to provide for assessments of member insurers; to provide for venue; to provide for the plan of operation of the association; to provide for the powers and duties of the commissioner of insurance; to provide for the coordination among other Guaranty Associations; to provide for the effect of paid claims; to provide for the exclusion of claims of "high net worth insureds"; to provide for the exhaustion of other coverage prior to making a claim against the association; to provide for the prevention of insolvencies; to provide for immunity; to provide for a stay of proceedings against insolvent insurers; to provide for prohibited advertising; to provide for effective date; and to provide for related matters.

SENATE BILL NO. 405—

BY SENATOR MARIONNEAUX

AN ACT

To enact R.S. 47:1520(A)(1)(f), relative to the Department of Revenue; to authorize the secretary to require electronic filing of tax returns or reports under certain circumstances; to provide for an effective date; and to provide for related matters.

SENATE BILL NO. 418—

BY SENATOR KOSTELKA

AN ACT

To amend and reenact R.S. 42:1141(C)(3)(a) and (c) and 1163, relative to enforcement of laws within the jurisdiction of the Board of Ethics; to provide for procedures relative to such enforcement; and to provide for related matters.

June 20, 2010

SENATE BILL NO. 420—

BY SENATOR MARIONNEAUX

AN ACT

To enact R.S. 17:63, relative to the Iberville Parish School Board; to provide relative to the size of the board; to provide relative to the adoption of an apportionment plan for member districts and approval of such plan; and to provide for related matters.

SENATE BILL NO. 676—

BY SENATOR HEBERT

AN ACT

To amend and reenact R.S. 22:1984 and R.S. 44:4.1(B)(10), relative to examination and investigation of insurers and regulated entities; to provide for financial and market analysis of insurers and regulated entities; to provide for penalties; to provide for confidentiality; to provide for standards and procedures; and to provide for related matters.

SENATE BILL NO. 686—

BY SENATORS MOUNT, ALARIO, GUILLORY, LONG, MARTINY AND MORRELL AND REPRESENTATIVES BARRAS, BILLIOT, TIM BURNS, CHAMPAGNE, HOFFMANN, LABRUZZO, LEGER, POPE, PUGH, RICHARD, JANE SMITH, TALBOT AND THIBAUT

AN ACT

To amend and reenact R.S. 14:98(D)(1)(a), (D)(2), (E)(1)(a), (E)(2), and (E)(4)(b), and Code of Criminal Procedure Article 893(B), relative to operating a vehicle while intoxicated; to amend criminal penalties relative to the crime of operating a vehicle while intoxicated; to provide for substance abuse treatment; to provide for certain procedures relative to the forfeiture of vehicles; to provide for the allocation of certain funds; and to provide for related matters.

SENATE BILL NO. 699—

BY SENATOR PETERSON

AN ACT

To enact Part XV of Chapter 4 of Subtitle II of Title 39 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 39:1051, relative to local financing; to authorize public entities to create public benefit corporations and enter into contracts with such public benefit corporations for the planning, renovation, construction, leasing, subleasing, management and improvement of public properties and facilities; to exempt such public entities from limitations on property dispositions relating to surplus property in connection with the alienation or disposition of public properties and facilities to public benefit corporations created by such public entities provided that such property remains dedicated for public purposes; to authorize such public entities to enter into financing arrangements with their public benefit corporations and other private parties providing additional funds to such public benefit corporations to construct new facilities and/or to renovate existing public properties or facilities; and to provide for related matters.

SENATE BILL NO. 808— (Substitute of Senate Bill No. 516 by Senator Morrell)

BY SENATOR MORRELL

AN ACT

To amend and reenact R.S. 33:2740.3(D)(1)(a) and (c), 4106, 4702(B)(2)(b) and R.S. 34:1(B)(1)(a), relative to the city of New Orleans; to correct the name of the New Orleans Chamber of Commerce in statutes; and to provide for related matters.

Respectfully submitted,
ROBERT W. "BOB" KOSTELKA
Chairman

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

Message to the Governor

SIGNED SENATE BILLS

June 20, 2010

To the Honorable Governor of the State of Louisiana:

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

SENATE BILL NO. 82—

BY SENATOR GUILLORY AND REPRESENTATIVE THIERRY

AN ACT

To amend and reenact R.S. 18:59.2(B), relative to registrars of voters; to provide relative to authorized positions in the office of the registrar of voters in St. Landry Parish; and to provide for related matters.

SENATE BILL NO. 311—

BY SENATOR KOSTELKA

AN ACT

To amend and reenact R.S. 18:1486(B) and 1491.7(B)(4), relative to contributions by individuals to political committees and certain expenditures by certain individuals; to provide relative to reporting requirements for individual contributions in the form of a payroll deduction or dues check-off system; to provide relative to expenditures made in support of or in opposition to a proposition by certain persons; and to provide for related matters.

SENATE BILL NO. 423—

BY SENATOR WALSWORTH

AN ACT

To enact R.S. 49:220.26, relative to state administration; to provide for reserve investigators in the Louisiana Inspector General's Office; and to provide for related matters.

SENATE BILL NO. 505—

BY SENATOR JACKSON

AN ACT

To enact Chapter 20-F of Title 17 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 17:3046 through 3046.2, relative to need-based financial assistance for students enrolled in Louisiana colleges and universities; to statutorily create the Louisiana GO Grant program; to provide with respect to eligible colleges and universities; to provide for eligibility requirements for student participation in the program; to provide for program rules and administration; and to provide for related matters.

SENATE BILL NO. 554—

BY SENATOR GUILLORY AND REPRESENTATIVE THIERRY

AN ACT

To enact R.S. 15:569(D) and R.S. 49:967(E) and (F), relative to the Administrative Procedure Act; to provide that the Administrative Procedure Act does not apply to certain actions of the Department of Public Safety and Corrections; and to provide for related matters.

SENATE BILL NO. 559—

BY SENATOR WALSWORTH

AN ACT

To amend and reenact R.S. 56:1681(A)(2)(d), relative to the State Parks and Recreation Commission; to provide for the membership of the commission; and to provide for related matters.

SENATE BILL NO. 562—

BY SENATOR CHABERT

AN ACT

To amend and reenact R.S. 25:1312(A), 1314, 1315, and 1316, and to repeal R.S. 25:1313(B)(3), R.S. 36:744(M) and 801.21, relative to the South Louisiana Wetlands Discovery Center; to remove the center from the Department of State Office; and to provide for related matters.

SENATE BILL NO. 742—
BY SENATOR BROOME

AN ACT

To amend and reenact R.S. 40:2403(B)(1)(f) and to enact R.S. 15:1202(A)(28), relative to law enforcement officers; to provide for the membership on the Council of Peace Officer Standards and Training; to provide for the membership on the Louisiana Commission on Law Enforcement and Administration of Criminal Justice; and to provide for related matters.

SENATE BILL NO. 743—
BY SENATOR BROOME

AN ACT

To amend and reenact R.S. 24:973.1(B)(1) and (2), (D), and (E)(5), relative to the Legislative Youth Advisory Council; to provide for membership and terms; to provide for the selection of members nominated for membership by certain school clubs and community organizations; to provide relative to the selection process; to provide for submission of an annual report; and to provide for related matters.

SENATE BILL NO. 750—
BY SENATOR MURRAY

AN ACT

To amend and reenact R.S. 13:3105(A) and to enact R.S. 13:996.67, relative to courts and judicial procedure; to provide for the Civil District Court for the parish of Orleans; to authorize the Civil District Court for the parish of Orleans and the clerk of court of the Civil District Court for the parish of Orleans to impose additional costs of court and service charges in certain civil matters under certain circumstances; to provide for the collection of such costs and charges; to establish a judicial building fund; to provide for the dedication and disbursement of such funds; to provide procedures and conditions; to provide for the compensation of jurors in civil cases triable by a jury in the Civil District Court for the parish of Orleans; to increase such compensation; and to provide for related matters.

SENATE BILL NO. 759—
BY SENATOR THOMPSON

AN ACT

To enact Subpart B-20 of Part IV of Chapter 1 of Title 33 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 33:130.441 through 130.447, relative to agricultural, economic, and industrial development in Madison Parish; to create the Madison Parish Economic and Industrial Development District; to provide for the governance, powers, duties, and funding of the district; to authorize the district to issue bonds and levy taxes; and to provide for related matters.

SENATE BILL NO. 768—
BY SENATOR MCPHERSON

AN ACT

To enact R.S. 32:473.1(D), relative to motor vehicles; to provide relative to the rotation call list in connection with removal of an abandoned motor vehicle; and to provide for related matters.

SENATE BILL NO. 183—
BY SENATOR N. GAUTREAUX

AN ACT

To amend and reenact R.S. 30:124, relative to the State Mineral and Energy Board; to provide for alternate energy resources; to authorize the State Mineral and Energy Board to lease state lands for the exploration, development, and production of energy from alternative energy resources; to provide for terms and conditions; to provide for rulemaking authority; to provide for approval of certain leases by ports; harbor and terminal districts; or port, harbor and terminal districts; and to provide for related matters.

SENATE BILL NO. 248—
BY SENATOR MCPHERSON

AN ACT

To amend and reenact R.S. 47:820.5.2(F)(5) and 820.5.4(F)(5) and R.S. 49:951(7) and to enact R.S. 49:951(1.1) and 967.1, relative to the Administrative Procedure Act; to provide for the

applicability of, and exemptions from the Act; to repeal certain of such exemptions; and to provide for related matters.

SENATE BILL NO. 611—

BY SENATOR DORSEY AND REPRESENTATIVES AUSTIN BADON, BARROW, HENRY BURNS, BURRELL, HONORE, HUTTER, GIROD JACKSON, MICHAEL JACKSON, LEBAS, MONICA, NORTON, SMILEY, STIAES AND WILLIAMS

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.

SENATE BILL NO. 792— (Substitute for Senate Bill No. 136 by Senator Morrish)

BY SENATOR MORRISH

AN ACT

To amend and reenact R.S. 22:2134(B)(3)(d), R.S. 40:1421, the introductory paragraph of 1422(A), 1422(C), the introductory paragraph of 1427, 1427(1) and (3), 1428(A)(1) and (4)(a) and (C), and 1429, relative to the insurance fraud investigation unit within the Department of Public Safety and Corrections, public safety services, office of state police; to provide for definitions; to provide for powers and duties of the unit; to provide for reporting; to provide relative to the Insurance Fraud Investigation Fund; to extend the termination date of the unit; and to provide for related matters.

SENATE BILL NO. 798— (Substitute of Senate Bill No. 517 by Senator Walsworth)

BY SENATOR WALSWORTH

AN ACT

To enact R.S. 17:236.1(G), relative to home study programs; to provide that a high school diploma awarded by an approved home study program shall be recognized by certain educational institutions and governmental entities in the same manner as one awarded by an approved nonpublic school; and to provide for related matters.

and they are hereby presented for executive approval.

Respectfully submitted,
GLENN A. KOEPP
Secretary of the Senate

ATTENDANCE ROLL CALL

PRESENT

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

Total - 39

ABSENT

Total - 0

June 20, 2010

Adjournment

On motion of Senator Thompson, at 7:00 o'clock P.M. the Senate adjourned until Monday, June 21, 2010, at 9:00 o'clock A.M.

The President of the Senate declared the Senate adjourned until 9:00 o'clock A.M. on Monday, June 21, 2010.

GLENN A. KOEPP
Secretary of the Senate

DIANE O' QUIN
Journal Clerk