

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

**EIGHTEENTH DAY'S PROCEEDINGS**

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

Senate Chamber  
State Capitol  
Baton Rouge, Louisiana

Monday, May 13, 2013

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

**Morning Hour**

**CONVENING ROLL CALL**

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

**PRESENT**

Mr. President	Erdey	Murray
Adley	Gallot	Nevers
Amedee	Guillory	Peacock
Appel	Heitmeier	Perry
Broome	Johns	Peterson
Brown	Kostelka	Riser
Buffington	LaFleur	Smith, G.
Chabert	Long	Tarver
Claitor	Martiny	Walsworth
Cortez	Mills	Ward
Crowe	Morrell	
Dorsey-Colomb	Morrish	
Total - 34		

**ABSENT**

Allain	Smith, J.	White
Donahue	Thompson	
Total - 5		

The President of the Senate announced there were 34 Senators present and a quorum.

**Prayer**

The prayer was offered by Dr. Richard Rayborn, 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 Gallot, the reading of the Journal was dispensed with and the Journal of May 8, 2013, was adopted.

**Privilege Report of the  
Legislative Bureau**

May 13, 2013

To the President and Members of the Senate:

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

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

**HOUSE BILL NO. 5—**

BY REPRESENTATIVES JIM MORRIS, ADAMS, HENRY BURNS, TIM BURNS, CARMODY, DOVE, GAROFALO, GEYMAN, GREENE, GUINN, HARRISON, HAVARD, HODGES, HOFFMANN, LAMBERT, LORUSSO, MACK, POPE, PYLANT, SEABAUGH, TALBOT, AND THOMPSON  
AN ACT

To enact Part V of Chapter 9 of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:1821 through 1824, relative to the regulation of firearms; to prohibit the enforcement of any federal law in the state of Louisiana which attempts to either ban the ownership or possession of certain types of firearms, or impose registration requirements for such firearms; to provide for criminal penalties; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 6—**

BY REPRESENTATIVE SCHRODER  
AN ACT

To amend and reenact R.S. 14:95.2(C)(1), relative to the crime of carrying a firearm or dangerous weapon on school property; to provide with respect to the carrying of a firearm or dangerous weapon by a law enforcement officer; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 8—**

BY REPRESENTATIVES THOMPSON, KLECKLEY, ADAMS, BARRAS, BERTHELOT, STUART BISHOP, BROADWATER, BROWN, BURFORD, HENRY BURNS, TIM BURNS, CONNICK, CROMER, DOVE, GAROFALO, GISCLAIR, GREENE, GUINN, HAVARD, HENSGENS, HODGES, HOLLIS, HOWARD, IVEY, NANCY LANDRY, LORUSSO, MACK, JAY MORRIS, JIM MORRIS, ORTEGO, PEARSON, POPE, PYLANT, REYNOLDS, RICHARD, SCHEXNAYDER, SEABAUGH, SIMON, STOKES, TALBOT, THIBAUT, AND WHITNEY  
AN ACT

To enact R.S. 40:1379.3(A)(3), relative to concealed handgun permits; to prohibit the release, dissemination, or publishing of information with respect to concealed handgun permit applications; to provide for exceptions; to provide for criminal penalties; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 9—**

BY REPRESENTATIVE PATRICK WILLIAMS  
AN ACT

To amend and reenact Code of Civil Procedure Article 4843(E) and (G), relative to the jurisdictional amount in dispute for city courts; to increase the jurisdictional amount in dispute for the City Court of Shreveport; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 10—**

BY REPRESENTATIVE PEARSON  
AN ACT

To enact R.S. 40:964(Schedule I)(C)(33 through 59), relative to the Uniform Controlled Dangerous Substances Law; to add certain hallucinogenic substances to Schedule I of the Uniform Controlled Dangerous Substances Law; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 15—**

BY REPRESENTATIVE MACK  
AN ACT

To amend and reenact R.S. 40:964(Schedule I)(E)(9)(i) and (iii) and (F) and to enact R.S. 40:961(26.1), relative to controlled dangerous substances; to provide with respect to certain chemical groups within the cathinone Schedule I stimulants; to add substances to the listing of synthetic cannabinoids in Schedule I; to provide for definitions; to provide for certain exceptions; and to provide for related matters.

Reported without amendments.

May 13, 2013

**HOUSE BILL NO. 127—**  
BY REPRESENTATIVE LORUSSO  
AN ACT

To enact R.S. 29:220, 220a, and 220b, relative to the Louisiana Code of Military Justice; to provide for the creation of certain crimes related to sexual offenses within the Louisiana Code of Military Justice; to provide for definitions and punishments as it relates to each offense; and to provide for related matters.

Reported with amendments.

**LEGISLATIVE BUREAU AMENDMENTS**

Amendments proposed by Legislative Bureau to Reengrossed House Bill No. 127 by Representative Lorusso

AMENDMENT NO. 1

On page 3, line 19, following "means" and before ";" insert "either of the following"

AMENDMENT NO. 2

On page 3, line 22, change ";or" to ";"

AMENDMENT NO. 3

On page 4, line 25, following "means" insert "either of the following"

AMENDMENT NO. 4

On page 5, line 6, following "means" delete the remainder of the line

AMENDMENT NO. 5

On page 5, line 7, change "such conduct" to "occurring twice or more"

AMENDMENT NO. 6

On page 5, line 11, delete "found"

AMENDMENT NO. 7

On page 5, line 22, change "prescribed" to "described"

AMENDMENT NO. 8

On page 5, line 24, change "shall be found" to "is"

AMENDMENT NO. 9

On page 5, line 27, change "shall be found" to "is"

AMENDMENT NO. 10

On page 5, line 28, change "by" to "be"

**HOUSE BILL NO. 177—**  
BY REPRESENTATIVE LEGER  
AN ACT

To enact Chapter 20 of Title 24 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 24:981 and 982, relative to the Institute for Public Health and Justice; to designate the Institute for Public Health and Justice an advisor to the legislature on matters related to youth in the criminal justice system and youth with behavioral health needs; to establish the duties of the Institute for Public Health and Justice; to authorize the Institute for Public Health and Justice to work with institutions of higher learning; to authorize the Institute for Public Health and Justice to work in partnership with the Department of Public Safety and Corrections, youth services, office of juvenile justice; to provide for use of the data shared by the office of juvenile justice; to authorize the Institute for Public Health and Justice to seek, accept, and expend monies from any source; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 184—**  
BY REPRESENTATIVE HONORE  
AN ACT

To enact R.S. 15:587(H), relative to criminal background checks; to authorize the Volunteer Louisiana Commission and the recipient of any AmeriCorps funds administered by the Volunteer

Louisiana Commission to obtain criminal history record and identification files for certain applicants; to provide for the procedure by which such information is obtained; to provide for the cost of obtaining such information; to provide relative to the confidentiality of such information; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 192—**  
BY REPRESENTATIVES EDWARDS AND ABRAMSON  
AN ACT

To amend and reenact Code of Civil Procedure Articles 43, 45, 1702(A), 1951, and 1979, relative to the continuous revision of the Code of Civil Procedure; to provide for exceptions to the general rules of venue; to provide for application of rules to determine proper venue when two or more articles conflict; to require the proof supporting confirmation of a default judgment to be placed into the court record; to require that certain conditions be met before a final judgment may be amended; to provide for exceptions; to require the court to specify its reasons for granting a motion for new trial; and to provide for related matters.

Reported with amendments.

**LEGISLATIVE BUREAU AMENDMENTS**

Amendments proposed by Legislative Bureau to Reengrossed House Bill No. 192 by Representative Edwards

AMENDMENT NO. 1

On page 4, line 5, following "for" and before "new" insert "a"

**HOUSE BILL NO. 216—**  
BY REPRESENTATIVE SHADOIN  
AN ACT

To amend and reenact R.S. 40:1299.44(A)(1)(b) and 1299.46(H), relative to the Patient's Compensation Fund Oversight Board; to provide for the authority of the Patient's Compensation Fund Board to invest private monies and segregated funds in certain circumstances; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 261—**  
BY REPRESENTATIVES HAZEL AND ABRAMSON  
AN ACT

To amend and reenact R.S. 14:82(C)(4) and (5), 83(B)(2) and (3), 83.1(B)(2) and (3), 83.2(B)(2) and (3), 84(B)(2) and (3), 85(B)(2) and (3), 86(B)(1)(b) and (c), 89(B)(2) and (3), 104(B)(2) and (3), 105(B)(2) and (3), and 282(B)(2) and (3), relative to certain offenses concerning prostitution; to amend the criminal penalties for certain offenses concerning prostitution when the offense involves a person under a certain age; to provide that the term of imprisonment for such offenses shall be at hard labor; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 265—**  
BY REPRESENTATIVE IVEY  
AN ACT

To enact R.S. 40:1379.3(V), relative to concealed handgun permits; to provide for the issuance of a lifetime concealed handgun permit; to provide for criteria for the issuance of the permit; to provide for revocation of the permit; to require prepayment of fees; to provide for applicability; to provide for suspension of the permit under certain conditions; to provide for the educational training requirements for the issuance of a lifetime concealed handgun permit; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 312—**

BY REPRESENTATIVE LORUSSO  
AN ACT

To amend and reenact R.S. 29:418, to enact R.S. 37:3652, and to repeal R.S. 29:419, relative to licensing of military servicemembers and their spouses; to increase the length of time a servicemember has to renew a government-issued or professional license after return from duty; to increase the length of time a servicemember or spouse has to renew a professional license; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 512—**

BY REPRESENTATIVE MORENO  
AN ACT

To enact Code of Criminal Procedure Article 579(C), relative to time limitations for criminal trials; to provide relative to the time limitations for the commencement of a criminal trial; to provide relative to the interruption of time limitations for the commencement of a criminal trial; to provide for definitions; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 578—**

BY REPRESENTATIVE NANCY LANDRY  
AN ACT

To amend and reenact Children's Code Articles 1281.3(1), (2), (3), and (5), 1281.4(A)(1) and (2), 1281.5, 1281.6(A)(introductory paragraph), 1281.7, 1281.9, the heading of Chapter 2 and 1282.1(A)(introductory paragraph) and (B), 1282.2(3), 1282.5, the heading of Chapter 3 and 1283.1(A)(introductory paragraph) and (B), 1283.2(B)(1), 1283.4, 1283.10(C), the heading of Article 1283.13, 1283.15, and 1283.16 and to enact Children's Code Articles 1281.3(6), Chapter 4 of Title XII-A of the Children's Code, to be comprised of Articles 1284.1 through 1284.5, and Chapter 5 of Title XII-A of the Children's Code, to be comprised of Articles 1285.1 through 1285.17, relative to intercountry adoptions; to provide for intercountry adoption definitions; to provide for types of intercountry adoptions; to provide for procedures for recognition of foreign adoption decrees; to provide for procedures for adoption of foreign orphans and Hague Convention adoptees; to provide for name changes and issuance of a new birth certificate; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 588—**

BY REPRESENTATIVE ABRAMSON  
AN ACT

To enact Civil Code Articles 3505, 3505.1, 3505.2, 3505.3, and 3505.4, relative to modes of acquiring ownership; to provide relative to obligations and contracts; to provide for enforcement and termination; to provide for the extension of liberative prescription; to provide formal requirements for the extension of liberative prescription; to provide for the commencement of the period of extension; to provide for the effect of the extension on other obligors and obligees; to provide for the interruption or suspension of prescription during a period of extension; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 717— (Substitute for House Bill No. 21 by Representative Henry Burns)**

BY REPRESENTATIVES HENRY BURNS, BADON, BROADWATER, BROWN, CARMODY, GREENE, HOFFMANN, IVEY, JONES, MORENO, JAY MORRIS, RICHARD, SCHRODER, SEABAUGH, THIBAUT, AND WHITNEY

AN ACT

To amend and reenact R.S. 28:54(B) and R.S. 40:1379.3(C)(13) and to enact R.S. 13:752 and 753 and R.S. 28:57, relative to firearms; to require clerks of court to provide certain information to the Louisiana Supreme Court; to provide for

mandatory reporting of convictions of certain offenses and judicial determinations which would prohibit persons from possessing, shipping, transporting, or receiving firearms pursuant to state and federal law; to provide relative to permits to carry a concealed weapon; to provide procedures by which such information shall be reported to the Louisiana Supreme Court and to the National Instant Criminal Background Check System database; to provide procedures by which certain persons may file a civil petition seeking adjudicated restoration of certain rights relative to the possession and carrying of certain firearms; to provide procedures by which such petitions shall be filed, heard, recorded, and reported to the Louisiana Supreme Court and to the National Instant Criminal Background Check System; to provide for the effects of judgments in such proceedings; and to provide for related matters.

Reported without amendments.

Respectfully submitted,  
DANIEL R. MARTINY  
Chairman

**Adoption of Legislative Bureau Report**

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

**Message from the House**

**CONCURRING IN  
SENATE CONCURRENT RESOLUTIONS**

May 9, 2013

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. 66—**

BY SENATOR MORRISH  
A CONCURRENT RESOLUTION

To recognize Avery's Angels Gastroschisis Foundation for its community service and support provided to those patients affected by the disease and to declare July 30, 2013, and for every year thereafter as Gastroschisis Awareness Day in Louisiana.

Reported without amendments.

**SENATE CONCURRENT RESOLUTION NO. 67—**

BY SENATORS CROWE AND DONAHUE  
A CONCURRENT RESOLUTION

To commend STARC of St. Tammany Parish for more than forty years of helping people with developmental disabilities.

Reported without amendments.

**SENATE CONCURRENT RESOLUTION NO. 69—**

BY SENATORS LONG, GALLOT AND WALSWORTH AND REPRESENTATIVES BROWN, COX AND HOWARD

A CONCURRENT RESOLUTION

To commend and congratulate Northwestern State University Head Coach Mike McConathy for being the most winning coach in Louisiana men's collegiate basketball history.

Reported without amendments.

**SENATE CONCURRENT RESOLUTION NO. 70—**  
BY SENATOR BROOME AND REPRESENTATIVE BARROW  
A CONCURRENT RESOLUTION

To recognize May 12-18, 2013, as "National Women's Health Week".

Reported without amendments.

**SENATE CONCURRENT RESOLUTION NO. 71—**  
BY SENATOR PEACOCK AND REPRESENTATIVE SEABAUGH  
A CONCURRENT RESOLUTION

To commend Ceara Johnson upon being named the 2013 Louisiana Public Schools Elementary School Student of the Year and to recognize her extraordinary accomplishments.

Reported without amendments.

**SENATE CONCURRENT RESOLUTION NO. 72—**  
BY SENATOR PEACOCK AND REPRESENTATIVE SEABAUGH  
A CONCURRENT RESOLUTION

To commend Safa Michigan upon being named the 2013 Louisiana Public Schools Middle School Student of the Year and to recognize her extraordinary accomplishments.

Reported without amendments.

**SENATE CONCURRENT RESOLUTION NO. 73—**  
BY SENATORS ALARIO, ADLEY, ALLAIN, AMEDEE, APPEL, BROOME, BROWN, BUFFINGTON, CHABERT, CLAITOR, CORTEZ, CROWE, DONAHUE, DORSEY-COLOMB, ERDEY, GALLOT, GUILLORY, HEITMEIER, JOHNS, KOSTELKA, LAFLEUR, LONG, MARTINY, MILLS, MORRELL, MORRISH, MURRAY, NEVERS, PEACOCK, PERRY, PETERSON, RISER, GARY SMITH, JOHN SMITH, TARVER, THOMPSON, WALSWORTH, WARD AND WHITE  
A CONCURRENT RESOLUTION

To express the sincere condolences of the Legislature of Louisiana upon the death of Gerald Ray "Gerry" Lane and recognize his lifetime achievements.

Reported without amendments.

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

**Introduction of Senate Resolutions**

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

**SENATE RESOLUTION NO. 96—**  
BY SENATOR MORRISH  
A RESOLUTION

To urge and request the commissioner of agriculture to create the Louisiana Wine Agribusiness Task Force within the Department of Agriculture and Forestry to study and make recommendations to the legislature for growing and expanding the wine industry with respect to economic impact, job growth, revenue generation, and tourism potential.

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

**SENATE RESOLUTION NO. 97—**  
BY SENATOR BROWN  
A RESOLUTION

To create and provide for the Southeast Louisiana Task Force for Growth and Opportunity, to be known as the SEL-GO Group.

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

**SENATE RESOLUTION NO. 98—**  
BY SENATOR LONG  
A RESOLUTION

To commend the Adai Caddo Indian tribe for their cultural contributions to the state of Louisiana.

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

**SENATE RESOLUTION NO. 99—**  
BY SENATOR THOMPSON  
A RESOLUTION

To designate May 29, 2013, as "4-H Day" at the legislature and commends the state Executive Board officers of 4-H.

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

**SENATE RESOLUTION NO. 100—**  
BY SENATOR NEVERS  
A RESOLUTION

To recognize Fallen Heroes Memorial Day honoring the seven Washington Parish Sheriff's Office deputies who made the ultimate sacrifice of giving their lives in the line of duty.

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

**SENATE RESOLUTION NO. 101—**  
BY SENATOR CLAITOR  
A RESOLUTION

To commend Louise Martin for her dedicated public service with the Department of Education.

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

**SENATE RESOLUTION NO. 102—**  
BY SENATOR GALLOT  
A RESOLUTION

To direct the Department of Revenue to publish information on specific business outreach programs offered to taxpayers on the Internet, through publications, and other media relative to tax compliance requirements so as to afford the greatest possible impact on business entities throughout the state and coordinate these training and outreach efforts with other departments, such as the Department of Economic Development, the Louisiana Workforce Commission, and the Secretary of State, which offer a variety of related business support and training services through the departments.

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

**Introduction of Senate Concurrent Resolutions**

**SENATE CONCURRENT RESOLUTION NO. 77—**  
BY SENATORS GALLOT AND ADLEY AND REPRESENTATIVES FANNIN AND JEFFERSON  
A CONCURRENT RESOLUTION

To recognize the annual Bonnie & Clyde Festival being held on May 17-18, 2013, in Gibsland, Louisiana, and its historical significance.

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

**SENATE CONCURRENT RESOLUTION NO. 78—**  
BY SENATOR AMEDEE  
A CONCURRENT RESOLUTION

To urge and request the Senate Committee on Senate and Governmental Affairs and the House Committee on House and Governmental Affairs to meet and function as a joint committee to study and make recommendations with respect to the appropriate use of campaign funds.

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

**SENATE CONCURRENT RESOLUTION NO. 79—**  
BY SENATOR LONG AND REPRESENTATIVES BROWN, COX AND HOWARD

A CONCURRENT RESOLUTION

To commend and congratulate Natchitoches Fire Chief Dennie C. Boyt upon his retirement.

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

**SENATE CONCURRENT RESOLUTION NO. 80—**  
BY SENATORS LONG, GALLOT, KOSTELKA AND RISER AND REPRESENTATIVES COX, DIXON, HARRIS, HAZEL, HILL AND HOWARD

A CONCURRENT RESOLUTION

To commend and congratulate RoyOMartin on its 90<sup>th</sup> anniversary.

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

**SENATE CONCURRENT RESOLUTION NO. 81—**  
BY SENATOR THOMPSON AND REPRESENTATIVE MONTOUCET

A CONCURRENT RESOLUTION

To authorize and direct the secretary of the Department of Health and Hospitals to submit to the Centers of Medicare and Medicaid Services on or before September 1, 2013, a Section 1115 Medicaid demonstration waiver that will allow the use of costs not otherwise matchable authority to receive federal matching funds for designated state and local health programs and to reinvest freed up state funds into the Medicaid program.

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

**SENATE CONCURRENT RESOLUTION NO. 82—**  
BY SENATOR GARY SMITH

A CONCURRENT RESOLUTION

To urge and request the Louisiana Department of Wildlife and Fisheries (LDWF) to perform a study determining how local governing authorities can regulate air boat noise.

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

**SENATE CONCURRENT RESOLUTION NO. 83—**  
BY SENATORS GARY SMITH AND BROWN AND REPRESENTATIVES GAINES, MILLER AND WILLMOTT

A CONCURRENT RESOLUTION

To commend the L'Observateur for earning top honors at the Louisiana Press Association annual convention.

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

**SENATE CONCURRENT RESOLUTION NO. 84—**  
BY SENATOR GARY SMITH AND REPRESENTATIVE MILLER

A CONCURRENT RESOLUTION

To commend the St. Charles Herald-Guide for being named Newspaper of the Year in Division 4 by the Louisiana Press Association at its annual convention.

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

**Senate Resolutions on  
Second Reading**

**SENATE RESOLUTION NO. 93—**  
BY SENATOR CLAITOR

A RESOLUTION

To express the sincere condolences of the Senate of the Legislature of Louisiana upon the death of Lisa Lynne Bartels Robert.

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

**SENATE RESOLUTION NO. 94—**  
BY SENATOR ALLAIN

A RESOLUTION

To designate the week of June 17-21, 2013 as "Louisiana Entrepreneurship Week".

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

**SENATE RESOLUTION NO. 95—**  
BY SENATOR WALSWORTH

A RESOLUTION

To urge and request the Department of Children and Family Services to collaborate with stakeholders to study and develop a comprehensive statewide plan for the delivery of domestic violence services and to report its recommendations to the Senate Committee on Health and Welfare on or before January 15, 2014.

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

**Senate Concurrent Resolutions on  
Second Reading**

**SENATE CONCURRENT RESOLUTION NO. 74—**  
BY SENATORS GARY SMITH AND BROWN AND REPRESENTATIVES GAINES, MILLER AND WILLMOTT

A CONCURRENT RESOLUTION

To commend Dr. Rodney Roy Lafon for his eighteen years of service as superintendent of the St. Charles Parish public school system and to recognize him upon the occasion of his retirement.

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. President	Gallot	Nevers
Amedee	Guillory	Peacock
Appel	Heitmeier	Perry
Broome	Johns	Peterson
Buffington	Kostelka	Riser
Chabert	LaFleur	Smith, G.
Claitor	Long	Tarver
Cortez	Martiny	Thompson
Crowe	Mills	Walsworth
Donahue	Morrell	Ward
Dorsey-Colomb	Morrish	White
Erdey	Murray	
Total - 35		

**NAYS**

Total - 0

**ABSENT**

Adley	Brown
Allain	Smith, J.
Total - 4	

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

May 13, 2013

SENATE CONCURRENT RESOLUTION NO. 75—  
BY SENATOR CROWE

A CONCURRENT RESOLUTION

To commend the Salmen High School Lady Spartans basketball team for winning the Class 4-A state championship.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Gallot	Nevers
Amedee	Guillory	Peacock
Appel	Heitmeier	Perry
Broome	Johns	Peterson
Buffington	Kostelka	Riser
Chabert	LaFleur	Smith, G.
Claitor	Long	Tarver
Cortez	Martiny	Thompson
Crowe	Mills	Walsworth
Donahue	Morrell	Ward
Dorsey-Colomb	Morrish	White
Erdey	Murray	
Total - 35		

NAYS

Total - 0

ABSENT

Adley	Brown
Allain	Smith, J.
Total - 4	

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

SENATE CONCURRENT RESOLUTION NO. 76—  
BY SENATOR WALSWORTH

A CONCURRENT RESOLUTION

To direct the Department of Education and the Department of Children and Family Services to develop an operational plan for the transfer of the Child Care Development Fund to the Department of Education.

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

Message from the House

ASKING CONCURRENCE IN  
HOUSE BILLS AND JOINT RESOLUTIONS

May 10, 2013

To the Honorable President and Members of the Senate:

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

HB NO. 1	HB NO. 434	HB NO. 435
HB NO. 436	HB NO. 437	HB NO. 452
HB NO. 474	HB NO. 571	HB NO. 620
HB NO. 696	HB NO. 653	HB NO. 456
HB NO. 168	HB NO. 691	HB NO. 308

HB NO. 322	HB NO. 343	HB NO. 722
HB NO. 687	HB NO. 98	HB NO. 111
HB NO. 337	HB NO. 341	HB NO. 375
HB NO. 523	HB NO. 572	HB NO. 613
HB NO. 650	HB NO. 692	HB NO. 721

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

House Bills and Joint Resolutions  
on First Reading

HOUSE BILL NO. 1—  
BY REPRESENTATIVE FANNIN  
AN ACT

Making annual appropriations for Fiscal Year 2013-2014 for the ordinary expenses of the executive branch of state government, pensions, public schools, public roads, public charities, and state institutions and providing with respect to the expenditure of said appropriations.

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

HOUSE BILL NO. 98—  
BY REPRESENTATIVES THOMPSON AND JIM MORRIS  
AN ACT

To amend and reenact R.S. 44:4.1(B)(26), to enact R.S. 40:1379.1.1, and to repeal R.S. 40:1379.1(G), relative to concealed handgun permits; to retain the authority of sheriffs to issue a concealed handgun permit for use within the boundaries of a parish; to authorize sheriffs to issue a concealed handgun permit pursuant to a reciprocity agreement entered into with a sheriff of a contiguous parish; to provide with respect to the validity of the permits; to provide for reciprocity between contiguous parishes; to provide for the qualifications for the issuance of such permit; to prohibit the release, dissemination, or publishing of information with respect to concealed handgun permit applications; to provide for exceptions; to provide for criminal penalties; to provide for the assessment of processing fees; and to provide for related matters.

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

HOUSE BILL NO. 111—  
BY REPRESENTATIVE HOFFMANN  
AN ACT

To amend and reenact R.S. 40:1300.252, 1300.256(A)(4), and 1300.262(B)(1)(a) and (2)(a) and to enact R.S. 40:1263 and 1300.256(A)(5), relative to smoking regulation; to prohibit smoking in certain outdoor areas proximate to state office buildings; to provide relative to the purpose of certain smoking regulations; to provide for applicability; to provide for exceptions; to provide for penalties; to provide for an effective date; and to provide for related matters.

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

HOUSE BILL NO. 168—  
BY REPRESENTATIVE FANNIN  
AN ACT

To provide for the establishment and reestablishment of agency ancillary funds, to be specifically known as internal service funds, auxiliary accounts, or enterprise funds for certain state institutions, officials, and agencies; to provide for appropriation of funds; and to regulate the administration of said funds.

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

**HOUSE BILL NO. 308—**

BY REPRESENTATIVES ADAMS, BILLIOT, LEOPOLD, LORUSSO, TALBOT, AND WILLMOTT AND SENATORS APPEL AND MARTINY  
AN ACT

To amend and reenact R.S. 42:19(A)(1)(b)(ii)(bb) and to enact R.S. 42:13(A)(4) and 19(A)(1)(b)(ii)(dd), relative to meetings of public bodies; to provide relative to action by parish and municipal governing authorities with lengthy meeting agendas; to provide definitions; and to provide for related matters.

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

**HOUSE BILL NO. 322—**

BY REPRESENTATIVES THIERRY, ADAMS, ARMES, BADON, BARROW, BILLIOT, WESLEY BISHOP, BROSSETT, BROWN, BURRELL, CHANEY, COX, DIXON, DOVE, FRANKLIN, GISCLAIR, HARRISON, HOFFMANN, HONORE, HOWARD, JAMES, JEFFERSON, LEGER, MILLER, MORENO, PIERRE, PRICE, PYLANT, REYNOLDS, SMITH, ST. GERMAIN, STOKES, PATRICK WILLIAMS, AND WILLMOTT  
AN ACT

To enact Part LXXIII of Chapter 5 of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:1300.361 through 1300.363, relative to newborn medical screening; to require birthing facilities to perform congenital heart defect screening by pulse oximetry on each newborn; to provide legislative intent; to provide definitions; and to provide for related matters.

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

**HOUSE BILL NO. 337—**

BY REPRESENTATIVE LORUSSO  
AN ACT

To enact R.S. 40:31.37, relative to retail food establishments; to implement permit fees for retail food establishments; to implement food establishment permit fees for day care centers; to implement permit fees for nonitinerant retail food stores/markets; to require proof of gross receipts for retail food stores/markets; to provide for temporary permits; to provide for penalties; to implement a permit fee for temporary or special events; to implement a permit fee for seasonal food establishments; to provide for exemptions; and to provide for related matters.

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

**HOUSE BILL NO. 341—**

BY REPRESENTATIVE TIM BURNS  
AN ACT

To amend and reenact R.S. 18:112, 115.1(F), 116(E), 154(G), 172, 425(A)(1), 431(A)(2)(a) and (4), 433(A)(1) and (5), (B)(1), and (D), 463(D) and (E), 465(E)(1)(a), 468, 469(A) and (B), 501, 513(C), 561, 571(A)(6) and (7), 573(A)(3), 1253(E), 1254(A), 1255(A), 1308(A)(2)(g) and (h)(i), 1308.2(A)(1), 1309(I), 1309.3(D)(1)(b), 1313(A), (B), (C)(2), (F)(11), and (I)(2)(d) and (3), 1314, 1373(A)(5), 1402(C), and 1462(A)(introductory paragraph) and (2), to enact R.S. 18:18(A)(9), 154(C)(1)(g), 1402(D), and 1461.2(A)(9), and to repeal R.S. 18:115(A)(3) and 1309(E)(1), relative to the Louisiana Election Code; to revise the system of laws comprising the Louisiana Election Code; to provide for the powers and duties of the secretary of state; to provide relative to voter registration; to provide relative to application for voter registration; to provide relative to the duties of a registrar of voters; to provide for electronic voter registration; to provide relative to the determination of eligibility of an applicant for voter registration; to provide relative to requirements and procedures for voting; to provide relative to the records of a registrar of voters and the Department of State; to provide for the confidentiality of certain voter information; to provide relative to the duties of a clerk of court; to provide relative to judgments of interdiction; to provide relative to

publication of the inactive list of voters; to provide relative to commissioners and commissioners-in-charge; to provide relative to courses of instruction for commissioners and commissioners-in-charge; to provide for the duties of commissioners and commissioners-in-charge; to provide relative to the terms of commissioners-in-charge; to provide relative to the authority of a parish board of election supervisors; to provide relative to procedures and requirements for candidate qualifying; to provide for changes in information in a notice of candidacy; to provide relative to nominating petitions; to provide relative to the certification of nominating petitions; to provide for the qualifying period in certain elections; to provide relative to withdrawal from an election; to provide relative to the refund of qualifying fees; to provide relative to the certification of candidates elected in an election; to provide for deadlines for such certification for certain elections; to provide relative to the payment of certain costs associated with an election; to provide relative to procedures and requirements for voting absentee by mail; to provide relative to the transmission of absentee by mail materials; to provide relative to absentee by mail ballots; to provide relative to the counting and tabulation and recounting of absentee by mail and early voting ballots; to provide relative to the preparation of voting machines; to provide relative to absentee by mail and early voting commissioners; to provide relative to assistance in voting; to prohibit certain conduct involving information in voter registration applications; to provide criminal penalties; to provide relative to the prohibition of certain conduct in certain areas around polling places; to provide relative to court costs in certain actions; to provide for effectiveness; and to provide for related matters.

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

**HOUSE BILL NO. 343—**

BY REPRESENTATIVES EDWARDS AND SMITH  
AN ACT

To enact R.S. 17:24.4(K), relative to student assessment; to prohibit public high school students with exceptionalities who are not pursuing a high school diploma from being administered any examination pursuant to the Louisiana Educational Assessment Program or the Louisiana school and district accountability system; to provide exceptions; to prohibit penalizing a student, school, or school system for a student's lack of participation; and to provide for related matters.

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

**HOUSE BILL NO. 375—**

BY REPRESENTATIVE HOFFMANN  
AN ACT

To amend and reenact R.S. 36:4(R), to enact Chapter 4-B of Title 28 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 28:461 through 470, and to repeal Part III of Chapter 8 of Title 17 of the Louisiana Revised Statutes of 1950, comprised of R.S. 17:1971 through 1979, relative to the early intervention program of this state for infants and toddlers with disabilities and their families; to establish the official name of such program; to provide for definitions; to provide for duties of the Department of Health and Hospitals relative to program administration; to provide requirements for a statewide system of services; to provide relative to payment for services; to allow for uses of funds for provision of certain services to eligible persons; to provide for authority to establish a statewide system of payments; to provide for authority to establish a schedule of fees for services provided to certain recipients; to create and provide for duties of the Louisiana State Interagency Coordinating Council for EarlySteps: Louisiana's Early Intervention Program for Infants and Toddlers with Disabilities and their Families; to authorize promulgation of rules by the Department of Health and Hospitals; to provide for continuation of effectiveness of certain administrative rules; and to provide for related matters.

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

**HOUSE BILL NO. 434—**

BY REPRESENTATIVES JAY MORRIS, ARNOLD, BARRAS, BERTHELOT, STUART BISHOP, BROWN, BURFORD, CARMODY, CHAMPAGNE, CONNICK, DANAHAY, GAROFALO, GEYMAN, GREENE, HARRIS, HARRISON, HAVARD, HENRY, HODGES, HOLLIS, HOWARD, KATRINA JACKSON, JAMES, LAMBERT, NANCY LANDRY, LEOPOLD, MILLER, JIM MORRIS, POPE, PUGH, PYLANT, REYNOLDS, RICHARD, ROBIDEAUX, SCHEXNAYDER, SCHRODER, SEABAUGH, TALBOT, THIERRY, AND THOMPSON

**A JOINT RESOLUTION**

Proposing to amend Article VII, Section 11(B) of the Constitution of Louisiana, to require the general appropriation bill include separate recommendations for discretionary and nondiscretionary spending in certain circumstances; to provide for submission of the proposed amendment to the electors; and to provide for related matters.

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

**HOUSE BILL NO. 435—**

BY REPRESENTATIVES SEABAUGH, ARNOLD, BARRAS, BERTHELOT, STUART BISHOP, BROWN, BURFORD, CARMODY, CHAMPAGNE, CONNICK, DANAHAY, GAROFALO, GEYMAN, GREENE, HARRIS, HARRISON, HAVARD, HENRY, HODGES, HOLLIS, HOWARD, LAMBERT, NANCY LANDRY, LEOPOLD, MILLER, JAY MORRIS, JIM MORRIS, POPE, PUGH, PYLANT, REYNOLDS, RICHARD, ROBIDEAUX, SCHEXNAYDER, SCHRODER, TALBOT, AND THOMPSON

**A JOINT RESOLUTION**

Proposing to amend Article III, Section 16(A) and Article VII, Sections 10(B), (D)(1), and (E) and 11(A) and to add Article VII, Section 10(D)(4) of the Constitution of Louisiana, to provide relative to the budget process; to provide for appropriations; to provide for the powers, duties, and functions of the Revenue Estimating Conference; to require certain contents in the budget estimate; to provide for submission of the proposed amendment to the electors; and to provide for related matters.

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

**HOUSE BILL NO. 436—**

BY REPRESENTATIVES GAROFALO, ARMES, ARNOLD, BARRAS, BERTHELOT, STUART BISHOP, BROSETT, BURFORD, CARMODY, CHAMPAGNE, CONNICK, DANAHAY, GEYMAN, GREENE, HARRIS, HARRISON, HAVARD, HENRY, HODGES, HOLLIS, HOWARD, KATRINA JACKSON, JAMES, LAMBERT, NANCY LANDRY, LEOPOLD, MILLER, JAY MORRIS, JIM MORRIS, POPE, PYLANT, REYNOLDS, RICHARD, ROBIDEAUX, SCHEXNAYDER, SCHRODER, SEABAUGH, SMITH, TALBOT, THIERRY, AND THOMPSON

**A JOINT RESOLUTION**

Proposing to amend Article III, Section 2(A)(3)(a) and (4)(a) of the Constitution of Louisiana, to provide for requirements of consideration of the general appropriation bill; to provide for submission of the proposed amendment to the electors; and to provide for related matters.

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

**HOUSE BILL NO. 437—**

BY REPRESENTATIVES HARRIS, ARNOLD, BARRAS, BERTHELOT, STUART BISHOP, BROWN, BURFORD, CARMODY, CHAMPAGNE, CONNICK, DANAHAY, GAROFALO, GEYMAN, GREENE, HARRISON, HAVARD, HENRY, HODGES, HOLLIS, HOWARD, LAMBERT, NANCY LANDRY, LEOPOLD, MILLER, JAY MORRIS, JIM MORRIS, POPE, PUGH, PYLANT, REYNOLDS, RICHARD, ROBIDEAUX, SCHEXNAYDER, SCHRODER, SEABAUGH, TALBOT, AND THOMPSON

**AN ACT**

To amend and reenact R.S. 39:24(A), 34(A), 51(A), and 54(A), relative to the budget process; to provide for the official forecast; to provide for the powers, duties, and functions of the Revenue Estimating Conference; to require certain contents in the executive budget; to provide for the contents of the General Appropriation Bill and other appropriation bills; to provide for effectiveness; and to provide for related matters.

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

**HOUSE BILL NO. 452—**

BY REPRESENTATIVE FANNIN

**AN ACT**

To provide relative to special treasury funds; to provide for the transfer, dedication, use, and appropriations as specified of certain treasury funds; to provide for the deposit of certain funds into the state treasury; to provide for effective dates; and to provide for related matters.

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

**HOUSE BILL NO. 456—**

BY REPRESENTATIVE ROBIDEAUX

**AN ACT**

To enact the Louisiana Tax Delinquency Amnesty Act of 2013; to provide for definitions; to require the Department of Revenue to establish a tax amnesty program as provided for in this Act; to provide for terms and conditions of the program; to provide for the disposition of the monies collected pursuant to the tax amnesty program; to provide for an effective date; and to provide for related matters.

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

**HOUSE BILL NO. 474—**

BY REPRESENTATIVE STUART BISHOP

**AN ACT**

To amend and reenact R.S. 47:633(7)(c)(iv) and to repeal R.S. 47:633(9)(e)(vii), relative to severance tax on oil and gas; to provide relative to a reduced tax rate on oil and gas produced from a well classified as inactive; to provide for effectiveness; and to provide for related matters.

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

**HOUSE BILL NO. 523—**

BY REPRESENTATIVE GAINES

**AN ACT**

To amend and reenact Code of Civil Procedure Article 3601(A) and to repeal R.S. 13:4062, relative to special civil proceedings; to provide for injunctions and temporary restraining orders against the state and political subdivisions; to provide for filing and notice of an affidavit; to provide for waiver of certain requirements; to provide for hearings by certain legislative committees; to provide for hearings on injunctions under certain circumstances; to provide for the burden of proof; to provide for the traversal of affidavits; and to provide for related matters.

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

**HOUSE BILL NO. 571—**

BY REPRESENTATIVE ROBIDEAUX

**AN ACT**

To amend and reenact R.S. 51:1787(A)(3) and (B)(3) and 1791 and to enact R.S. 47:6302 and R.S. 51:3116 and 3122, relative to rebates and rebate programs, to provide requirements for rebate contracts; to provide for the administration of rebate programs; to authorize the promulgation of rules and regulations; to provide for effectiveness; and to provide for related matters.

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

**HOUSE BILL NO. 572—**

BY REPRESENTATIVE WESLEY BISHOP

**AN ACT**

To amend and reenact Subpart C of Part II of Chapter 3 of Title 46 of the Louisiana Revised Statutes of 1950, comprised of R.S. 46:261, relative to the Fatherhood First Initiative; to establish



the Fatherhood First Initiative; to establish a Fatherhood First Council; to provide for membership and duties of the council; to provide for a research and demonstration program; to require reporting; and to provide for related matters.

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

**HOUSE BILL NO. 613—**

BY REPRESENTATIVE TIM BURNS

## AN ACT

To enact R.S. 17:7(33), relative to the duties, functions, and responsibilities of the State Board of Elementary and Secondary Education; to require the State Board of Elementary and Secondary Education to develop and adopt rules and regulations providing for parental choice relative to state standardized testing for students with disabilities enrolled in public schools; to require such rules and regulations to be in accordance with certain state and federal laws, rules, and regulations; and to provide for related matters.

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

**HOUSE BILL NO. 620—**

BY REPRESENTATIVES GEYMAN, REYNOLDS, ARNOLD, BARRAS, BERTHELOT, STUART BISHOP, BURFORD, CARMODY, CHAMPAGNE, CONNICK, DANAHAY, GAROFALO, GREENE, HARRIS, HARRISON, HAVARD, HENRY, HODGES, HOLLIS, HOWARD, KATRINA JACKSON, JAMES, LAMBERT, NANCY LANDRY, LEOPOLD, MILLER, JAY MORRIS, JIM MORRIS, POPE, PYLANT, ROBIDEAUX, SCHEXNAYDER, SCHRODER, SEABAUGH, TALBOT, THIERRY, AND THOMPSON

## AN ACT

To amend and reenact R.S. 39:36(A)(3)(b) and 51(A) and to enact R.S. 24:513(D)(7) and R.S. 39:36(A)(6), relative to budgetary controls and priorities; to require certain items be included in the executive budget; to require the General Appropriation Bill include separate recommendations for discretionary and nondiscretionary spending in certain circumstances; to provide for the powers and duties of the legislative auditor; to provide for effectiveness; to provide for definitions; and to provide for related matters.

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

**HOUSE BILL NO. 650—**

BY REPRESENTATIVE CARTER

## AN ACT

To amend and reenact R.S. 36:642(B) and (C), 643, 644, 645(A), (B)(introductory paragraph) and (1)(a)(i), and (C), 646, 648, 649, and 651(B) and to repeal R.S. 17:3138.1(C)(7), relative to the organization of the state Department of Education; to provide for changes relative to the membership of the Remedial Education Commission; to remove the office of literacy, the office of science, technology, engineering, and mathematics, the office of college and career readiness, the office of departmental support, and the office of innovation as offices of the department and to add the office of district support to the department; to provide for changes relative to the officers of the department; to provide that the appointment of a deputy state superintendent is optional; to provide relative to the purposes and functions of the office of management and finance and office of district support; and to provide for related matters.

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

**HOUSE BILL NO. 653—**

BY REPRESENTATIVE ROBIDEAUX

## AN ACT

To amend and reenact R.S. 47:306(A)(3) and to enact R.S. 47:302(U), relative to state sales and use taxes; to provide with respect to the collection of tax on transactions involving certain tangible personal property and services; to provide for effectiveness; and to provide for related matters.

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

**HOUSE BILL NO. 687—**

BY REPRESENTATIVE KLECKLEY

## AN ACT

To appropriate funds for Fiscal Year 2013-2014 to defray the expenses of the Louisiana Legislature, including the expenses of the House of Representatives and the Senate, of legislative service agencies, and of the Louisiana State Law Institute; to provide for the salary, expenses, and allowances of members, officers, staff, and agencies of the Legislature; to provide with respect to the appropriations and allocations herein made; and to provide for related matters.

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

**HOUSE BILL NO. 691—**

BY REPRESENTATIVES FANNIN AND KLECKLEY AND SENATORS ALARIO AND DONAHUE

## AN ACT

To appropriate funds to defray the expenses of the Louisiana Judiciary, including the Supreme Court, Courts of Appeal, District Courts, Criminal District Court of Orleans Parish, and other courts; and to provide for related matters.

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

**HOUSE BILL NO. 692—**

BY REPRESENTATIVE FANNIN

## AN ACT

To provide with respect to the Revenue Sharing Fund and the allocation and distribution thereof for Fiscal Year 2013-2014; and to provide for related matters.

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

**HOUSE BILL NO. 696—**

BY REPRESENTATIVE MONTUCET

## AN ACT

To amend and reenact R.S. 47:6007(B), (C)(1)(introductory paragraph), (c)(introductory paragraph) and (d), (2)(introductory paragraph), (4)(introductory paragraph) and (f)(ii), (D)(1)(a), (2)(b)(introductory paragraph), (c), and (d)(introductory paragraph), (3), (6), (7), and (8), (E), and (F)(3), to enact R.S. 47:6007(C)(1)(e), (D)(9), and (F)(4), and 6030(G), and to repeal R.S. 47:6007(D)(2)(a)(i)(ee), relative to state income tax credits; to provide with respect to the motion picture investor tax credit; to provide for amounts of tax credits; to provide for certain definitions; to provide for the certification of expenditures on state-certified productions; to provide with respect to the transfer of tax credits; to provide with respect to rulemaking; to provide with respect to the certification and administration of tax credits; to provide for certain audit requirements; to provide for the recapture and recovery of tax credits; to provide with respect to the wind or solar energy systems tax credit; to require the reduction of such credit under certain circumstances; to provide for certain limitations; to provide for an effective date; and to provide for related matters.

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

**HOUSE BILL NO. 721— (Substitute for House Bill No. 31 by Representative Montoucet)**

BY REPRESENTATIVE MONTUCET

## AN ACT

To amend and reenact R.S. 48:231(A), relative to the highway priority construction program; to provide for the presentation of the proposed program of construction to members of the legislature; and to provide for related matters.

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

**HOUSE BILL NO. 722— (Substitute for House Bill No. 313 by Representative Honore)**

BY REPRESENTATIVE HONORE  
AN ACT

To enact R.S. 15:85.4, relative to posting of criminal bonds; to provide for an additional fee to be assessed for criminal bonds posted in the city court of Baton Rouge; to provide for collection of fees by the constable of the Baton Rouge City Court; to provide for allocation of funds to the constable's fund; to provide for use of funds for the operational expenses of the constable's office; to provide for a refund of the fee in certain cases; and to provide for related matters.

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

**Message from the House  
ASKING CONCURRENCE IN  
HOUSE CONCURRENT RESOLUTIONS**

May 10, 2013

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. 110      HCR NO. 112      HCR NO. 114
- HCR NO. 115      HCR NO. 116      HCR NO. 117
- HCR NO. 118      HCR NO. 119      HCR NO. 121
- HCR NO. 124      HCR NO. 123      HCR NO. 125
- HCR NO. 120

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

**House Concurrent Resolutions  
on First Reading**

**HOUSE CONCURRENT RESOLUTION NO. 110—**

BY REPRESENTATIVES CROMER AND ARMES  
A CONCURRENT RESOLUTION

To commend Lieutenant General Michael D. Barbero for his honorable thirty-seven year career of service to the United States Army.

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

**HOUSE CONCURRENT RESOLUTION NO. 112—**

BY REPRESENTATIVE MORENO  
A CONCURRENT RESOLUTION

To commend Susan G. Komen for the Cure and its Louisiana affiliates for improving the quality of life in local communities through the delivery of breast cancer education, screening, treatment, and research and to recognize Thursday, May 9, 2013, as Komen for the Cure Day at the Legislature of Louisiana.

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

**HOUSE CONCURRENT RESOLUTION NO. 114—**  
BY REPRESENTATIVES NANCY LANDRY, STUART BISHOP, AND ROBIDEAUX AND SENATOR CORTEZ

A CONCURRENT RESOLUTION

To commend the St. Thomas More High School girls' golf team upon winning the Division I state championship.

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

**HOUSE CONCURRENT RESOLUTION NO. 115—**

BY REPRESENTATIVES NANCY LANDRY, STUART BISHOP, AND ROBIDEAUX AND SENATOR CORTEZ

A CONCURRENT RESOLUTION

To commend the St. Thomas More High School girls' softball team upon winning the 2013 Class 4A state championship.

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

**HOUSE CONCURRENT RESOLUTION NO. 116—**

BY REPRESENTATIVES NANCY LANDRY, STUART BISHOP, AND ROBIDEAUX AND SENATOR CORTEZ

A CONCURRENT RESOLUTION

To commend the St. Thomas More High School girls' volleyball team upon winning the Division II state championship.

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

**HOUSE CONCURRENT RESOLUTION NO. 117—**

BY REPRESENTATIVES NORTON, BADON, BARROW, WESLEY BISHOP, BROSETT, BURRELL, COX, DIXON, FRANKLIN, GAINES, HONORE, HUNTER, GIROD JACKSON, KATRINA JACKSON, JAMES, JEFFERSON, TERRY LANDRY, PIERRE, PRICE, SMITH, THIERRY, ALFRED WILLIAMS, AND PATRICK WILLIAMS AND SENATORS BROOME, BROWN, DORSEY-COLOMB, GALLOT, GUILLORY, MORRELL, MURRAY, PETERSON, AND TARVER

A CONCURRENT RESOLUTION

To express the condolences upon the death of the Reverend Danny Mitchell, former state representative for Louisiana House District No. 2.

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

**HOUSE CONCURRENT RESOLUTION NO. 118—**

BY REPRESENTATIVES ST. GERMAIN, BARROW, HILL, KATRINA JACKSON, MORENO, NORTON, SMITH, AND THIERRY AND SENATORS BROOME, DORSEY-COLOMB, AND PETERSON

A CONCURRENT RESOLUTION

To recognize Wednesday, May 15, 2013, as Louisiana Center for Health Equity Day in the state of Louisiana.

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

**HOUSE CONCURRENT RESOLUTION NO. 119—**

BY REPRESENTATIVE KATRINA JACKSON

A CONCURRENT RESOLUTION

To commend the efforts of The Links, Incorporated and to recognize Wednesday, May 15, 2013, as Louisiana Links Day at the Louisiana State Capitol.

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

**HOUSE CONCURRENT RESOLUTION NO. 120—**

BY REPRESENTATIVE HARRISON

A CONCURRENT RESOLUTION

To memorialize the United States Congress to take such actions as are necessary to ban the importation into the United States of shrimp from countries that have experienced early mortality syndrome in their shrimp industry.

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

**HOUSE CONCURRENT RESOLUTION NO. 121—**  
BY REPRESENTATIVE ARNOLD**A CONCURRENT RESOLUTION**

To recognize Friday, May 10, 2013, as First NBC Bank Day and to commend First NBC Bank on its initial public offering.

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

**HOUSE CONCURRENT RESOLUTION NO. 123—**

BY REPRESENTATIVES KATRINA JACKSON, BADON, BARROW, WESLEY BISHOP, BROSSETT, BURRELL, COX, DIXON, FRANKLIN, GAINES, HONORE, HUNTER, GIROD JACKSON, JAMES, JEFFERSON, TERRY LANDRY, NORTON, PIERRE, PRICE, SMITH, THIERRY, ALFRED WILLIAMS, AND PATRICK WILLIAMS AND SENATORS BROOME, BROWN, DORSEY-COLOMB, GALLOT, GUILLORY, MORRELL, MURRAY, PETERSON, AND TARVER

**A CONCURRENT RESOLUTION**

To express the condolences of the Legislature of Louisiana upon the death of Bishop Keith Cornell Smith, and to posthumously commend him for thirty years of dedicated service to God in the Gospel ministry.

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

**HOUSE CONCURRENT RESOLUTION NO. 124—**

BY REPRESENTATIVE HOWARD AND SENATOR LONG

**A CONCURRENT RESOLUTION**

To commend the Florien High School girls' softball team on winning the 2013 Class B state championship.

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

**HOUSE CONCURRENT RESOLUTION NO. 125—**

BY REPRESENTATIVE LEGER

**A CONCURRENT RESOLUTION**

To recognize Tuesday, May 14, 2013, as Kingsley House Day at the Legislature of Louisiana.

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

### House Bills and Joint Resolutions on Second Reading

**HOUSE BILL NO. 44—**

BY REPRESENTATIVES HAZEL AND ARNOLD  
AN ACT

To enact R.S. 44:11(E), relative to the confidentiality of information in personnel records of certain public employees; to provide for disclosure of certain information concerning members of the Firefighters' Retirement System if requested by specified entities; and to provide for related matters.

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

**HOUSE BILL NO. 173—**

BY REPRESENTATIVE HAZEL

**AN ACT**

To amend and reenact Children's Code Article 1150(3), relative to safe haven relinquishment of infants; to provide with respect to the definition of an infant; and to provide for related matters.

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

**HOUSE BILL NO. 253—**

BY REPRESENTATIVES LEOPOLD, BILLIOT, CONNICK, STOKES, TALBOT, AND WILLMOTT AND SENATORS APPEL AND MARTINY

**AN ACT**

To amend and reenact R.S. 18:428(E) and to enact R.S. 18:428(F), relative to the presence of law enforcement officers at polling places; to provide exceptions; to provide restrictions and

requirements; to provide definitions; and to provide for related matters.

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

**HOUSE BILL NO. 326—**

BY REPRESENTATIVE BARRAS

**AN ACT**

To enact R.S. 47:338.211, relative to the city of Youngsville; to authorize the city to levy a hotel occupancy tax; to provide for the use of tax revenues; and to provide for related matters.

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

**HOUSE BILL NO. 369—**

BY REPRESENTATIVE KLECKLEY AND SENATOR JOHNS

**AN ACT**

To amend and reenact R.S. 47:1987(B)(2), relative to notices related to ad valorem property taxes; to require certain information to be included in such notices; to provide relative to the uniformity of such notices; to provide for an effective date; and to provide for related matters.

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

**HOUSE BILL NO. 469—**

BY REPRESENTATIVES ADAMS, ANDERS, ARMES, ARNOLD, WESLEY BISHOP, BURFORD, HENRY BURNS, TIM BURNS, CARMODY, CHANEY, COX, DANAHAY, DIXON, DOVE, GAROFALO, GUILLORY, HARRISON, GIROD JACKSON, KATRINA JACKSON, LEOPOLD, LORUSSO, MONTOUCET, MORENO, POPE, ST. GERMAIN, AND THIERRY

**AN ACT**

To amend and reenact R.S. 37:1735, relative to volunteer firemen; to state the public policy of Louisiana relative to volunteer firefighting; to provide with respect to immunity from liability for volunteer firemen; to provide exceptions; to provide definitions; and to provide for related matters.

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

**HOUSE BILL NO. 532—**

BY REPRESENTATIVES KLECKLEY, ADAMS, ARMES, BARROW, BERTHELOT, BILLIOT, WESLEY BISHOP, BROSSETT, BROWN, BURRELL, CARMODY, CARTER, CHANEY, COX, CROMER, DIXON, DOVE, GUILLORY, HARRISON, HOFFMANN, HUNTER, KATRINA JACKSON, JAMES, JEFFERSON, LEGER, LORUSSO, MONTOUCET, MORENO, ORTEGO, PYLANT, REYNOLDS, SMITH, ST. GERMAIN, THIBAUT, THIERRY, ALFRED WILLIAMS, AND PATRICK WILLIAMS

**A JOINT RESOLUTION**

Proposing to add Article VII, Section 10.13 of the Constitution of Louisiana, to provide relative to health care funding; to provide for a hospital stabilization formula; to provide for a hospital assessment; to create the Hospital Stabilization Fund as a treasury fund; to provide for deposit, use, and investment of the fund; to provide for submission of the proposed amendment to the electors; and to provide for related matters.

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

**HOUSE BILL NO. 533—**

BY REPRESENTATIVES KLECKLEY AND LEGER

**A JOINT RESOLUTION**

Proposing to add Article VII, Section 10.14 of the Constitution of Louisiana, to provide relative to health care funding; to create the Louisiana Medical Assistance Trust Fund as a treasury fund; to provide for accounts within the Louisiana Medical Assistance Trust Fund; to provide for deposit, use, and investment of the fund; to provide for a base rate for certain Medicaid Program provider funding; to provide for submission of the proposed amendment to the electors; and to provide for related matters.

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

**HOUSE BILL NO. 629—**  
BY REPRESENTATIVES BROADWATER, BARRAS, BURFORD, GUILLORY, HAZEL, HOFFMANN, JAMES, STOKES, THOMPSON, WHITNEY, AND PATRICK WILLIAMS  
AN ACT

To amend and reenact R.S. 36:451(C) and R.S. 47:1603(A) and to enact R.S. 36:458(H) and R.S. 47:1676, 1676.1, and 1677, relative to collections by the Department of Revenue; to establish the office of debt recovery within the Department of Revenue to collect certain delinquent debts owed to or collected by the state; to provide for definitions; to provide for the administration of the collection of certain debts; to authorize the office to collect certain debt of political subdivisions under certain circumstances; to provide relative to the procedure for collection of certain debts; to provide for certain requirements and limitations; to authorize the collection of a fee; to provide for the establishment of an electronic debt registry; to provide relative to the information maintained in the registry; to authorize the promulgation of rules and regulations; to provide for the waiver of penalty for delinquent filing or delinquent payment under certain circumstances; to authorize establishment of certain programs; to establish the Debt Recovery Fund as a special treasury fund; to provide for the deposit, use, and investment of the monies in the fund; to authorize the establishment and use of a financial institution data match system; to authorize the acquisition and use of certain information from a financial institution; to authorize the payment of certain fees for acquisition of data match request files; to provide for the confidentiality of certain information; to provide for an effective date; and to provide for related matters.

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

**HOUSE BILL NO. 705—**  
BY REPRESENTATIVE PONTI  
AN ACT

To amend and reenact R.S. 47:6030, relative to tax credits; to repeal the tax credit for wind energy systems; to establish a tax credit for certain solar energy systems; to provide authorization for a credit against taxes in which the credit can be claimed; to provide the manner in which the credit may be claimed; to provide for a refund of any credit in excess of the tax liability; to provide for the promulgation of rules and regulations; to provide for an effective date; and to provide for related matters.

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

**HOUSE BILL NO. 720— (Substitute for House Bill No. 595 by Representative Abramson)**

BY REPRESENTATIVES ABRAMSON, ARNOLD, BERTHELOT, BILLIOT, WESLEY BISHOP, BROSSETT, CARMODY, DANAHAY, DIXON, DOVE, FRANKLIN, GAINES, GAROFALO, GISCLAIR, HARRISON, LEGER, LEOPOLD, MILLER, MORENO, PIERRE, SCHEXNAYDER, AND ST. GERMAIN

AN ACT

To amend and reenact Sections 3, 4, and 5(A) of Act No. 867 of the 2012 Regular Session of the Legislature and to repeal Section 6 of Act No. 867 of the 2012 Regular Session of the Legislature, relative to the authorization to transfer certain state property in Orleans Parish and St. Martin Parish; to authorize the transfer of state property in Orleans Parish and St. Martin Parish; to repeal the requirement of certain conditions; to provide for reservation of mineral rights; to provide terms and conditions; to provide for an annual report; to provide an effective date; and to provide for related matters.

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

**Reports of Committees**

The following reports of committees were received and read:

**SUPPLEMENTAL REPORT OF COMMITTEE ON LOCAL AND MUNICIPAL AFFAIRS**

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

May 8, 2013

To the President and Members of the Senate:

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

**SENATE BILL NO. 47—**  
BY SENATOR MORRELL AND REPRESENTATIVE LEGER  
AN ACT

To amend and reenact R.S. 33:4071(A)(1) and (2), (B), (C)(1), and (E) and 4074 and to repeal R.S. 33:4071(C)(3), relative to Orleans Parish; to provide relative to the Sewerage and Water Board of New Orleans; to change the membership of the board; to provide relative to the terms and removal of board members; and to provide for related matters.

Reported with amendments.

Respectfully submitted,  
YVONNE DORSEY-COLOMB  
Chairman

**REPORT OF COMMITTEE ON RETIREMENT**

Senator Elbert L. Guillory, Chairman on behalf of the Committee on Retirement, submitted the following report:

May 13, 2013

To the President and Members of the Senate:

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

**HOUSE CONCURRENT RESOLUTION NO. 2—**  
BY REPRESENTATIVE HARRISON  
A CONCURRENT RESOLUTION

To suspend until July 1, 2014, the provisions of Chapter 7 of Subtitle II of Title 11 of the Louisiana Revised Statutes of 1950, comprised of R.S. 11:1399.1 through 1399.7, providing for a Cash Balance Plan in certain state retirement systems.

Reported favorably.

**HOUSE BILL NO. 36—**  
BY REPRESENTATIVE DANAHAY  
AN ACT

To amend and reenact R.S. 11:2174.2, relative to the Sheriffs' Pension and Relief Fund; to provide relative to the transfer of service credit into the system; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 37—**  
BY REPRESENTATIVE NANCY LANDRY  
AN ACT

To enact R.S. 11:2093(C), relative to the Registrars of Voters Employees' Retirement System; to provide relative to the powers and duties of the board relative to system's actuarial assumptions; and to provide for related matters.

Reported with amendments.

**HOUSE BILL NO. 38—**  
BY REPRESENTATIVE GREENE  
AN ACT

To amend and reenact R.S. 11:62(13) and 2132(B), relative to employee contributions in the Registrars of Voters Employees' Retirement System; to establish a range for employee contributions; to provide for establishment of a rate within that range; and to provide for related matters.

Reported with amendments.

**HOUSE BILL NO. 39—**  
BY REPRESENTATIVE STUART BISHOP  
AN ACT

To amend and reenact R.S. 11:1421 and 1422(B) and to enact R.S. 11:1422(C), relative to the Louisiana Assessors' Retirement Fund; to provide relative to retirement eligibility and benefits for new members; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 46—**  
BY REPRESENTATIVE PRICE  
AN ACT

To enact R.S. 11:1145.2, relative to the Louisiana School Employees' Retirement System; to authorize a cost-of-living benefit adjustment for certain retirees and their beneficiaries; to provide for eligibility for, funding of, and limitations on the adjustment; and to provide for related matters.

Reported with amendments.

Respectfully submitted,  
ELBERT L. GUILLORY  
Chairman

**REPORT OF COMMITTEE ON  
REVENUE AND FISCAL AFFAIRS**

Senator Neil Riser, Chairman on behalf of the Committee on Revenue and Fiscal Affairs, submitted the following report:

May 13, 2013

To the President and Members of the Senate:

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

**SENATE BILL NO. 37—**  
BY SENATOR GARY SMITH  
AN ACT

To amend and reenact R.S. 47:246(E), 287.85(C)(2), 287.86(B)(1) and 293(4)(b)(i), relative to income tax; to provide that any federal tax benefit determined to be a type of federal disaster relief does not reduce the state federal income tax deduction; to authorize a net operating loss deduction carryback of five taxable years if the loss is attributable to Hurricane Isaac; and to provide for related matters.

Reported with amendments.

**SENATE BILL NO. 78—**  
BY SENATOR MARTINY  
AN ACT

To amend and reenact R.S. 47:301(14)(g)(i)(bb) and 337.10(F), relative to sales and use tax; to provide for an exclusion from the sales and use tax of the state and of political subdivisions which is levied upon certain sales of services; and to provide for related matters.

Reported favorably.

**SENATE BILL NO. 122—**  
BY SENATOR CHABERT  
AN ACT

To amend and reenact R.S. 47:6036(B)(8) and (13), (C)(1)(b), (G), the introductory paragraph of (I)(1), (I)(1)(c), and (2)(a), relative to the Ports of Louisiana tax credit; to provide the term of the credit; to provide for the activities and projects to which the credit applies; to provide with respect to certain determinations and certifications; and to provide for related matters.

Reported with amendments.

**SENATE BILL NO. 197—**  
BY SENATORS RISER AND MORRELL AND REPRESENTATIVES  
BURFORD AND PATRICK WILLIAMS  
AN ACT

To amend and reenact R.S. 47:297.6(A)(1) and (4) and to enact R.S. 22:832(F) and R.S. 47:297.6(C) and (D), relative to individual income tax credits; to provide for premium tax credits; to extend the taxable periods in which the tax credit shall be applicable; to provide for an effective date; and to provide for related matters.

Reported with amendments.

**SENATE BILL NO. 208—**  
BY SENATOR RISER AND REPRESENTATIVES LEGER AND PATRICK  
WILLIAMS AND SENATOR BUFFINGTON  
AN ACT

To amend and reenact R.S. 47:6019(A)(1)(a), (2)(a), (3)(a), (3)(b)(i)(aa), and (cc), (3)(b)(ii)(aa) and (dd)(I), (B)(1)(a) and (C) and to enact R.S. 22:832(F) and R.S. 47:6019(3)(b)(i)(dd) and (3)(b)(ii)(ee), relative to tax credits for the rehabilitation of historic structures; to provide for income, premium, and corporation franchise tax credits for costs associated with the rehabilitation of historic structures; to provide for eligibility and qualifications to receive the credit; to provide with respect to definitions; to provide for certain notifications and requirements; to extend the taxable periods in which the tax credit shall be applicable; to provide for an effective date; and to provide for related matters.

Reported with amendments.

**HOUSE BILL NO. 274—**  
BY REPRESENTATIVE TALBOT  
AN ACT

To amend and reenact R.S. 47:2132(A), relative to ad valorem property tax; to provide with respect to refunds of taxes erroneously paid; to provide for the time period in which a homestead exemption may be claimed under certain circumstances; and to provide for related matters.

Reported favorably.

Respectfully submitted,  
NEIL RISER  
Chairman

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

**SENATE BILL NO. 133—**  
BY SENATOR AMEDEE  
AN ACT

To amend and reenact R.S. 47:9004(B)(4), relative to the board of directors of the Louisiana Lottery Corporation; to provide relative to the duty of certain board members to disclose certain business relationships to the Senate Committee on Senate and Governmental Affairs; to provide that the obligation to disclose after confirmation by the Senate shall be submitted to the legislative auditor; to provide for the duties of the legislative auditor with respect to such submissions; and to provide for related matters.

May 13, 2013

Reported with amendments by the Committee on Senate and Governmental Affairs.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Senate and Governmental Affairs to Original Senate Bill No. 133 by Senator Amedee

AMENDMENT NO. 1

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

AMENDMENT NO. 2

On page 1, line 7, after "submissions;" insert "to provide relative to potential candidates for board members submitted to the governor;"

AMENDMENT NO. 3

On page 1, line 10, after "(B)" insert "(1) and" and change "is" to "are"

AMENDMENT NO. 4

On page 1, line 15, after "B." delete the remainder of the line and insert:

"(1) Members appointed by the governor and confirmed by the Senate shall be residents of the state of Louisiana and serve staggered terms of four years. One member shall be appointed from each congressional district and the remaining members shall be appointed at large. ~~Of the members appointed by the governor, one of the at-large members shall be selected from a list of five potential candidates to be submitted to the governor by the Louisiana Oil Marketers and Convenience Store Association.~~

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

SENATE BILL NO. 157—

BY SENATOR ALLAIN

AN ACT

To enact R.S. 56:327.2, relative to the sale, possession, or importation of red snapper; to provide certain terms, conditions, requirements, and prohibitions; to provide penalties for violations; and to provide for related matters.

Reported with amendments by the Committee on Natural Resources.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Natural Resources to Original Senate Bill No. 157 by Senator Allain

AMENDMENT NO. 1

On page 1, line 2, after "the" insert "take," and after "snapper;" insert "to authorize the opening and closing of snapper seasons;"

AMENDMENT NO. 2

On page 1, line 7, after "§327.2." delete the remainder of the line and insert "Red snapper; prohibitions"

AMENDMENT NO. 3

On page 1, between lines 7 and 8, insert

"A. No person shall take or possess red snapper within the state waters, except in open seasons."

AMENDMENT NO. 4

On page 1, at the beginning of line 8, before "No" insert "B."

AMENDMENT NO. 5

On page 1, line 10, after "or state waters" delete the period "." and insert: ", except in open seasons."

C. The open seasons for all or part of the state or state waters shall be fixed by the commission based on biological and technical data. The commission shall have the authority to open

or close the state or state waters by zone each year as it deems appropriate upon inspection of and based upon biological and technical data.

D. The commission may set by rule, in accordance with the Administrative Procedure Act, daily take, possession, and size limits for red snapper.

E."

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

SENATE BILL NO. 167—

BY SENATOR CHABERT

AN ACT

To amend and reenact R.S. 36:802.5, and R.S. 56:578.2(A)(1) and (E), 578.4, 578.7, and 578.10, to enact R.S. 36:209(Y), and to repeal R.S. 36:610(E), relative to the Louisiana Seafood Promotion and Marketing Board; to transfer the board to the Department of Culture, Recreation, and Tourism; to provide certain terms, conditions, and requirements; to provide for related matters.

Reported with amendments by the Committee on Senate and Governmental Affairs.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Senate and Governmental Affairs to Original Senate Bill No. 167 by Senator Chabert

AMENDMENT NO. 1

On page 2, line 29, change "working with the" to "with the approval of the"

AMENDMENT NO. 2

On page 3, line 4, after "board" insert ", with the approval of the Department of Culture, Recreation and Tourism,"

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

SENATE BILL NO. 181—

BY SENATOR CORTEZ

AN ACT

To amend and reenact R.S. 23:1203.1(A)(3) and (4), and (I) and to enact R.S. 23:1203.1(A)(5), relative to workers' compensation; to provide for the medical director; to provide relative to the medical treatment schedule; to provide for exceptions; and to provide for related matters.

Reported by substitute by the Committee on Labor and Industrial Relations. The bill was read by title; the committee substitute bill was read.

SENATE BILL NO. — (Substitute of Senate Bill No. 181 by Senator Cortez)

BY SENATOR CORTEZ

AN ACT

To amend and reenact R.S. 23:1203.1(A) and (F)(5) and to enact R.S. 23:1203.1(P) and (Q), relative to workers' compensation; to provide for the medical director; to provide for definitions; to provide for the associate medical director; to provide for duties; to prohibit conflicts of interest; to provide for medical treatment; and to provide for related matters.

Be it enacted by the Legislature of Louisiana:

Section 1. R.S. 23:1203.1(A) and (F)(5) are hereby amended and reenacted and R.S. 23:1203.1(P) and (Q) are hereby enacted to read as follows:

§1203.1. Medical treatment schedule; medical advisory council

A. For use in this Section, the following terms shall have the following meanings, unless clearly indicated otherwise by the context:

(1) "Associate medical director" means a physician who meets all of the following criteria:

(a) Is licensed to practice medicine in the state of Louisiana.

(b) Is chosen by the director of the office of workers' compensation administration pursuant to Subparagraph (F)(5)(a) of this Section.

(c) Is a full-time public employee of the office of workers' compensation administration and shall not engage in the practice of medicine outside the office of workers' compensation administration.

(d) Assist the medical director.

~~(1)~~(2) "Council" means the medical advisory council appointed by the director of the office of workers' compensation administration.

~~(2)~~(3) "Director" means the director of the office of workers' compensation administration.

(4) "Medical director" means a physician who meets all of the following criteria:

(a) Is licensed to practice medicine in the state of Louisiana.

(b) Is chosen by the director of the office of workers' compensation administration pursuant to Subparagraph (F)(5)(a) of this Section.

(c) Is a full-time public employee of the office of workers' compensation administration and shall not engage in the practice of medicine outside the office of workers' compensation administration.

~~(3)~~(5) "Office" means the office of workers' compensation administration of the Louisiana Workforce Commission.

~~(4)~~(6) "Schedule" means the medical treatment schedule to be developed by the council and promulgated by the office and the director.

\* \* \*

F. The director of the office of workers' compensation administration shall appoint a medical advisory council, which shall be selected in accordance with the following:

\* \* \*

(5)(a) The director shall have the authority to contract with or employ a medical director or an associate medical director and with consultants to assist the director and the medical advisory council in the establishment and promulgation of the schedule.

(b) The associate medical director shall have the authority to act in the place of the medical director regarding disputed cases filed pursuant to Subsection J of this Section in any of the following circumstances:

(i) The medical director has a conflict of interest.

(ii) The volume of disputed cases is determined by the director to be voluminous and the assistance of the associate medical director is necessary.

(iii) The disputed case is outside the expertise of the medical director.

(c) The director shall promulgate rules and regulations to prohibit potential conflicts of interest by the medical director or the associate medical director.

\* \* \*

P. Nothing in this Section shall be construed to deny the injured employee evaluation management visits with injured employee's treating physician so long as all of the following are met:

(1) The medical treatment schedule requires documentation of functional improvement to continue prescribed treatment.

(2) The number of evaluation management visits is not greater than twelve visits per annum.

Q. Notwithstanding any other provision to the contrary, should the payor refuse to authorize the number of physical therapy treatments prescribed by the treating physician, the payor shall authorize an evaluation management visit, pursuant to Subsection P of this Section, following the last authorized physical therapy treatment in order to determine if the patient is improving as a result of the physical therapy treatments authorized and if more physical therapy treatments are medically necessary.

On motion of Senator Crowe, the committee substitute bill was adopted and becomes Senate Bill No. 261 by Senator Cortez, substitute for Senate Bill No. 181 by Senator Cortez.

**SENATE BILL NO. 261— (Substitute of Senate Bill No. 181 by Senator Cortez)**

BY SENATOR CORTEZ

AN ACT

To amend and reenact R.S. 23:1203.1(A) and (F)(5) and to enact R.S. 23:1203.1(P) and (Q), relative to workers' compensation; to provide for the medical director; to provide for definitions; to provide for the associate medical director; to provide for duties; to prohibit conflicts of interest; to provide for medical treatment; and to provide for related matters.

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

**SENATE BILL NO. 198—**

BY SENATOR WHITE AND REPRESENTATIVE ST. GERMAIN

AN ACT

To amend and reenact R.S. 9:2798.5, R.S. 36:258(B), 259(J) and (GG), and 919.4, R.S. 40:2173, and R.S. 44:4.1(B)(26) and to enact R.S.40:1236.8 and Chapter 36 of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S.40:3001 through 3044 and R.S. 44:4(48), and to repeal Subparts A and B of Part VII of Chapter 5 of Title 40 of the Louisiana Revised Statutes of 1950, comprised of R.S. 40:1231 through 1234.1, Subpart D of Part VII of Chapter 5 of Title 40 of the Louisiana Revised Statutes of 1950, comprised of R.S. 40:1236.11 through 1236.14, and Chapter 34 of Title 40 of the Louisiana Revised Statutes of 1950, comprised of R.S. 40:2841 through 2846, relative to the Louisiana Emergency Medical Services and Response Network; to provide for the creation of the Louisiana Emergency Medical Services and Response Network; to transfer Louisiana Emergency Medical Services Certification Commission; to provide for the Louisiana Emergency Medical Services and Response Network Board; to provide for board membership, appointment, terms, and compensation; to provide for the functions, powers, and duties of the board; to reauthorize the Louisiana Emergency Response Network Fund; to move Louisiana Emergency Response Network within the Louisiana Emergency Medical Services and Response Network; to provide for emergency personnel training and licensure; to provide the board the authority to charge fees from a fee schedule; to provide for the Louisiana Emergency Medical Services Certification Commission; to move the commission within the Louisiana Emergency Medical Services and Response Network; to provide for the commission's membership, qualifications for membership, terms, vacancies; to provide for the compensation of members; to provide for domicile of the commission; to provide for the powers and duties of the commission; to provide for license requirements and renewal; to provide for disciplinary proceedings by the commission and appeals; to provide penalties, prosecution, and injunctive relief; to provide for exceptions; to provide for civil immunity and immunity from civil damages; to provide for the duties of emergency medical personnel; to provide for hazardous substance transportation and payment for emergency medical services; to provide for automated external defibrillators; to provide exceptions to the public records law; to provide for related matters.

Reported by substitute by the Committee on Health and Welfare. The bill was read by title; the committee substitute bill was read.

**SENATE BILL NO. — (Substitute of Senate Bill No. 198 by Senator White)**

BY SENATOR WHITE AND REPRESENTATIVE ST. GERMAIN

AN ACT

To amend and reenact R.S. 36:258(B), 259(E), R.S. 40:1232, 1232.2(G), 1232.3(A), the introductory paragraph of 1232.6 and (14), 1232.7(A) and (D), 1232.8, 1236.5(C), 1236.13(B), and R.S. 44:4.1(B)(23) and (26), and to enact Chapter 60 of Title 37 of the Louisiana Revised Statutes of 1950, comprised of R.S. 37:3671 through 3685, R.S. 40:1236.8, and R.S. 44:4(48), and to repeal R.S. 40:1231 through 1231.2, 1232.1, 1232.4, 1232.5, 1233, 1234, 1234.1, and 1236.13(F), relative to emergency medical services; to provide for the creation of the Louisiana Board of Emergency Medical Services within the Department

of Health and Hospitals; to provide for board membership, appointment, terms, and compensation; to provide for the function, powers, and duties of the board; to provide for licensure; to provide for a fee schedule; to provide for injunctive powers; to provide for prosecution; to provide for civil immunity; to provide for immunity from civil damages for certain entities; to provide for duties of EMS personnel; to provide for hazardous substance transportation emergencies; to provide for transition provisions; to provide for the Louisiana Emergency Medical Services Certification Commission; to provide for appointments to the Louisiana Emergency Medical Services Certification Commission; to provide for powers and duties of the Louisiana Emergency Medical Services Certification Commission; to provide for disciplinary proceedings and appeals by the Louisiana Emergency Medical Services Certification Commission; to provide for injunctive powers of the Louisiana Emergency Medical Services Certification Commission; to provide for the emergency medical technician fund; to provide for public records and exceptions; and to provide for related matters.

Be it enacted by the Legislature of Louisiana:

Section 1. R.S. 36:258(B) and 259(E) are hereby amended and reenacted to read as follows:

§258. Offices; purposes and functions

\* \* \*

B. The office of public health shall perform the functions of the state which relate to the general health of the people of the state, including but not limited to responsibility for the preparation and supervision of the Sanitary Code, local health units, sewage treatment and disposal within the state, physical fitness, supplemental food programs for women, infants, and children, emergency medical services not provided for pursuant to the provisions of Chapter 60 of Title 37 of the Louisiana Revised Statutes of 1950, and related functions affecting the public health. It shall also perform those functions of the state provided by law relating to environmental quality and pollution control which are related to the public health and which are specifically assigned to the department, including but not limited to functions relating to the treatment and disposal of sewage within the state, with the exception of those functions assigned to the Department of Environmental Quality including, but not limited to, the licensing of sewage sludge transporters or haulers.

§259. Transfer of agencies and functions to Department of Health and Hospitals

\* \* \*

E. The following agencies, as defined in R.S. 36:3, are transferred to and hereafter shall be within the Department of Health and Hospitals, as provided in R.S. 36:803:

\* \* \*

**(25) Louisiana Board of Emergency Medical Services**

\* \* \*

Section 2. Chapter 60 of Title 37 of the Louisiana Revised Statutes of 1950, comprised of R.S. 37:3671 through 3685, is hereby enacted to read as follows:

**CHAPTER 60. EMERGENCY MEDICAL SERVICES**

**§3671. Definitions**

As used in this Chapter, the following terms shall have the following meaning:

R.S. 40:1231(5) (1) "Auto-injector" means a spring-loaded needle and syringe with a single dose of epinephrine that will automatically release and inject the medicine.

(2) "Board" means the Louisiana Board of Emergency Medical Services.

R.S. 40:1231(8)(3) "Department" means the Department of Health and Hospitals.

R.S. 40:1231(10) (4) "Emergency medical services" or "EMS" means a system that represents the combined efforts of several professionals and agencies to provide prehospital emergency care to the sick and injured.

R.S. 40:1231(11) (5) "EMS medical director" means a physician licensed by the Louisiana State Board of Medical Examiners who has responsibility and authority to ensure quality of care and provide guidance for all medical aspects of EMS.

R.S. 40:1231(12) (6) "EMS practitioner" means an individual who is a licensed emergency medical responder, licensed emergency medical technician, licensed advanced emergency medical technician, or a licensed paramedic.

R.S. 40:1231(15) (7) "Licensed emergency medical responder" means any individual who has successfully completed an emergency medical responder education program based on ~~National EMS Education Standards~~ national EMS education standards approved by the ~~bureau board~~ and who is licensed by the ~~bureau board~~.

R.S. 40:1231(16) (8) "Licensed emergency medical services practitioner" means an individual who is a licensed emergency medical responder or who is nationally registered, who has successfully completed an emergency medical services practitioner education program based on national EMS education standards, and who is licensed as any one of the following:

- (a) A licensed emergency medical technician.
- (b) A licensed advanced emergency medical technician.
- (c) A licensed paramedic.

R.S. 40:1231(17) (9) "Moral turpitude" means an act of baseness, vileness, or depravity in the duties which one person owes another, or to society in general, which is contrary to the usual, accepted, and customary rule of right and duty which a person should follow.

R.S. 40:1231(18) (10) "Municipal nonprofit organization" means an organization owned by a parish, municipality, or entity of a parish or municipality which in its regular course of business responds to a call for help and renders medical treatment and whose attendants are emergency medical personnel, a registered nurse, or a physician.

R.S. 40:1231(19) (11) "National EMS education standards" means the document that outlines current nationally recognized EMS education standards, has been adopted by the ~~bureau board~~, and defines terminal objectives for each nationally defined EMS licensing level.

R.S. 40:1231(20) (12) "Physician" means a physician licensed to practice medicine by the Louisiana State Board of Medical Examiners.

R.S. 40:1231(21) (13) "Volunteer nonprofit organization" means an organization which in its regular course of business responds to a call for help and renders medical treatment and whose attendants are emergency medical personnel, a registered nurse, or a physician and which is chartered as a nonprofit organization under Section 501c of the United States Internal Revenue Code, as a volunteer fire department by the Louisiana state fire marshal's office, or as a nonprofit organization by the Louisiana secretary of state.

**§3672. Louisiana Board of Emergency Medical Services; membership; qualifications; terms; vacancies; meetings; officers; compensation; domicile**

**A. The Louisiana Board of Emergency Medical Services is hereby created within the Department of Health and Hospitals and subject to the provisions of R.S. 36:803.**

**B.(1) The board shall be composed of seventeen voting members appointed by the governor as follows:**

**(a) One member representing and nominated by the accredited EMS education programs in the state.**

**(b) One EMS education program director representing emergency medical responders, emergency medical technicians and advanced emergency medical technicians educational programs nominated by the Louisiana Association of Nationally Registered Emergency Medical Technicians.**

**(c) One EMS practitioner from a fire-based EMS system nominated by the Louisiana Fire Chief's Association.**

**(d) One paramedic nominated by the Louisiana Association of Nationally Registered Emergency Medical Technicians.**

**(e) One EMT nominated by the Louisiana Association of Nationally Registered Emergency Medical Technicians.**

**(f) One representative from a private EMS provider nominated by the Louisiana Ambulance Alliance.**

**(g) One representative from a public EMS provider nominated by the Louisiana Ambulance Alliance.**

**(h) One representative from an air EMS provider nominated by the Louisiana Ambulance Alliance.**

**(i) One representative nominated by the chairman of the EMS Certification Commission.**



(j) One representative from an industry-based EMS service nominated by the Louisiana Association of Nationally Registered Emergency Medical Technicians.

(k) One EMS practitioner nominated by the Louisiana State Firemen Association.

(l) One EMS practitioner nominated by the Professional Fire Fighters Association of Louisiana.

(m) One registered nurse who is a state-licensed paramedic nominated by the Louisiana State Council of the Emergency Nurses Association.

(n) One emergency physician nominated by the Louisiana Chapter of the American College of Emergency Physicians.

(o) One physician representing the EMS physician medical directors nominated by the Louisiana State Medical Society.

(p) One administrator of a public EMS provider nominated by the Louisiana State Medical Society.

(q) One fire service administrator nominated by the Louisiana Municipal Association.

C. Each member of the board shall be a resident of Louisiana for at least one year, have had three years experience in his respective field of practice, and be actively engaged in the practice of emergency medical services at the time of his appointment.

D. Each appointment by the governor shall be submitted to the Senate for confirmation.

E. (1) Except as otherwise provided in this Section, each member shall serve a term of three years.

(2) The initial members of the board shall have initial terms, determine by lot at the first meeting after the effective date of this Section, as follows:

(a) Six shall serve until July 1, 2014.

(b) Six shall serve until July 1, 2015.

(c) Five shall serve until July 1, 2016.

(3) No individual shall serve more than two consecutive terms.

F. Subsequent to the appointment or placement of the initial members, the voting members shall be appointed from a list of two nominees for each appointment submitted by the appropriate nominating organization. No later than thirty days prior to the termination date of a member's term, the appropriate nominating organization shall submit a list of nominees to the governor. If the appropriate nominating organization fails to submit the required list of nominees to the governor within thirty days, the governor shall appoint the respective member to fill the vacancy without the nomination list required.

G. Each member shall serve until his successor has been appointed and confirmed.

H. Upon the expiration of the term of any member or in the event of a vacancy for any reason, the appropriate nominating organization shall submit to the governor the names of two qualified persons for each vacancy to be filled.

I. A vacancy occurring on the board for any reason shall be filled in the same manner as the original appointment was made. However, members appointed to fill vacancies shall serve only for the unexpired term of their predecessors.

J. The board shall hold its first meeting no later than sixty days after the appointment of the entire board with the first meeting being called by the governor. At the first meeting the board shall select a chairman and vice chairman. At a minimum, the board shall meet on a quarterly basis and, in addition, shall meet when called by the chairman or upon the written request of at least nine of the voting members of the board.

K. For each day while performing his official duties, a member of the board may be reimbursed for expenses and mileage at the same rate set by the division of administration for state employees under the provisions of R.S. 39:231.

L. The board shall be domiciled in Baton Rouge, but offices for the purpose of administering the provisions of this Chapter may be established by the board in other locations.

M. The governor shall remove a member of the board after a hearing by the board during which charges for removal have been established and provided that a majority of the members have recommended removal.

N.(1) There shall be no civil liability and no licensee or other individual shall have a cause of action or a claim for damages against any person or institution providing information to the board, its members, officers, designated agents or representatives, employees, where the individual or institution acts without malice and in the reasonable belief that such information is accurate.

(2) There shall be no liability on the part of and no action for damages against any member of the board, its officers, employees, agents, or representatives for any action undertaken or performed by such individual within the scope of the duties, powers, and functions of the board when acting without malice and in the reasonable belief that the action taken is within the board's and such individual's authority.

§3673. Powers and duties of the board; exceptions

A. In order to establish and maintain a program for the improvement and regulation of emergency medical services in the state, the board shall:

(1) Develop a state plan for the prompt and efficient delivery of adequate emergency medical services to acutely sick and injured individuals.

(2) Serve as the primary agency for participation in any federal program involving emergency medical services and may receive and, pursuant to legislative appropriation, disburse available federal funds to implement any service program.

(3) Identify all public and private agencies, institutions, and individuals that are or may be engaged in emergency medical services training and set minimum standards for course approval, instruction, and examination.

(4) Promulgate rules and regulations in accordance with the Administrative Procedure Act for the following:

(a) To define and authorize appropriate education programs based on national EMS education standards for emergency medical services practitioners. All such education programs shall meet or exceed national EMS education standards.

(b) To specify minimum operational requirements that shall ensure medical direction, supervision, and control over emergency medical services.

(c) To specify minimum examination and continuing education requirements for all emergency medical services practitioners.

(d) To provide for the issuance of licenses, renewals of licenses, and requirements for emergency medical services practitioners.

(e) To establish fees for licensure and license renewal.

(5) Issue a license and renew a license to any duly qualified applicant for licensure and license renewal as an emergency medical services practitioner.

(6) Prescribe application forms for licensure and licensure renewal.

(7) Adopt requirements and standards of practice approved by the Louisiana Emergency Medical Services Certification Commission for emergency medical services practitioners.

(8) Conduct investigations as requested by the Louisiana Emergency Medical Services Certification Commission of alleged or suspected improper or prohibited behavior by emergency medical services practitioners or applicants.

(9) Deny, withhold, revoke, restrict, probate, suspend, or otherwise restrict licenses of individuals who violate this Chapter or the rules promulgated by the board pursuant thereto as directed by the Louisiana Emergency Medical Services Certification Commission.

(10) Cause the prosecution of any individual who violates any provision of this Chapter.

(11) Prepare, publish, and update at least annually a roster of all EMS practitioners in the state, which shall include a mailing address for each EMS practitioner but shall not include the home address or home telephone number of any EMS practitioner who does not authorize such inclusion in writing. The home address and telephone number of every EMS practitioner who does not authorize such inclusion shall be exempted from the Public Records Law.

(12) Adopt continuing education requirements and standards for individuals seeking to renew a certificate.

(13) Prepare an annual report detailing the activities of the board during the past fiscal year including the number and nature of the hearings conducted under the provisions of R.S. 37:3677.

(14) Adopt rules and regulations to implement the provisions of this Chapter in accordance with the Administrative Procedure Act. Any rules or regulations promulgated by the department relative to the subject matter of this Chapter shall remain in effect until revised or repealed by the board. Any rules or regulations promulgated by the former Louisiana Emergency Medical Services Certification Commission, originally created by Act 913 of the 1997 Regular Session of the Legislature, shall remain in effect until revised or repealed by the board.

(15) Adopt and amend the title and the definition of licensed emergency medical services practitioners.

(16) Employ an executive director who holds a current license as an EMS practitioner and other persons necessary to implement the board's directives, rules, and regulations and to assist the board in the implementation of this Chapter.

(17) Appoint an attorney at law to represent the board in all matters pertaining to the administration of the provisions of this Chapter, fix his compensation, and define his duties.

(18) Have all other powers necessary and proper to the performance of its duties, including but not limited to the power to subpoena.

B. The board shall have the authority to:

(1) Request and obtain state and national criminal history record information on any person applying for any license or permit which the board is authorized by law to issue, including permission to enroll as a student in clinical courses.

(2) Require any applicant for any license or permit which the board is authorized to issue, including permission to enroll as a student in clinical courses, to submit a full set of fingerprints, in a form and manner prescribed by the board, as a condition to the board's consideration of his application.

(3) Charge and collect from an applicant for any license or permit which the board is authorized to issue, including permission to enroll as a student in clinical courses, in addition to all other applicable fees and costs, such amount as may be incurred by the board in requesting and obtaining criminal history record information on the applicant.

(4) Regulate students in the clinical phase of their education; however, nothing in this Subsection shall require the licensure by the board of students during the clinical phase of their education.

(5) Enforce the rules and regulations in place on the effective date of this Chapter until such time as the board promulgates rules and regulations in accordance with this Section.

(6) Purchase, lease, maintain, or otherwise contract with respect to immovable property and improvements thereon as it may deem necessary or appropriate to accomplish the provisions of this Chapter. Additionally, the board shall have the authority to borrow funds with the approval of the State Bond Commission and to expend funds of the board for the acquisition of immovable property and improvements thereon. In the event that the board sells immovable property and improvements thereon, the revenue derived from the sale shall be retained by the board and shall not be subject to reversion to the state general fund.

(7) Share any information in the custody of the board, including information not subject to the laws relative to public records pursuant to R.S. 44:4(48), with any regulatory or law enforcement agency upon written request of the regulatory or law enforcement agency.

(8) Enter into any contract related to its responsibilities in compliance with this Chapter and other state laws.

(9) Apply for all available appropriate public funds and all available appropriate public and private federal grants, donations, or gifts of money or services from any available source.

(10) Accept grants, donations, or gifts of money or services from public or private organizations or from any other sources to be utilized for the purposes of the board.

(11) Publish documents and materials intended to further the mission or purpose of the board.

C. Except as they relate to scope of practice or patient care issues, the provisions of Paragraphs (A)(8), (10), and (11) of this Section shall not apply to anyone who is a volunteer of or employed by the state of Louisiana or another public entity, a municipal fire department, a fire protection district, or a volunteer fire department who has successfully completed an education program based on national EMS education standards and who possesses a current national certification and state license, until the board has forwarded the nonmedical practice complaint to the local governing body and received a response with investigative results and any disciplinary disposition. In the event that the local governing body does not send a response or request for extension to the board within sixty days after receipt of the complaint, the board may proceed with the powers and duties as defined in Subsection A of this Section. Notwithstanding any law to the contrary, in the event the board determines by a two-thirds vote of the seated membership of the board that public health and safety would be jeopardized by waiting for a response from the local governing authority, the board shall have the right to exercise its powers and duties as provided in Subsection A of this Section without receipt of an investigative report from the local governing authority or the expiration of the sixty day period as provided in this Subsection.  
R.S. 40:1232-5: ~~§3674~~, License; requirements; renewal

A. Applicants for initial licensure as emergency medical services practitioners shall submit the following evidence to the ~~bureau~~ board:

(1) Completion of the required approved educational program.

(2) Documentation that the applicant meets the qualifications and requirements as established by the ~~bureau~~ board.

B. In lieu of the evidence required by Subsection A of this Section, an applicant may submit evidence that he has been duly licensed or certified in another state, territory, or country or has received military training and certification or license as emergency medical services practitioner as defined in R.S. 40:1231 ~~37:3670~~, and meets the qualifications and requirements established by the ~~bureau~~ board.

C. (1) The license shall be renewed every two years provided the applicant seeking renewal completes the application and meets the requirements for renewal established by the ~~bureau~~ board prior to the expiration date on his current license.

(2) An individual whose license expires by his failure to renew as provided may be reinstated provided the applicant submits a completed application and meets any additional requirements established by the ~~bureau~~ board for an individual who has failed to timely renew his license.

**§3675. Emergency medical personnel training; licensure**

A. An individual petitioning for licensure or license renewal as an emergency medical services practitioner shall submit an application to the board on forms provided by the board. The application shall be accompanied by the appropriate fee.

B. The board shall affirmatively provide that there is no discrimination toward any individual in the licensure process on the basis of race, religion, creed, national origin, sex, or age.  
R.S. 40:1232-1: ~~§3676~~. Fee schedule; fees for license prohibited

A. (1) The ~~bureau~~ board shall not require or collect any fee or charges for licensure or license renewal of emergency medical services practitioners who serve as such on a voluntary basis and who receive no compensation of any kind for such services.

(2) The ~~bureau~~ board shall not set the fee for licensure of an emergency medical technician to exceed fifteen dollars for any individual who is an employee or volunteer of the state of Louisiana or another public entity, a municipal fire department, a fire protection district, a volunteer fire department, or a municipal law enforcement agency who does not perform emergency medical services outside of the individual's official governmental responsibilities for any form of compensation.

(3) The ~~bureau~~ board shall not set the fee for license renewal of an emergency medical technician to exceed ten dollars for any individual who is an employee or volunteer of the state of Louisiana or another public entity, a municipal fire department, a fire protection district, a volunteer fire department, or a municipal law enforcement agency who does not perform emergency medical services outside of

the individual's official governmental responsibilities for any form of compensation.

B. Except as provided in Subsection A of this Section, the **bureau board** shall assess fees for testing and licenses **in amounts not to exceed the amounts** based on the following schedule:

	Fee
(1) Test fees:	
(a) Emergency medical responder - written only	\$ 15.00
(b) Emergency medical responder - written only (out of state)	15.00
(c) Emergency medical technician initial written & practical	60.00
(d) Emergency medical technician entire practical exam	30.00
(e) Emergency medical technician partial practical	15.00
(f) Emergency medical technician testing/retesting-written only	15.00
(g) Emergency medical technician testing/retesting-written only (out of state)	15.00
(h) Advanced emergency medical technician initial written & practical	75.00
(i) Advanced emergency medical technician initial written & practical (out of state)	100.00
(j) Advanced emergency medical technician retest entire practical	50.00
(k) Advanced emergency medical technician retest entire practical (out of state)	65.00
(l) Advanced emergency medical technician retest partial practical	30.00
(m) Advanced emergency medical technician retest partial practical (out of state)	30.00
(n) Advanced emergency medical technician testing/retesting-written only (exam only)	15.00
(o) Advanced emergency medical technician testing/retesting-written only (exam only) (out of state)	15.00
(p) Paramedic initial written & practical	90.00
(q) Paramedic initial written & practical (out of state)	125.00
(r) Paramedic retesting-entire practical	60.00
(s) Paramedic retesting-entire practical (out of state)	75.00
(t) Paramedic retesting-partial practical	35.00
(u) Paramedic retesting-partial practical (out of state)	40.00
(v) Paramedic testing/retesting written	15.00
(w) Paramedic testing/retesting written (out of state)	15.00
(2) License fees	
(a) Emergency medical responder	10.00
(b) Emergency medical technician	30.00
(c) Advanced emergency medical technician	40.00
(d) Paramedic	50.00
(3) Recertification	
(a) Emergency medical responder	5.00
(b) Emergency medical technician	25.00
(c) Advanced emergency medical technician	35.00
(d) Paramedic	45.00
(4) Reciprocity	
(a) Emergency medical technician	60.00
(b) Advanced emergency medical technician	80.00
(c) Paramedic	100.00

C. The **department board** may adopt rules and regulations in accordance with the Administrative Procedure Act to provide for the collection of fees required by the fee schedule provided in this Section.

**D. All money paid to the board shall be held subject to the order of the board to be used only for the purpose of meeting necessary expenses incurred in the performance of this Chapter, and the duties imposed thereby.**

**R.S. 40:1232-9. §3677. Violations**

No person or individual shall engage in any of the following activities:

(1) Sell, or attempt to sell, falsely obtain, or furnish to any person any emergency medical services practitioner diploma, license document, or record, or aid or abet therein.

(2) Practice as an emergency medical services practitioner under any diploma or certificate illegally obtained or signed or issued unlawfully.

(3) Practice as an emergency medical services practitioner unless licensed to do so under the provisions of this **Subpart Chapter**.

(4) Use in connection with his name any designation tending to imply that he is an emergency medical services practitioner unless duly authorized to practice under the provisions of this **Subpart Chapter**.

(5) Practice as an emergency medical services practitioner during the time the license issued under the provisions of this **Subpart Chapter** is suspended or revoked.

(6) Practice as an emergency medical services practitioner during the time his license has lapsed by reason of his intentional failure to renew the license.

(7) Conduct or serve as an educator in conducting any course claiming to prepare students for license as emergency medical services practitioner under the provisions of this **Subpart Chapter**, unless both the course and the educator have been approved by the **bureau board**.

(8) Knowingly aid or abet another person in the violation of this **Subpart Chapter**.

**§3678. Injunction**  
The board may obtain an injunction without bond forbidding any person from violating or continuing to violate any of the provisions of this Chapter. This injunction shall not be subject to release upon bond.

**R.S. 40:1232-10. §3679. Prosecution**

A. Any person who violates the provisions of R.S. 40:1232-9 **§37:3678** shall be subject to prosecution. This prosecution shall be brought in the name of the state, provided the provisions of this **Subpart Chapter** shall not prevent or interfere with a prosecution brought by the district attorney of a parish when a prosecution or a pre-prosecution proceeding has been initiated by the district attorney.

B. Whoever is found guilty of violating any provision of R.S. 40:1232-9 **§37:3678** shall, upon a first conviction, be fined not more than five hundred dollars or imprisoned for not more than six months, or both. Upon a second or subsequent conviction, the offender shall be imprisoned with or without hard labor for not more than two years and fined not more than five thousand dollars.

**§3680. Exceptions**

**This Chapter shall not apply to the practice of emergency medical services by a legally qualified emergency medical services practitioner who is employed by the United States government, or by any bureau, division, or agency thereof, while in the discharge of his official duties.**

**R.S. 40:1233. §3681. Civil immunity**

A.(1) Any emergency medical services practitioner, licensed pursuant to the provisions of this **Subpart Chapter** who renders emergency medical care to an individual while in the performance of his medical duties and following the instructions of a physician shall not be individually liable to such an individual for civil damages as a result of acts or omissions in rendering the emergency medical care, except for acts or omissions intentionally designed to harm, or for grossly negligent acts or omissions which result in harm to such an individual. Nothing herein shall relieve the driver of the emergency vehicle from liability arising from the operation or use of such vehicle.

(2) The immunity granted to emergency medical services practitioners by the provisions of this **Subpart Chapter** shall extend to parish governing authorities, police departments, sheriffs' offices, fire departments, or other public agencies engaged in rendering emergency medical services and its insurers with respect to such emergency medical services unless the emergency medical services practitioner employed by such agencies would be personally liable under the provisions of Paragraph (1) of this Subsection.

B. Any physician who provides instructions to any emergency medical services practitioner by use of electronic or other means of transmission in connection with the rendering of emergency medical services to an individual shall not be liable unto such practitioner or to an individual or both for civil damages arising from his opinion, judgments, actions, or duties, except for acts or omissions intentionally designed to harm, or for grossly negligent acts or omissions which result in harm to the individual, while exercising that degree of skill and care ordinarily employed by members of his profession in good standing.

C. No hospital facility which allows the use of telemetry or other equipment to maintain contact between an emergency medical services practitioner and a physician shall be liable for any civil damages arising out of the use of such equipment except for acts or omissions by hospital personnel that are grossly negligent which result in harm to an individual.

D. No registered nurse, licensed emergency medical services practitioner, or other health professional licensed in Louisiana who supervises, instructs, or trains emergency medical services practitioners in accordance with curricula developed or adopted by the ~~bureau board~~ shall be liable for any civil damages arising out of the actions or negligence of the emergency medical personnel whom he supervised, educated, or trained.

E. There shall be no cause of action or civil liability, and no license holder or applicant shall have any cause of action or any claim for damages against any individual, person, or institution providing information to the commission or its agents or employees when that individual, person, or institution acts without malice and where there is a reasonable belief that such information is accurate.

**F. The provisions of this Section shall not be interpreted to provide any additional immunities that were not provided by R.S. 40:1233 prior to the effective date of this Section.**

~~R.S. 40:1231.2. §3682.~~ Immunity from civil damages

**A.** No parish, specialty, component, or state medical society or organization, or its designee, which is statutorily mandated by this ~~Part Chapter~~ to participate without compensation or gratuitously participates in an emergency services system, nor any committee of such parish, specialty, component, or state medical society or organization, including the individual members of such committee, or its designee, shall be liable for any civil damages as a result of any act or omission in the performance of their administrative duties or donated services with such emergency services system, including, without limitation, advice, instructions, or other duties regarding policy, protocol, administration, and efficiency of the emergency medical services system. The immunity extended to a parish, specialty, component, or state medical society or organization, or any committee thereof, including the individual members of such committee, including their insurers, or its designee, shall not be applicable for willful or wanton acts or omissions. The immunity extended herein shall be applicable only to an action brought by the person damaged as a result of the performance of any administrative duties or donated services rendered pursuant to the provisions of this Section.

**B. The provisions of this Section shall not be interpreted to provide any additional immunities that were not provided by R.S. 40:1231.2 prior to the effective date of this Section.**

~~R.S. 40:1234. §3683.~~ Duties of emergency medical personnel

A.(1) A licensed emergency medical services practitioner may perform any of the following functions:

(a) Services, treatment, and procedures consistent with national EMS education standards that have been approved and adopted by the ~~bureau board~~, and to the extent that he has been trained to perform such services.

(b) Administration of other drugs or procedures for which the licensed emergency medical services practitioner has received training, license, and approval by the commission and which may be considered necessary by the ordering physician.

(2) The functions authorized by Paragraph (1) of this Subsection may be performed by the licensed emergency medical services practitioner while he is caring for a patient or at the scene of a medical or other emergency where voice contact is established with a physician and under the physician's order; or under a protocol that has been approved by the local parish medical society or the emergency medical services practitioner's medical director, until voice communication with the physician is established.

B. An emergency medical services practitioner student may, while he is enrolled in good standing in a state approved clinical or field internship program under the direct supervision of a physician, registered nurse, paramedic, or other preceptor recognized by the ~~bureau board~~:

(1) Perform services, treatments, and procedures consistent with national EMS education standards that have been approved and adopted by the ~~bureau board~~, and to the extent that he has been trained to perform such services.

(2) Administer automated cardiac defibrillation in accordance with rules and regulations promulgated by the ~~bureau board~~ in accordance with the Administrative Procedure Act and a protocol that shall be approved by the local parish medical society, or its designee, and the local physician medical director.

C. In a case of a life-threatening situation as determined by a licensed emergency medical services practitioner, when voice contact with a physician is delayed, not possible, or when the delay in treatment could endanger the life of the patient, such a person may render services, in accordance with a protocol that shall be established by the emergency medical services committee or the executive committee of the parish or component medical society, or its designee, until voice communication can be established at the earliest possible time.

D. Any individual, education organization, organization, or other entity violating the provisions of this Section shall be guilty of a misdemeanor, conviction of which shall subject the offender to a fine of not less than five hundred dollars nor more than one thousand dollars for each separate offense.

E. In the event that there is no organized or functional local parish medical society in a parish of the state, the provisions of this Section which require the approval of an emergency medical service protocol by the local parish medical society or its designee may be performed by a parish or multiparish medical society which is adjacent or contiguous to the parish without an organized or functional local parish medical society. In the absence of such adjacent or contiguous parish or multiparish medical society, the district medical society shall approve an emergency medical service protocol for the parish without an organized or functional local parish medical society. In the event the district medical society does not approve an emergency medical service protocol for the parish without an organized or functional local parish medical society, the disaster and emergency medical services committee of the Louisiana State Medical Society shall approve an emergency medical service protocol for the parish without an organized or functional local parish medical society.

F. The department shall promulgate rules and regulations establishing basic guidelines for statewide emergency medical service protocols. Such rules and regulations shall be based on the recommendations of the Louisiana State Medical Society's disaster and emergency medical services committee, which shall serve as an advisory committee to the department for this purpose.

~~R.S. 40:1234.1. §3684.~~ Hazardous substance transportation emergencies; payment for emergency medical services

**A.** The person or entity who in the course of transporting hazardous substances or materials causes or contributes to a discharge of a hazardous substance or material that causes an emergency condition shall be obligated to pay the reasonable costs of any emergency medical services provider whose presence or service, including standby, is requested at such hazardous substance emergency by any person authorized by the Department of Public Safety and Corrections or the Department of Environmental Quality to respond to a hazardous substance transportation emergency. Nothing ~~is~~ **in** this Section shall affect the rights of any party to recover under any other provision of law.

**B. The provisions of this Section shall not be interpreted to provide any additional immunities that were not provided by R.S. 40:1234.1 prior to the effective date of this Section.**

**§3685. Transition provisions**

**For one year following the effective date of this Chapter, the department shall provide to the board information technology and legal support functions, and shall provide technical assistance regarding purchasing, payroll, and budget matters.**

Section 3. R.S. 40:1232, 1232.2(G), 1232.3(A), the introductory paragraph of 1232.6 and (14), 1232.7(A) and (D), 1232.8, 1236.5(C) and 1236.13(B) are hereby amended and reenacted and R.S. 40:1236.8 is hereby enacted to read as follows:

SUBPART B. EMERGENCY MEDICAL PERSONNEL  
§1232. Emergency medical personnel training; certification

**Definitions**

~~A. The bureau shall promulgate rules and regulations in accordance with the Administrative Procedure Act for the following:~~

(1) To define and authorize appropriate education programs based on national EMS education standards for emergency medical services practitioners. All such education programs shall meet or exceed national EMS education standards.

(2) To specify minimum operational requirements which will ensure medical direction, supervision, and control over emergency medical services.

(3) To specify minimum examination and continuing education requirements for all emergency medical services practitioners.

(4) To provide for the issuance of licenses, renewals of licenses, and requirements for emergency medical services practitioners.

(5) To establish fees for licensure and license renewal.

B. An individual petitioning for licensure or license renewal as an emergency medical services practitioner shall submit an application to the bureau on forms provided by the bureau. The application shall be accompanied by the appropriate fee.

C. The bureau shall affirmatively provide that there is no discrimination toward any individual in the certification process on the basis of race, religion, creed, national origin, sex, or age. **The words and terms not otherwise defined in this Subpart shall have the same meaning as provided in R.S. 37:3671.**

§1232.2. Louisiana Emergency Medical Services Certification Commission; creation; membership; qualifications; terms; vacancies; meetings; officers; compensation; domicile

G. Subsequent to the appointment of the initial members, the voting members shall be appointed from a list of two nominees for each appointment submitted by the ~~task force~~ **Louisiana Board of Emergency Medical Services**. No later than thirty days prior to the termination date of a member's term, the ~~task force~~ **Louisiana Board of Emergency Medical Services** shall submit a list of nominees to the governor. If the Louisiana State Nurses Association or the ~~task force~~ **Louisiana Board of Emergency Medical Services** fails to submit the required list of nominees to the governor within thirty days, the governor shall appoint the respective member to fill the vacancy without the nomination list required.

§1232.3. Powers and duties of the commission; exceptions

A. The commission shall:

(1) Recommend to the ~~bureau~~ **Louisiana Board of Emergency Medical Services** requirements and standards of practice for individuals seeking to be certified ~~under this Subpart as EMS practitioners.~~

(2) Approve requirements and standards of practice submitted by the ~~bureau~~ **Louisiana Board of Emergency Medical Services** for emergency medical services practitioners ~~consistent with this Subpart.~~

(3) Recommend continuing education requirements and standards to the ~~bureau~~ **Louisiana Board of Emergency Medical Services** in accordance with criteria established by the National Registry of Emergency Medical Technicians for individuals seeking to renew a license.

(4) Conduct disciplinary hearings for ~~emergency medical personnel~~ **EMS practitioners.**

(5) Request that the ~~bureau~~ **Louisiana Board of Emergency Medical Services** conduct investigations as necessary.

(6) Cause the prosecution of any individual who violates any provision of this Subpart.

(7) Maintain a record of all commission proceedings.

(8) Adopt rules and regulations to implement the provisions of this Subpart in accordance with the Administrative Procedure Act; R.S. 49:950 et seq.

§1232.6. Grounds for disciplinary proceedings

The commission may discipline emergency medical services practitioners by directing the ~~bureau~~ **Louisiana Board of Emergency Medical Services** to deny, withhold, revoke, restrict, probate, or suspend a license to practice as an emergency medical services practitioner, impose fines and assess costs, or otherwise discipline an emergency medical services practitioner, and the commission may direct the ~~bureau~~ **Louisiana Board of Emergency Medical Services** to limit, restrict, or deny a student emergency medical services

practitioner from entering or continuing the clinical phase of EMS education for the following causes:

(14) Has violated any rules and regulations of the commission or the ~~bureau~~ **Louisiana Board of Emergency Medical Services** or any provision of this Subpart.

§1232.7. Hearings of the commission; appeal of decision

A. If the commission determines there are grounds for a disciplinary proceeding against an individual based upon an investigation by the ~~bureau~~ **Louisiana Board of Emergency Medical Services**, the chairman of the commission shall set a time and place for a hearing. No later than ten days prior to the date set for the hearing, the commission shall send notice of the time and place for the hearing and an explanation of the grounds for the disciplinary proceedings to the individual by registered mail, return receipt requested, at his last known address as it appears on the records of the ~~bureau~~ **Louisiana Board of Emergency Medical Services.**

D. Notice of the commission's decision to revoke, restrict, suspend, or deny a license shall be sent to the individual under investigation by registered mail, return receipt requested, at his last known address as it appears on the records of the ~~bureau~~ **Louisiana Board of Emergency Medical Services.**

§1232.8. Injunction

The commission, through the ~~bureau~~ **Louisiana Board of Emergency Medical Services**, may obtain an injunction without bond forbidding any person from violating or continuing to violate any of the provisions of this Subpart. This injunction shall not be subject to release upon bond.

§1236.5. Emergency medical technician fund

C. The monies in the fund shall be appropriated to the ~~Department of Health and Hospitals~~ **Louisiana Board of Emergency Medical Services** solely for purchasing equipment for the testing of applicants for certification as an emergency medical technician and to cover other testing-related costs. All unexpended and unencumbered monies remaining in the fund at the close of each fiscal year shall remain in the fund. Monies in the fund shall be invested by the state treasurer in the same manner as monies in the state general fund. All interest earned from the investment of monies in the fund shall be deposited and remain to the credit of the fund.

§1236.8. Definitions

**For purposes of this Subpart:**

§1231(1) "Air ambulance" means any aircraft, either fixed-wing or rotary-winged, designed and operated as a part of a regular course of conduct or business to transport a sick or injured individual or which is advertised or otherwise held out to the public as such.

§1231(2) "Air ambulance service" means any person, firm, association, or government entity owning, controlling, or operating any business or service which furnishes, operates, conducts, maintains, advertises, engages in, proposes to engage in, or professes to engage in the business or service of transporting, in air ambulances, individuals who may need medical attention during transport.

§1231(3) "Ambulance" means any authorized emergency vehicle, equipped with warning devices, designed and operated as a part of a regular course of conduct or business to transport a sick or injured individual or which is advertised or otherwise held out to the public as such. "Ambulance" shall not mean a hearse or other funeral home vehicle utilized for the transportation of the dead.

§1231(4) "Ambulance service" or "ambulance provider" means any person, firm, association, or government entity owning, controlling, or operating any business or service which furnishes, operates, conducts, maintains, advertises, engages in, proposes to engage in, or professes to engage in the business or service of transporting, in ambulances, individuals who may need medical attention during transport. However, "ambulance service" and "ambulance provider" shall not include any of the following:

(a) An agency of the federal government.

(b) A volunteer nonprofit organization or municipal nonprofit organization operating an invalid coach or coaches.

(c) An entity rendering assistance to a licensed ambulance or ambulances in the case of a major disaster.

(d) A licensed hospital providing nonemergency, noncritical interhospital transfer and patient transportation for diagnostic and therapeutic purposes when such transportation originates at a licensed hospital.

(e) An entity operating an ambulance or ambulances from a location outside of the state to transport patients from a location outside of the state to a location inside the state or to transport a patient or patients from a medical facility inside of the state to a location outside of the state.

(f) An entity providing transportation to employees who become sick or injured during the course of their employment from a job site to the nearest appropriate medical facility.

~~§1231(8)~~(5) "Department" means the Department of Health and Hospitals.

~~§1231(9)~~(6) "Emergency medical response vehicle" means a marked emergency vehicle with fully visual and audible warning signals operated by a certified ambulance service, the primary purpose of which is to respond to the scene of a medical emergency to provide emergency medical stabilization or support, or command, control, and communications, but which is not an ambulance designed or intended for the purpose of transporting a victim from the scene to a medical facility regardless of its designation. Included are such vehicles referred to but not limited to the designation as "sprint car", "quick response vehicle", "special response vehicle", "triage trucks", "staff cars", "supervisor units", and other similar designations. Emergency medical response vehicles shall not include fire apparatus and law enforcement patrol vehicles which carry first aid or emergency medical supplies and which respond to medical emergencies as part of their routine duties.

~~§1231(14)~~(7) "Industrial ambulance" means any vehicle owned and operated by an industrial facility and used for transporting any employee who becomes sick, injured, or otherwise incapacitated in the course and scope of his employment from a job site to an appropriate medical facility.

~~§1231(18)~~(8) "Municipal nonprofit organization" means an organization owned by a parish, municipality, or entity of a parish or municipality which in its regular course of business responds to a call for help and renders medical treatment and whose attendants are emergency medical personnel, a registered nurse, or a physician.

~~§1231(20)~~(9) "Physician" means a physician licensed to practice medicine by the Louisiana State Board of Medical Examiners.

~~§1231(21)~~(10) "Volunteer nonprofit organization" means an organization which in its regular course of business responds to a call for help and renders medical treatment and whose attendants are emergency medical personnel, a registered nurse, or a physician and which is chartered as a nonprofit organization under Section 501c of the United States Internal Revenue Code, as a volunteer fire department by the Louisiana state fire marshal's office, or as a nonprofit organization by the Louisiana secretary of state.

§1236.13. Persons in possession of AED's; training, testing, and notification requirements; manufacturer responsibility; possession required

B. Any person or entity that possesses an AED shall notify the bureau of emergency medical services of the Department of Health and Hospitals and a local provider of emergency medical services, such as 911 service, local ambulance service, or the fire department of the acquisition, location, and type of AED.

Section 4. R.S. 44:4.1(23) and (26) are hereby amended and reenacted and R.S. 44:4(48) is hereby enacted to read as follows:

§4. Applicability

This Chapter shall not apply:

(48) To any records, writings, accounts, letters, letter books, photographs or copies or memoranda thereof, and any report or reports concerning the fitness of any person to receive, or continue to hold, a license to practice as an EMS practitioner in the custody or control of the Louisiana Board of Emergency

Medical Services or the Louisiana Emergency Medical Services Certification Commission; however, any action taken by the Louisiana Board of Emergency Medical Services or the Louisiana Emergency Medical Services Certification Commission, and any legal grounds upon which such action is based, relative to the fitness of any person to receive, or continue to hold, a license to practice as an EMS practitioner shall be a public record.

§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:

(23) R.S. 37:74, 86, 90, 147, 691, 711.10, 763, 763.1, 781, 920.1, 969.1, 1277, 1278, 1285, 1326, 1518, 1745.15, 1747, 1806, 2156.1, 2406, 2505.1, 3481, 3507.1, 3677

(26) R.S. 40:3.1, 31.14, 31.27, 39.1, 41, 73, 526, 528, 1007, 1098.8, ~~1232.7~~, 1299.6, 1299.35.10, 1299.44, 1299.85, 1299.87, 1300.14, 1300.54, 1379.3, 2009.8, 2009.14, 2010.5, 2017.9, 2018, 2019, 2020, 2106, 2109.1, 2138, 2532, 2845.1.

Section 5. R.S. 40:1231 through 1231.2, 1232.1, 1232.4, 1232.5, 1233, 1234, 1234.1, and 1236.13(F) are hereby repealed.

Section 6. This Act shall become effective on July 1, 2013.

On motion of Senator Heitmeier, the committee substitute bill was adopted and becomes Senate Bill No. 262 by Senator White, substitute for Senate Bill No. 198 by Senator White.

**SENATE BILL NO. 262— (Substitute of Senate Bill No. 198 by Senator White)**

BY SENATOR WHITE AND REPRESENTATIVE ST. GERMAIN  
AN ACT

To amend and reenact R.S. 36:258(B), 259(E), R.S. 40:1232, 1232.2(G), 1232.3(A), the introductory paragraph of 1232.6 and (14), 1232.7(A) and (D), 1232.8, 1236.5(C), 1236.13(B), and R.S. 44:4.1(B)(23) and (26), and to enact Chapter 60 of Title 37 of the Louisiana Revised Statutes of 1950, comprised of R.S. 37:3671 through 3685, R.S. 40:1236.8, and R.S. 44:4(48), and to repeal R.S. 40:1231 through 1231.2, 1232.1, 1232.4, 1232.5, 1233, 1234, 1234.1, and 1236.13(F), relative to emergency medical services; to provide for the creation of the Louisiana Board of Emergency Medical Services within the Department of Health and Hospitals; to provide for board membership, appointment, terms, and compensation; to provide for the function, powers, and duties of the board; to provide for licensure; to provide for a fee schedule; to provide for injunctive powers; to provide for prosecution; to provide for civil immunity; to provide for immunity from civil damages for certain entities; to provide for duties of EMS personnel; to provide for hazardous substance transportation emergencies; to provide for transition provisions; to provide for the Louisiana Emergency Medical Services Certification Commission; to provide for appointments to the Louisiana Emergency Medical Services Certification Commission; to provide for powers and duties of the Louisiana Emergency Medical Services Certification Commission; to provide for disciplinary proceedings and appeals by the Louisiana Emergency Medical Services Certification Commission; to provide for injunctive powers of the Louisiana Emergency Medical Services Certification Commission; to provide for the emergency medical technician fund; to provide for public records and exceptions; and to provide for related matters.

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

**Senate Bills and Joint Resolutions  
Reported by Committees, Subject to Call**

**Called from the Calendar**

Senator Adley asked that Senate Bill No. 150 be called from the Calendar.

**SENATE BILL NO. 150—**  
BY SENATOR ADLEY

AN ACT

To amend and reenact R.S. 40:1300.51(1), 1300.52(A), (B)(1), (C), (D)(2), and (E), the introductory paragraphs of 1300.53(A) and (B), 1300.53(C)(1), and 1300.55 and to enact R.S. 40:1300.57, relative to criminal history checks on nonlicensed persons and licensed ambulance personnel; to provide with respect to an authorized agency; to provide for the application and requirements for approval as an authorized agency; and to provide for related matters.

The bill was read by title and passed to a third reading.

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

**HOUSE BILL NO. 16—**  
BY REPRESENTATIVES DIXON AND HAZEL AND SENATOR GALLOT  
AN ACT

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

Reported with amendments by the Committee on Natural Resources.

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Natural Resources to Engrossed House Bill No. 16 by Representative Dixon

**AMENDMENT NO. 1**  
On page 3, line 5, change "Section 1" to "Section 3"

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

**HOUSE BILL NO. 18—**  
BY REPRESENTATIVE DANAHAY  
AN ACT

To amend and reenact R.S. 33:130.312(H), relative to the Sulphur Industrial Development District; to provide with respect to meetings of the board of commissioners; and to provide for related matters.

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

**HOUSE BILL NO. 69—**  
BY REPRESENTATIVES BROSSETT, ABRAMSON, ARNOLD, BADON, WESLEY BISHOP, BROWN, DOVE, GAINES, GAROFALO, JEFFERSON, LEGER, LEOPOLD, MORENO, PRICE, AND PATRICK WILLIAMS AND SENATOR MURRAY  
AN ACT

To amend and reenact R.S. 47:1992(B), (F), and (G)(1) and (2)(b), relative to tax assessments in Orleans Parish; to extend the period of time for the assessor of Orleans Parish to submit certain lists to the board of review; to extend the period of time for inspection of assessment lists in Orleans Parish; to provide relative to complaints received by the Orleans Parish assessor's office; to extend the period of time for the Orleans Parish

assessor to forward certain complaints to the board of review; to provide for an effective date; and to provide for related matters.

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

**HOUSE BILL NO. 76—**  
BY REPRESENTATIVE HOFFMANN  
AN ACT

To amend and reenact R.S. 37:3415.10(D), relative to real estate appraisal management companies; to extend the sunset provision for licensing application assessments; and to provide for related matters.

Reported favorably by the Committee on Commerce, Consumer Protection, and International Affairs. The bill was read by title and referred to the Legislative Bureau.

**HOUSE BILL NO. 96—**  
BY REPRESENTATIVE BROADWATER  
AN ACT

To amend and reenact R.S. 33:3817(C)(1), relative to waterworks districts; to provide relative to the appointment of a fiscal agent for such districts; to provide for the term of a fiscal agent; and to provide for related matters.

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

**HOUSE BILL NO. 99—**  
BY REPRESENTATIVE SCHEXNAYDER  
AN ACT

To repeal Chapter 5-F of Title 25 of the Louisiana Revised Statutes of 1950, comprised of R.S. 25:380.31 through 380.36, and R.S. 36:744(O) and 801.10, and to repeal provisions relative to the Garyville Timbermill Museum.

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

**HOUSE BILL NO. 107—**  
BY REPRESENTATIVE BADON  
AN ACT

To amend and reenact R.S. 33:9080.1(B), relative to Orleans Parish; to provide relative to the McKendall Estates Neighborhood Improvement District; to change the boundaries of the district; and to provide for related matters.

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

**HOUSE BILL NO. 112—**  
BY REPRESENTATIVES HILL AND DANAHAY  
AN ACT

To enact R.S. 33:447.11, relative to mayor's courts; to provide for additional court costs for violations of municipal ordinances and traffic violations in the mayor's courts in the municipalities of DeQuincy, Iowa, Vinton, and Westlake; to provide for the allocation of additional funds; and to provide for related matters.

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

**HOUSE BILL NO. 114—**  
BY REPRESENTATIVES KATRINA JACKSON AND PONTI  
AN ACT

To amend and reenact R.S. 49:317 and to repeal R.S. 6:124.1(C) and R.S. 39:1220(A)(4), relative to the acceptance of public funds by certain financial institutions; to repeal requirement of ratings under the federal Community Reinvestment Act; and to provide for related matters.

Reported favorably by the Committee on Commerce, Consumer Protection, and International Affairs. The bill was read by title and referred to the Legislative Bureau.

**HOUSE BILL NO. 119—**

BY REPRESENTATIVE LORUSSO  
AN ACT

To amend and reenact R.S. 40:539(C)(8), relative to employees of the Housing Authority of New Orleans; to provide that employees of the Housing Authority of New Orleans shall not be in the state civil service; and to provide for related matters.

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

**HOUSE BILL NO. 140—**

BY REPRESENTATIVE GISCLAIR  
AN ACT

To enact R.S. 33:4574(F)(8), relative to the Lafourche Parish Tourist Commission; to provide for changes to the tourist commission's board of directors; and to provide for related matters.

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

**HOUSE BILL NO. 142—**

BY REPRESENTATIVE DOVE  
AN ACT

To amend and reenact R.S. 56:332(K), relative to methods of taking crabs; to exempt certain traps from the requirement for escape rings; and to provide for related matters.

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

**HOUSE BILL NO. 156—**

BY REPRESENTATIVES SCHEXNAYDER, TIM BURNS, CARTER, HARRISON, HENSGENS, NANCY LANDRY, LEGER, LORUSSO, MILLER, NORTON, AND PUGH  
AN ACT

To amend and reenact R.S. 3:3712(D)(4), R.S. 17:17.1(C)(1) and 17.5(D)(1), R.S. 28:911(6) and (8), and 919(D)(1) and (2) and (E), R.S. 39:15.3(B)(1), R.S. 40:1058.3(Section heading), 1235(A)(2)(c) and (3), 1235.1(A)(2) and (B)(1), and 1300.104(B)(introductory paragraph) and (1), R.S. 49:1301 and 1304(B), R.S. 56:632(B) and 633(F) and to repeal Section 2 of Act No. 701 of the 2010 Regular Session of the Legislature, Chapter 3-E of Title 3 of the Louisiana Revised Statutes of 1950, comprised of R.S. 3:299, R.S. 11:108, R.S. 17:17.3(C)(5), 17.4(C)(2), 17.5(D)(2), and 1519.13, R.S. 28:4(B)(12), 911(9), and 918, R.S. 36:4(B)(14), 259(D)(2), (M), and (R), 459(D), 610(B)(9) and (G)(1), 629(M), and 919.10, R.S. 39:15.4 through 15.6, Subpart P-4 of Part II-A of Chapter 1 of Subtitle I of Title 39 of the Louisiana Revised Statutes of 1950, comprised of R.S. 39:100.111 through 100.117, and Part XI-A of Chapter 1 of Subtitle I of Title 39 of the Louisiana Revised Statutes of 1950, comprised of R.S. 39:332.1, R.S. 40:1058.3(C)(4), 1235(A)(4), 1300.103(2), and 1300.105, Chapter 46 of Title 46 of the Louisiana Revised Statutes of 1950, comprised of R.S. 46:2611 through 2613, and R.S. 56:333.2 and 632.8, relative to boards, commissions, authorities, districts, and like entities; to provide relative to the functional organization of state government by abolishing certain boards, commissions, councils, authorities, and like entities; to transfer certain powers, functions, and duties; to remove references to certain abolished entities; to remove references to, provisions for, and the powers, functions, and duties of the Academic Advisory Council, Ambulance Standards Committee, Commission on Men's Health and Wellness, Emergency Medical Services for Children Advisory Council, Funding Review Panel, Human Services Interagency Council, Louisiana Bio-Fuel Panel, Louisiana Council on Obesity Prevention and Management, Louisiana Information Technology Advisory Board, Louisiana Postsecondary Education Information

Technology Council, Louisiana Sustainable Local Food Policy Council, Louisiana Technology Advisory Group, Methadone Maintenance Program Needs Assessment Task Force, Mullet Task Force, Post Employment Benefits Trust Fund Board of Trustees, Reptile and Amphibian Task Force, State Buildings and Land Highest and Best Use Advisory Group, and Uniform Grading Scale Task Force; to provide relative to provisions of law that require certain information regarding boards, commissions, and like entities to be filed with the commissioner of administration; to provide relative to the duties of the commissioner of administration relative to such provisions; to provide for the content of such information; to provide deadlines; to provide for the evaluation of boards, commissions, and like entities that fail to comply with such deadlines; and to provide for related matters.

Reported with amendments by the Committee on Senate and Governmental Affairs.

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Senate and Governmental Affairs to Reengrossed House Bill No. 156 by Representative Schexnayder

AMENDMENT NO. 1

On page 1, at the end of line 2, delete "R.S. 28:911(6)" and at the beginning of line 3, delete "and (8), and 919(D)(1) and (2) and (E),"

AMENDMENT NO. 2

On page 1, line 9, delete "R.S. 28:4(B)(12), 911(9), and 918,"

AMENDMENT NO. 3

On page 1, line 13, after "100.117," delete the remainder of the line and delete line 14, and insert "R.S. 40:1058.3(C)(4),"

AMENDMENT NO. 4

On page 2, line 5, after "Panel," delete the remainder of the line and on line 6, delete "Council,"

AMENDMENT NO. 5

On page 2, delete line 12, and insert "Force, and Uniform"

AMENDMENT NO. 6

On page 5, delete lines 21 through 29, and delete page 6 in its entirety, and on page 7, delete lines 1 through 12

AMENDMENT NO. 7

On page 7, line 14, change "Section 7." to "Section 6."

AMENDMENT NO. 8

On page 9, line 7, change "Section 8." to "Section 7."

AMENDMENT NO. 9

On page 10, line 8, change "Section 9." to "Section 8."

AMENDMENT NO. 10

On page 10, line 22, change "Section 10." to "Section 9." and on line 25, change "Section 11" to "Section 10."

AMENDMENT NO. 11

On page 11, line 2, change "Section 12" to "Section 11."

AMENDMENT NO. 12

On page 11, line 10, change "Section 13." to "Section 12." and on line 13, change "Section 14." to "Section 13." and on line 17, change "Section 15." to "Section 14."

AMENDMENT NO. 13

On page 12, delete lines 5 through 7

AMENDMENT NO. 14

On page 12, line 9, change "Section 17." to "Section 15." and on line 12, change "Section 18." to "Section 16."



AMENDMENT NO. 15

On page 14, line 18, change "Section 19." to "Section 17."

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

**HOUSE BILL NO. 171—**

BY REPRESENTATIVE CHANEY  
AN ACT

To designate certain portions of Louisiana highways to honor public service of Louisiana citizens; to designate a portion of Louisiana Highway 17 as "West Carroll Veterans Memorial Highway"; to designate a portion of Louisiana Highway 80 as the "Thomas M. Alexander Memorial Highway"; and to designate Louisiana Highway 94 as the "Donald C. Cleveland Memorial Highway".

Reported favorably by the Committee on Transportation, Highways and Public Works. The bill was read by title and referred to the Legislative Bureau.

**HOUSE BILL NO. 176—**

BY REPRESENTATIVE RITCHIE  
AN ACT

To amend and reenact R.S. 8:503(A), relative to cemetery merchandise trusts; to provide for withdrawals; and to provide for related matters.

Reported favorably by the Committee on Commerce, Consumer Protection, and International Affairs. The bill was read by title and referred to the Legislative Bureau.

**HOUSE BILL NO. 186—**

BY REPRESENTATIVE HENRY BURNS  
AN ACT

To amend and reenact R.S. 32:1521(E)(3), relative to the transportation of hazardous materials; to provide for a route designation change for the transportation of hazardous material on Interstate 49; and to provide for related matters.

Reported favorably by the Committee on Transportation, Highways and Public Works. The bill was read by title and referred to the Legislative Bureau.

**HOUSE BILL NO. 207—**

BY REPRESENTATIVE CARMODY  
AN ACT

To enact R.S. 17:3351(F), relative to the powers, duties, and functions of public postsecondary education management boards; to authorize each public postsecondary education management board to name buildings at institutions under its supervision and management in honor of living persons pursuant to board policy; to provide that such policy may include criteria for such naming; to provide relative to monetary donations; and to provide for related matters.

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

**HOUSE BILL NO. 222—**

BY REPRESENTATIVE TIM BURNS  
AN ACT

To amend and reenact R.S. 37:75(G) and 79(B)(3), relative to certified public accountants; to provide for qualifications; to provide relative to enforcement against holders of certificates; and to provide for related matters.

Reported with amendments by the Committee on Commerce, Consumer Protection, and International Affairs.

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Commerce, Consumer Protection and International Affairs to Engrossed House Bill No. 222 by Representative Tim Burns

AMENDMENT NO. 1

On page 1, delete line 2 and insert:  
"To amend and reenact R.S. 37:75(G), 79(B)(3), and 81(J), relative to certified public accountants;"

AMENDMENT NO. 2

On page 1, line 4, after "certificates;" insert "to provide for the recovery of certain costs on judicial review;"

AMENDMENT NO. 3

On page 1, delete line 6, and insert:  
"Section 1. R.S. 37:75(G), 79(B)(3), and 81(J) are hereby amended and reenacted to read as"

AMENDMENT NO. 4

On page 2, after line 7, insert the following:  
"§81. Hearings by the board

\* \* \*

J.(1) Any person or firm adversely affected by any order of the board may file a written petition for review of the order with the Civil District Court for the parish of Orleans within thirty days after the entry of the order. The procedures for review and the scope of the review shall be as specified in the judicial review of adjudication procedures of the Administrative Procedure Act.

(2) Any person or firm adversely affected by any order of the board who prevails upon judicial review may recover reasonable costs, attorney fees, and other expenses incurred as a result of the administrative investigation and adjudication and judicial review, in addition to other remedies provided by law.

\* \* \*

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

**HOUSE BILL NO. 236—**

BY REPRESENTATIVES LEOPOLD, BILLIOT, CHANEY, CONNICK, GAROFALO, GISCLAIR, GUINN, HARRISON, JAMES, JONES, AND SCHEXNAYDER

AN ACT

To amend and reenact R.S. 40:6(A) and R.S. 56:424(E) and 433(C), (G), and (J), to enact R.S. 40:6(H) and LAC 51:IX.3.335(B), and to repeal R.S. 56:433(D), relative to violations of oyster harvesting laws; to increase the penalties for harvesting from closed waters; to increase the penalties for harvesting in violation of the health time restrictions; to repeal the prohibition removal from the natural reefs of oysters for steamed oysters; and to provide for related matter.

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

**HOUSE BILL NO. 239—**

BY REPRESENTATIVE SHADOIN  
AN ACT

To designate a portion of Highway 33 in Union Parish as the "James Peyton Smith Bridge".

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

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Transportation, Highways and Public Works to Engrossed House Bill No. 239 by Representative Shadoin

AMENDMENT NO. 1

On page 1, line 2, after "portion of" insert "Louisiana"

AMENDMENT NO. 2

On page 1, line 4, after "bridge on" insert "Louisiana"

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

**HOUSE BILL NO. 246—**  
BY REPRESENTATIVE GISCLAIR  
AN ACT

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

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

**HOUSE BILL NO. 257—**  
BY REPRESENTATIVE RITCHEE  
AN ACT

To amend and reenact R.S. 22:2294(B) and to enact R.S. 22:2294(A)(11), relative to the Louisiana Citizens Property Insurance Corporation's board of directors; to provide for an additional board member; to allow the Louisiana Chapter of the National Association of Insurance and Financial Advisors to nominate three possible board members; to allow the commissioner of insurance to appoint a board member from the association's nominees; to change the quorum requirement of the board; and to provide for related matters.

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

**HOUSE BILL NO. 272—**  
BY REPRESENTATIVE GREENE  
AN ACT

To amend and reenact R.S. 37:711.20(A) and to enact R.S. 37:711.13(D) and 711.20(C), relative to the Louisiana Professional Geoscience Practice Act; to provide for license application fees; to provide for license renewal fees; and to provide for related matters.

Reported favorably by the Committee on Commerce, Consumer Protection, and International Affairs. The bill was read by title and referred to the Legislative Bureau.

**HOUSE BILL NO. 298—**  
BY REPRESENTATIVES CHANEY AND HOFFMANN  
AN ACT

To enact R.S. 24:972(A)(24) and (25), relative to the Louisiana Commission on Civic Education; to provide for additional members of the commission; and to provide for related matters.

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

**HOUSE BILL NO. 303—**  
BY REPRESENTATIVE DIXON  
AN ACT

To amend and reenact R.S. 23:1629(A) and to enact R.S. 23:1599, relative to unemployment compensation; to provide with respect to notice requirements; to waive the requirement that certain notices be sent by certified mail; to shorten notice time period for appeals; and to provide for related matters.

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

**HOUSE BILL NO. 345—**  
BY REPRESENTATIVE GAROFALO  
AN ACT

To amend and reenact R.S. 56:433.1(E), relative to harvest of oysters from the state seed grounds; to extend the oyster seed ground vessel permit program for three years; and to provide for related matters.

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

**HOUSE BILL NO. 376—**  
BY REPRESENTATIVE STUART BISHOP AND SENATOR ALLAIN  
AN ACT

To enact R.S. 56:109.3, relative to wildlife management areas; to authorize the imposition of fees for mooring vessels in the Atchafalaya Delta Wildlife Management Area; to create the Atchafalaya Delta WMA Mooring Account in the Conservation Fund; to provide for deposit of such fees to the fund; to provide for the use of monies in such fund; to provide an effective date; and to provide for related matters.

Reported with amendments by the Committee on Natural Resources.

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Natural Resources to Engrossed House Bill No. 376 by Representative Stuart Bishop

AMENDMENT NO. 1

On page 1, delete lines 12 through 14 and insert:  
"A. The department shall establish a mooring program for vessels in the Atchafalaya Delta Wildlife Management Area."

AMENDMENT NO. 2

On page 1, line 15, delete "periods of time." and after "appropriate" insert "within the Atchafalaya Delta WMA"

AMENDMENT NO. 3

On page 1, line 17, change "developed" to "administered"

AMENDMENT NO. 4

On page 1, line 18, delete "Forty" and insert "A maximum of forty"

AMENDMENT NO. 5

On page 1, line 19, after "through" delete the remainder of the line and insert "a bidding process"

AMENDMENT NO. 6

On page 2, line 1, delete "vessel owner and sixty percent" and insert "and the remainder"

AMENDMENT NO. 7

On page 2, between lines 23 and 24, insert the following:  
"E. The commission may adopt and promulgate rules and regulations in accordance with the Administrative Procedure Act for the implementation of the provisions of this Section."

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

**HOUSE BILL NO. 378—**  
BY REPRESENTATIVE LEGER  
AN ACT

To amend and reenact R.S. 56:302.1(C)(2)(c) and 302.9(C)(2) and to enact R.S. 56:10(B)(1)(f) and 302.1(C)(2)(b), relative to charter boat fishing license fees; to increase nonresident charter boat guide license fee; to increase the charter passenger fishing trip license fee; to dedicate the funds received through the increased fees; and to provide for related matters.

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

**HOUSE BILL NO. 386—**  
BY REPRESENTATIVES LEOPOLD AND HODGES  
AN ACT

To amend and reenact R.S. 48:274.2, relative to advertisement placement on certain ferries, rights-of-way, and other assets of the department; to provide for the sponsorship of signs on state-

owned assets; to provide an effective date; and to provide for related matters.

Reported favorably by the Committee on Transportation, Highways and Public Works. The bill was read by title and referred to the Legislative Bureau.

**HOUSE BILL NO. 389—**  
BY REPRESENTATIVE ABRAMSON  
AN ACT

To amend and reenact R.S. 33:9091.9(F)(1) and (3)(c) and to repeal R.S. 33:9091.9(F)(3)(b), relative to Orleans Parish; to provide relative to the Twinbrook Security District; to provide relative to the parcel fee imposed within the district; to change the amount and expiration date of the parcel fee; to provide relative to the renewal of the parcel fee; to provide relative to the parcel fee being imposed on the effective date of this Act; and to provide for related matters.

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

**HOUSE BILL NO. 396—**  
BY REPRESENTATIVE TERRY LANDRY  
AN ACT

To amend and reenact R.S. 32:232(2)(a), (3)(c), and (4) and to enact R.S. 32:232(5), relative to traffic control signals; to provide for vehicular traffic regulations under certain conditions; and to provide for related matters.

Reported favorably by the Committee on Transportation, Highways and Public Works. The bill was read by title and referred to the Legislative Bureau.

**HOUSE BILL NO. 419—**  
BY REPRESENTATIVE JOHNSON AND SENATOR WARD  
AN ACT

To name the bridge located on U.S. 190 in Pointe Coupee Parish as the "Nickie Gene Voinche Memorial Bridge"; and to provide for related matters.

Reported favorably by the Committee on Transportation, Highways and Public Works. The bill was read by title and referred to the Legislative Bureau.

**HOUSE BILL NO. 443—**  
BY REPRESENTATIVE LOPINTO  
AN ACT

To amend and reenact R.S. 32:1252(1) and R.S. 47:301(17) and 337.15(E), relative to sales and use tax on certain off-road vehicles; to provide for definitions; to provide with respect to evidence of payment of sales and use tax on all-terrain or off-road vehicles; to provide with respect to receipt of an off-road decal on such vehicles; and to provide for related matters.

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

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Transportation, Highways and Public Works to Reengrossed House Bill No. 443 by Representative Lopinto

AMENDMENT NO. 1  
On page 2, line 2, change "does" to "shall"

AMENDMENT NO. 2  
On page 2, line 19, change "does" to "shall"

AMENDMENT NO. 3  
On page 3, line 4, change "is authorized to" to "shall"

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

**HOUSE BILL NO. 486—**  
BY REPRESENTATIVE REYNOLDS  
AN ACT

To designate a portion of Interstate 20 in Webster Parish as the "Sergeant Joshua Tomlinson Interchange".

Reported favorably by the Committee on Transportation, Highways and Public Works. The bill was read by title and referred to the Legislative Bureau.

**HOUSE BILL NO. 491—**  
BY REPRESENTATIVE PYLANT  
AN ACT

To amend and reenact R.S. 32:387(C)(2) and to enact R.S. 32:387(B)(6), relative to special permits to overwidth vehicles; to provide special permits to vehicles transporting hay due to a disaster or emergency; to provide an effective date; and to provide for related matters.

Reported favorably by the Committee on Transportation, Highways and Public Works. The bill was read by title and referred to the Legislative Bureau.

**HOUSE BILL NO. 543—**  
BY REPRESENTATIVE PIERRE  
AN ACT

To amend and reenact R.S. 22:431, 432, 433, 435, 436, and 438, relative to surplus lines insurance; to authorize placement of insurance with a surplus lines insurer without regard to the availability of authorized insurance; to provide relative to capital, surplus, bond, and deposit requirements; to provide with respect to the list of surplus lines insurers maintained by the commissioner of insurance; to provide relative to certain notices to applicants for insurance regarding placement of personal lines policies with surplus lines insurers; to provide for applicability; and to provide for related matters.

Reported with amendments by the Committee on Insurance.

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Insurance to Reengrossed House Bill No. 543 by Representative Pierre

AMENDMENT NO. 1  
On page 1, line 2, delete "R.S. 22:431," and insert "R.S. 22:46(2) and (17), 431,"

AMENDMENT NO. 2  
On page 1, line 2, delete "and 438," and insert "438, and 439(F) and to enact R.S. 22:46(7.1) and (8.1),"

AMENDMENT NO. 3  
On page 1, line 11, delete "R.S. 22:431," and insert "R.S. 22:46(2) and (17), 431,"

AMENDMENT NO. 4  
On page 1, line 11, delete "and 438" and insert "438, and 439(F)"

AMENDMENT NO. 5  
On page 1, line 12, after "reenacted" insert "and R.S. 22:46(7.1) and (8.1) are hereby enacted"

AMENDMENT NO. 6  
On page 1, between lines 12 and 13 insert the following:  
"§46. General definitions

In this Code, unless the context otherwise requires, the following definitions shall be applicable:

\* \* \*

(2) "Approved unauthorized insurer" means an insurer without a certificate of authority, or otherwise qualified under the provisions

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of this Code, and which that meets the eligibility criteria of R.S. 22:435(A)(2) and (B) and is on the list of approved unauthorized insurers under the provisions of R.S. 22:436, and from which a licensed surplus lines broker may procure insurance under the provisions of R.S. 22:432.

(7.1) "Eligible unauthorized insurer" means an insurer without a certificate of authority, or otherwise qualified under the provisions of this Code, that meets the eligibility criteria of R.S. 22:435(A)(2) and (B) and from which a licensed surplus lines broker may procure insurance under the provisions of R.S. 22:432.

(8.1)(a) "Home state" means, with respect to an insured on a surplus lines insurance policy, one of the following:

(i) The state in which an insured maintains its principal place of business or, in the case of an individual, the individual's principal residence.

(ii) If one hundred percent of the insured risk is located out of the state referred to in Item (i) of this Subparagraph, the state to which the greatest percentage of the insured's taxable premium for that insurance contract is allocated.

(iii) If more than one insured from an affiliated group are named insureds on a single surplus lines insurance contract, the state, as determined pursuant to Item (i) or (ii) of this Subparagraph, of the member of the affiliated group that has the largest percentage of premium attributed to it under the surplus lines insurance contract.

(b) The home state as determined in Subparagraph (a) of this Paragraph is the state that has sole statutory and regulatory jurisdiction over the placement of unauthorized insurance pursuant to 15 U.S.C. 8202 and the exclusive authority to require the payment of any premium tax on unauthorized insurance pursuant to 15 U.S.C. 8201.

(17) "Surplus lines insurance" means any property and casualty insurance in this state on properties, risks, or exposures property, risk, or exposure located or to be performed in this state, permitted to be placed through a licensed surplus lines broker with an approved unauthorized insurer or eligible unauthorized insurer.

AMENDMENT NO. 7

On page 1, line 17, delete "Permitting" and insert "Facilitating the placement of" and delete "to be placed"

AMENDMENT NO. 8

On page 2, line 1, delete "which will permit" and insert "that permits"

AMENDMENT NO. 9

On page 2, line 2, delete "encourage" and insert "encourages"

AMENDMENT NO. 10

On page 2, line 5, after "insurers" insert "or eligible unauthorized insurers"

AMENDMENT NO. 11

On page 2, line 6, after "Subpart." delete the remainder of the line and delete lines 7 and 8 in their entirety

AMENDMENT NO. 12

On page 2, line 17, after "insurers" insert "or eligible unauthorized insurers"

AMENDMENT NO. 13

On page 2, line 21, after "authorized insurers." delete the remainder of the line and delete lines 22 and 23 in their entirety

AMENDMENT NO. 14

On page 2, line 18, after "22:46(2)" insert "and (7.1)"

AMENDMENT NO. 15

On page 2, line 21, after "authorized insurers." delete the remainder of the line and delete lines 22 and 23 in their entirety

AMENDMENT NO. 16

On page 3, delete lines 23 and 24 and insert "\$435. Solvency and eligibility requirements"

AMENDMENT NO. 17

On page 3, line 25, delete "not knowingly" and insert "only"

AMENDMENT NO. 18

On page 3, line 27, delete "Not financially" and insert "Financially"

AMENDMENT NO. 19

On page 4, line 1, delete "Not authorized" and insert "Authorized"

AMENDMENT NO. 20

On page 11, line 2, after "produce." delete the remainder of the line and delete lines 3 through 24

AMENDMENT NO. 21

On page 11, delete lines 26 through 28 in their entirety and insert in lieu thereof:

"A. The commissioner of insurance shall maintain a list of approved unauthorized insurers from those eligible unauthorized insurers that apply for approval and satisfy the criteria established by the commissioner. Placement on the list of approved unauthorized insurers shall be prima facie evidence that an unauthorized insurer meets the financial and eligibility criteria of R.S. 22:435(A) and (B)."

AMENDMENT NO. 22

On page 12, line 4, after "following" insert ", unless available to the commissioner through the NAIC or from public sources"

AMENDMENT NO. 23

On page 14, line 13, delete "Certificate" and insert "Acknowledgment"

AMENDMENT NO. 24

On page 14, line 15, after "insurer" insert "or eligible unauthorized insurer"

AMENDMENT NO. 25

On page 14, line 17, delete "a certificate" and insert "an acknowledgment"

AMENDMENT NO. 26

On page 14, line 20, delete "certificate" and insert "acknowledgment"

AMENDMENT NO. 27

On page 14, line 25, after "insurer" insert "or eligible unauthorized insurer"

AMENDMENT NO. 28

On page 15, line 2, delete "Louisiana"

AMENDMENT NO. 29

On page 15, line 4, after "insurer" insert "or eligible unauthorized insurer"

AMENDMENT NO. 30

On page 15, line 5, delete "certificates" and insert "acknowledgments"

AMENDMENT NO. 31

On page 15, line 6, after "insurer" insert "or eligible unauthorized insurer"

AMENDMENT NO. 32

On page 15, line 7, delete "certificate" and insert "acknowledgment"

AMENDMENT NO. 33

On page 15, between lines 8 and 9, insert the following:

§439. Tax on surplus lines

F. The home state of the insured for purposes of this Section shall be as defined in R.S. 22:46(8.1) ~~the Nonadmitted and Reinsurance Reform Act of 2010 (15 U.S.C. 8206(6))~~.

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

**HOUSE BILL NO. 566—**

BY REPRESENTATIVE DIXON

## AN ACT

To amend and reenact R.S. 23:1665 and to enact R.S. 23:1665.1, 1665.2, and 1665.3, relative to unemployment compensation; to provide for reciprocal arrangements between federal and state agencies; to provide for a reciprocal overpayment recovery arrangement; to provide definitions; to provide with respect to duties and responsibilities of requesting and recovering states; to provide for recovery of combined wage claims; and to provide for related matters.

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

**HOUSE BILL NO. 580—**

BY REPRESENTATIVE GREENE

## AN ACT

To amend and reenact R.S. 40:1730.26(2), 1730.28(A)(3)(a) and (e), and 1730.29 and to enact R.S. 40:1730.28(A)(3)(h), relative to the state uniform construction code; to require the Louisiana State Uniform Construction Code to review, evaluate, and update the state uniform construction code; to adopt Part V-Mechanical of the International Residential Code; to provide for plumbing and sanitary references in Part V-Mechanical of the International Residential Code; to provide for the regulation of certain construction or improvement of industrial facilities; and to provide for related matters.

Reported favorably by the Committee on Commerce, Consumer Protection, and International Affairs. The bill was read by title and referred to the Legislative Bureau.

**HOUSE BILL NO. 603—**

BY REPRESENTATIVE ABRAMSON

## AN ACT

To amend and reenact R.S. 33:9091.11(E)(introductory paragraph) and (F)(introductory paragraph), (3)(c), and (4) and to repeal R.S. 33:9091.11(F)(3)(b), relative to Orleans Parish; to provide relative to the Hurstville Security and Neighborhood Improvement District; to provide relative to the parcel fee imposed within the district; to change the expiration date of the parcel fee; to provide relative to the renewal of the parcel fee; to prohibit the imposition of the fee on certain parcels; to provide relative to the parcel fee being imposed on the effective date of this Act; and to provide for related matters.

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

**HOUSE BILL NO. 703— (Substitute for House Bill No. 447 by Representative Edwards)**

BY REPRESENTATIVE EDWARDS

## AN ACT

To enact R.S. 42:31, relative to eligibility requirements for unclassified employment; to require certain unclassified employees to register motor vehicles with the Department of Public Safety and Corrections, public safety services; to require certain unclassified employees to obtain Louisiana driver's licenses; and to provide for related matters.

Reported favorably by the Committee on Transportation, Highways and Public Works. The bill was read by title and referred to the Legislative Bureau.

**HOUSE BILL NO. 718— (Substitute for House Bill No. 79 by Representative Hensgens)**

BY REPRESENTATIVES HENSGENS, COX, HUNTER, JEFFERSON, PRICE, REYNOLDS, RICHARD, SMITH, AND ST. GERMAIN

## AN ACT

To amend and reenact R.S. 17:416.16 and to enact R.S. 17:3996(B)(33), relative to school crisis management and response plans; to provide relative to the preparation, content, rehearsal, review, revision, approval, and provision of copies of such plans; to provide relative to training; to provide relative to rules and regulations with respect to public and nonpublic schools; and to provide for related matters.

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

**HOUSE BILL NO. 719— (Substitute for House Bill No. 109 by Representative Howard)**

BY REPRESENTATIVES HOWARD AND ARMES

## AN ACT

To amend and reenact R.S. 56:325(A)(11) and (12), (B), (C), and (D), to enact R.S. 56:325(E), and to repeal R.S. 56:315(A)(13), relative to recreational fishing daily take and possession limits; to provide relative to the possession limit for crappie taken from Toledo Bend Reservoir on a recreational license; to provide relative to possession of fish filets on the water; and to provide for related matters.

Reported with amendments by the Committee on Natural Resources.

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Natural Resources to Engrossed House Bill No. 719 by Representative Howard

**AMENDMENT NO. 1**

On page 2, line 25, after "based on" delete the remainder of the line and insert "recommendations from the department. Such recommendations shall be based only on biological data compiled by the department or for purposes of research or"

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

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

**SENATE RESOLUTION NO. 59—**

BY SENATOR APPEL

## A RESOLUTION

To urge and request the Board of Regents to study the feasibility of requiring the state's public colleges and universities to use the Common Application as part of the admission process.

Reported favorably by the Committee on Education.

The resolution was read by title. On motion of Senator Appel, the Senate Resolution was adopted.

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

**SENATE CONCURRENT RESOLUTION NO. 19—**

BY SENATORS MORRISH AND JOHNS

## A CONCURRENT RESOLUTION

To express the intent of the Louisiana Legislature regarding Act No. 725 of the 2004 Regular Session of the Legislature.

Reported favorably by the Committee on Senate and Governmental Affairs.

May 13, 2013

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Erdey Nevers
Adley Gallot Peacock
Amedee Guillory Perry
Appel Heitmeier Riser
Broome Johns Smith, G.
Brown Kostelka Tarver
Buffington LaFleur Thompson
Chabert Long Walsworth
Cortez Martiny Ward
Crowe Mills White
Donahue Morrish
Dorsey-Colomb Murray
Total - 34

NAYS

Peterson
Total - 1

ABSENT

Allain Morrell
Claitor Smith, J.
Total - 4

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

SENATE CONCURRENT RESOLUTION NO. 25— BY SENATOR GALLOT

A CONCURRENT RESOLUTION

To urge and request the Board of Supervisors of Louisiana State University and Agricultural and Mechanical College and the governor to keep the Huey P. Long Medical Center open and viable.

Reported favorably by the Committee on Health and Welfare.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Erdey Nevers
Adley Gallot Peacock
Allain Guillory Perry
Amedee Heitmeier Riser
Appel Johns Smith, G.
Broome LaFleur Tarver
Buffington Long Thompson
Chabert Martiny Walsworth
Cortez Mills Ward
Crowe Morrish White
Dorsey-Colomb Murray
Total - 32

NAYS

Total - 0

ABSENT

Brown Kostelka Smith, J.
Claitor Morrell
Donahue Peterson
Total - 7

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

SENATE CONCURRENT RESOLUTION NO. 41—

BY SENATOR BROOME

A CONCURRENT RESOLUTION

To urge and request the Department of Health and Hospitals to examine the benefits of routine nutritional screening and therapeutic nutrition treatment for those who are malnourished or at risk for malnutrition, as well as examine the benefits of nutrition screening and therapeutic nutrition treatment as part of the standard for evidenced-based hospital care, to support an increased emphasis on nutrition through the reauthorization of the Older Americans Act, as well as for Medicare beneficiaries, to improve their disease management and health outcomes, and to express encouragement that preventive and wellness services, such as counseling for obesity and chronic disease management, are part of the Essential Health Benefits package included in the Patient Protection and Affordable Care Act.

Reported favorably by the Committee on Health and Welfare.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Dorsey-Colomb Murray
Adley Erdey Nevers
Allain Gallot Peacock
Amedee Guillory Perry
Appel Heitmeier Peterson
Broome Johns Riser
Brown Kostelka Smith, G.
Buffington LaFleur Tarver
Chabert Long Thompson
Claitor Martiny Walsworth
Cortez Mills Ward
Crowe Morrell White
Donahue Morrish
Total - 38

NAYS

Total - 0

ABSENT

Smith, J.
Total - 1

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

SENATE CONCURRENT RESOLUTION NO. 42—

BY SENATOR BROOME

A CONCURRENT RESOLUTION

To acknowledge the role of optimal infant nutrition during the first year of life and that new mothers require information, guidance, and support to provide the best nutritional start for their babies and to urge the Department of Health and Hospitals to facilitate public-private collaboration with families and communities to increase maternal and infant nutrition awareness, particularly in underserved areas, and provide access to nutritional programs for mothers and their children beginning in utero and throughout their first year of life.

Reported favorably by the Committee on Health and Welfare.

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. President	Dorsey-Colomb	Murray
Adley	Erdey	Nevers
Allain	Gallot	Peacock
Amedee	Guillory	Perry
Appel	Heitmeier	Riser
Broome	Johns	Smith, G.
Brown	Kostelka	Tarver
Buffington	LaFleur	Thompson
Chabert	Long	Walsworth
Claitor	Martiny	Ward
Cortez	Mills	White
Crowe	Morrell	
Donahue	Morrish	
Total - 37		

**NAYS**

Total - 0

**ABSENT**

Peterson	Smith, J.
Total - 2	

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

**SENATE CONCURRENT RESOLUTION NO. 45—**  
 BY SENATORS WHITE, ALARIO, ALLAIN, AMEDEE, CLAITOR, DORSEY-COLOMB, ERDEY, GUILLORY, MILLS, NEVERS, PERRY, RISER AND WALSWORTH AND REPRESENTATIVES HAVARD, HODGES, HONORE, IVEY AND POPE

**A CONCURRENT RESOLUTION**

To urge and request the Board of Supervisors of Community and Technical Colleges to commence offering educational programs and career and technical training through the newly constructed Baton Rouge Community College Workforce Training Center located on Hooper Road in Central, Louisiana, as soon as possible.

Reported favorably by the Committee on Education.

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. President	Dorsey-Colomb	Nevers
Adley	Erdey	Peacock
Allain	Gallot	Perry
Amedee	Guillory	Peterson
Appel	Heitmeier	Riser
Broome	Johns	Smith, G.
Brown	LaFleur	Tarver
Buffington	Long	Thompson
Chabert	Martiny	Walsworth
Claitor	Mills	Ward
Cortez	Morrell	White
Crowe	Morrish	
Donahue	Murray	
Total - 37		

**NAYS**

Total - 0

**ABSENT**

Kostelka	Smith, J.
Total - 2	

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

**SENATE CONCURRENT RESOLUTION NO. 48—**  
 BY SENATOR NEVERS

**A CONCURRENT RESOLUTION**

To urge and request the Board of Regents to consider the efforts made by public postsecondary educational institutions to effect successful articulation and transfer policies when allocating funds through the postsecondary education funding formula.

Reported favorably by the Committee on Education.

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. President	Erdey	Nevers
Adley	Gallot	Peacock
Allain	Guillory	Perry
Amedee	Heitmeier	Peterson
Appel	Johns	Riser
Broome	Kostelka	Smith, G.
Brown	LaFleur	Tarver
Buffington	Long	Thompson
Chabert	Martiny	Walsworth
Cortez	Mills	Ward
Crowe	Morrell	White
Donahue	Morrish	
Dorsey-Colomb	Murray	
Total - 37		

**NAYS**

Total - 0

**ABSENT**

Claitor	Smith, J.
Total - 2	

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

**SENATE CONCURRENT RESOLUTION NO. 49—**  
 BY SENATOR NEVERS

**A CONCURRENT RESOLUTION**

To urge and request the Board of Regents, in consultation with the postsecondary education management boards, to develop a uniform policy regarding the acceptance of college credit earned by students through Advanced Placement and International Baccalaureate examinations.

Reported favorably by the Committee on Education.

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

**ROLL CALL**

The roll was called with the following result:

May 13, 2013

YEAS

Mr. President	Erdey	Nevers
Adley	Gallot	Peacock
Allain	Guillory	Perry
Amedee	Heitmeier	Peterson
Appel	Johns	Riser
Broome	Kostelka	Smith, G.
Brown	LaFleur	Tarver
Buffington	Long	Thompson
Chabert	Martiny	Walsworth
Cortez	Mills	Ward
Crowe	Morrell	White
Donahue	Morrish	
Dorsey-Colomb	Murray	
Total - 37		

NAYS

Total - 0

ABSENT

Claitor	Smith, J.
Total - 2	

The Chair declared the Senate had 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 Ward asked that Senate Concurrent Resolution No. 10 be called from the Calendar.

SENATE CONCURRENT RESOLUTION NO. 10— BY SENATOR WARD

A CONCURRENT RESOLUTION

To designate the Smokin' Oldies Cook-Off in West Baton Rouge Parish as an official Louisiana State barbeque championship.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Erdey	Nevers
Adley	Gallot	Peacock
Allain	Guillory	Perry
Amedee	Heitmeier	Peterson
Appel	Johns	Riser
Broome	Kostelka	Smith, G.
Brown	LaFleur	Tarver
Buffington	Long	Thompson
Chabert	Martiny	Walsworth
Cortez	Mills	Ward
Crowe	Morrell	White
Donahue	Morrish	
Dorsey-Colomb	Murray	
Total - 37		

NAYS

Total - 0

ABSENT

Claitor	Smith, J.
Total - 2	

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

Senate Bills and Joint Resolutions on Third Reading and Final Passage

SENATE BILL NO. 165— BY SENATOR MARTINY

AN ACT

To amend and reenact R.S. 47:6007(B)(9), (10), (11), (12), (13), (14), the introductory paragraph of R.S. 47:6007(D)(2)(a) and (D)(2)(c) and (d) and to enact R.S. 47:6007(B)(15) and (16), (G) and 6007.1, relative to the motion picture investor tax credit; to provide for definitions; to provide for production audit reports and requirements; to provide for submission of a production audit report prior to being certified as a state-certified production for application for the credit; to provide for a production audit report; and to provide for related matters.

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

SENATE BILL NO. 182— BY SENATOR CORTEZ

AN ACT

To amend and reenact R.S. 17:176(A)(introductory paragraph) and (E) and to repeal R.S. 17:176(F), (G), (H), and (I) and 236.3, relative to cocurricular and extracurricular activities, including interscholastic athletics; to provide relative to the responsibilities of local schools and school systems and the State Board of Elementary and Secondary Education with respect to such activities; to provide relative to state and local policies, rules, and regulations governing student participation in such activities; to repeal statutory provisions declared unconstitutional by the courts; and to provide for related matters.

Floor Amendments

Senator Morrell proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Morrell to Engrossed Senate Bill No. 182 by Senator Cortez

AMENDMENT NO. 1

On page 1, line 2, between "(E)" and "and" insert ", to enact R.S. 17:176(J),"

AMENDMENT NO. 2

On page 1, line 12, between "reenacted" and "to" insert "and R.S. 17:176(J) is hereby enacted"

AMENDMENT NO. 3

On page 2, between lines 11 and 12, insert the following:

"J. No public high school shall be a member of or participate in any extracurricular interscholastic athletic activity administered or regulated by a legal entity which provides that no student otherwise eligible to participate in an extracurricular interscholastic athletic activity shall be prohibited from participating in any soccer camp or any other soccer showcase opportunity, including training applicable thereto, provided that such participation complies with applicable law, policies, guidelines, rules, and regulations with regard to college recruitment."

On motion of Senator Morrell, the amendments were adopted.

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



**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. President	Dorsey-Colomb	Murray
Adley	Erdey	Nevers
Allain	Gallot	Peacock
Amedee	Guillory	Perry
Appel	Heitmeier	Peterson
Broome	Johns	Riser
Brown	Kostelka	Smith, G.
Buffington	LaFleur	Tarver
Chabert	Long	Thompson
Claitor	Martiny	Walsworth
Cortez	Mills	Ward
Crowe	Morrell	White
Donahue	Morrish	
Total - 38		

**NAYS**

Total - 0

**ABSENT**

Smith, J.  
Total - 1

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

**SENATE BILL NO. 185—**  
BY SENATORS MURRAY AND THOMPSON  
AN ACT

To enact Part XI of Chapter 3 of Title 46 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 46:460.31 through 460.71, relative to Medicaid; to provide for managed care organizations providing health care services to Medicaid beneficiaries; to provide for the standardized credentialing of providers; to provide for exemptions; to provide for prescription drugs; to provide for a standard form for the prior authorization of prescription drugs; to provide for procedures for utilizing step therapy and fail first protocols; to provide for standardized information to be provided with claim payments; and to provide for related matters.

**Floor Amendments**

Senator Martiny sent up floor amendments.

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Martiny on behalf of the Legislative Bureau to Reengrossed Senate Bill No. 185 by Senator Murray

AMENDMENT NO. 1  
On page 1, line 3, following "46:460.31 through" insert "460.32, 460.41 through 460.42, 460.51 through 460.53, and "

AMENDMENT NO. 2  
On page 1, line 12, following "46:460.31 through" insert "460.32, 460.41 through 460.42, 460.51 through 460.53, and "

AMENDMENT NO. 3  
On page 2, line 26, following "**include**" delete "₂"

AMENDMENT NO. 4  
On page 2, line 27, following "**to**" and before "**the**" delete "₂"

AMENDMENT NO. 5  
On page 3, line 4, following "**including**" delete "₂"

AMENDMENT NO. 6  
On page 3, line 5, following "**to**" and before "**name**" delete "₂"

AMENDMENT NO. 7  
On page 3, line 17, change "**including, but not limited to,**" to "**including but not limited to**"

AMENDMENT NO. 8  
On page 4, line 20, delete "**hard-copy,**"

AMENDMENT NO. 9  
On page 4, line 27, change "**or**" to "₂"

AMENDMENT NO. 10  
On page 6, line 6, following "**out-of-network benefits**" insert "₂"

AMENDMENT NO. 11  
On page 6, line 7, following "**provided**" insert "**that**"

AMENDMENT NO. 12  
On page 6, line 18, change "**which**" to "**that**"

AMENDMENT NO. 13  
On page 6, lines 22 and 23, following "**a**" change "**single page prior authorization form promulgated pursuant to the Administrative Procedure Act by the department**" to "**single-page prior authorization form promulgated by the department pursuant to the Administrative Procedure Act.**"

AMENDMENT NO. 14  
On page 6, line 25, change "**which provides for the form which**" to "**that provide for the form that**"

AMENDMENT NO. 15  
On page 8, line 9, following "**include**" delete "₂"

AMENDMENT NO. 16  
On page 8, line 10, following "**to**" and before "**all**" delete "₂"

AMENDMENT NO. 17  
On page 9, line 10, following "**service**" and before "**a**" delete "₂"

On motion of Senator Martiny, the amendments were adopted.

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. President	Dorsey-Colomb	Nevers
Adley	Erdey	Peacock
Allain	Gallot	Perry
Amedee	Guillory	Peterson
Appel	Johns	Riser
Broome	Kostelka	Smith, G.
Brown	LaFleur	Tarver
Buffington	Long	Thompson
Chabert	Martiny	Walsworth
Claitor	Mills	Ward
Cortez	Morrell	White
Crowe	Morrish	
Donahue	Murray	
Total - 37		

**NAYS**

Total - 0

May 13, 2013

ABSENT

Heitmeier Smith, J.
Total - 2

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

SENATE BILL NO. 205—
BY SENATORS LAFLEUR AND GUILLORY AND REPRESENTATIVE ORTEGO

AN ACT

To enact R.S. 17:273.3 and to repeal Subpart D-2 of Part III of Chapter 1 of Title 17 of the Louisiana Revised Statutes of 1950, comprised of R.S. 17:286.1 through 286.7, relative to curriculum and instruction; to provide relative to foreign language immersion programs; to authorize local public school boards to establish foreign language immersion programs; to provide for a process whereby parents may request a local public school board to establish a foreign language immersion program; to provide for certification of such programs; to repeal the Balanced Treatment for Creation-Science and Evolution-Science Act; and to provide for related matters.

Floor Amendments

Senator LaFleur proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator LaFleur to Engrossed Senate Bill No. 205 by Senator LaFleur

AMENDMENT NO. 1
On page 1, line 8, between "programs;" and "to repeal" insert "to provide with respect to foreign language teachers; to provide with respect to student transportation;"

AMENDMENT NO. 2
On page 2, line 23, change "both" to "all"

AMENDMENT NO. 3
On page 2, between lines 28 and 29, insert the following:
"(iii) The Minimum Foundation Program formula provides funding to local school systems employing foreign language teachers to provide salary supplements for such teachers.
(iv) A sufficient number of foreign language teachers with the required credentials as prescribed by the State Board of Elementary and Secondary Education are available through programs administered by the Department of Education and the Council for the Development of French in Louisiana to establish the program.

(v) There is no existing foreign language immersion program offered by the local school board that has been certified by the State Board of Elementary and Secondary Education pursuant to R.S. 17:273.2."

AMENDMENT NO. 4
On page 3, line 5, between "R.S. 17:273.2" and the period "." insert "within three years from the date such program is established"

AMENDMENT NO. 5
On page 3, between lines 5 and 6, insert the following:
"D. Notwithstanding any provision of R.S. 17:158 to the contrary, a local school board shall not be required to provide transportation to any student enrolled in a foreign language immersion program established pursuant to this Section that is located outside of the attendance zone of the school the student would otherwise attend, if providing such transportation would result in additional transportation costs to the school system."

On motion of Senator LaFleur, the amendments were adopted.

Floor Amendments

Senator Peterson proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Peterson to Engrossed Senate Bill No. 205 by Senator LaFleur

AMENDMENT NO. 1
On page 1, line 2, between "repeal" and "Subpart" insert "R.S. 17:285.1 and"

AMENDMENT NO. 2
On page 1, line 8, between "programs;" and "to repeal" insert "to repeal the Louisiana Science Education Act;"

AMENDMENT NO. 3
On page 3, line 6, between "Section 2." and "Subpart" insert "R.S. 17:285.1 and"

AMENDMENT NO. 4
On page 3, line 7, between "296.7" and "hereby" change "is" to "are"

Senator Peterson moved the adoption of the amendments.

Senator LaFleur objected.

ROLL CALL

The roll was called with the following result:

YEAS

Brown Morrell Peterson
Dorsey-Colomb Murray
Total - 5

NAYS

Mr. President Donahue Nevers
Adley Erdey Peacock
Allain Gallot Perry
Amedee Guillory Riser
Appel Johns Smith, G.
Broome Kostelka Tarver
Buffington LaFleur Thompson
Chabert Long Walsworth
Claitor Martiny Ward
Cortez Mills White
Crowe Morrish
Total - 32

ABSENT

Heitmeier Smith, J.
Total - 2

The Chair declared the amendments were rejected.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Donahue Morrish
Adley Erdey Nevers
Allain Gallot Peacock
Amedee Guillory Perry
Appel Heitmeier Peterson
Broome Johns Riser
Brown Kostelka Smith, G.

Buffington	LaFleur	Tarver
Chabert	Long	Thompson
Claitor	Martiny	Walsworth
Cortez	Mills	Ward
Crowe	Morrell	White
Total - 36		

NAYS

Dorsey-Colomb	Murray
Total - 2	

ABSENTE

Smith, J.  
Total - 1

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

**SENATE BILL NO. 206—**  
BY SENATORS LAFLEUR AND GUILLORY  
AN ACT

To enact Chapter 45 of Title 17 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 17:4051 through 4057, relative to empowered community schools; to provide for the designation of such schools; to provide for the authority of principals of such schools; to provide for the applicability of school board policies; to provide for funding, reports, and audits; to provide for the liability of school boards; and to provide for related matters.

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

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. President	Donahue	Peacock
Allain	Guillory	Riser
Amedee	Heitmeier	Smith, G.
Appel	Johns	Walsworth
Chabert	LaFleur	Ward
Claitor	Long	White
Cortez	Martiny	
Crowe	Mills	
Total - 22		

NAYS

Adley	Gallot	Perry
Broome	Kostelka	Peterson
Brown	Morrell	Tarver
Buffington	Morrish	Thompson
Dorsey-Colomb	Murray	
Erdey	Nevers	
Total - 16		

ABSENTE

Smith, J.  
Total - 1

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

**SENATE BILL NO. 256—**  
BY SENATOR CLAITOR  
AN ACT

To amend and reenact R.S. 47:6035(C), relative to tax credits for vehicles using alternative fuels; to specify the inapplicability of the credit for costs related to certain vehicles; and to provide for related matters.

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

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. President	Dorsey-Colomb	Murray
Adley	Erdey	Nevers
Allain	Gallot	Peacock
Amedee	Guillory	Perry
Appel	Heitmeier	Peterson
Broome	Johns	Riser
Brown	Kostelka	Smith, G.
Buffington	LaFleur	Tarver
Chabert	Long	Thompson
Claitor	Martiny	Walsworth
Cortez	Mills	Ward
Crowe	Morrell	White
Donahue	Morrish	
Total - 38		

NAYS

Total - 0

ABSENTE

Smith, J.  
Total - 1

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

**SENATE BILL NO. 27—**  
BY SENATOR BROOME  
AN ACT

To amend and reenact R.S. 13:3852 and Code of Civil Procedure Articles 2293(B)(1) and 2721(B), relative to seizure and sale of property; to provide relative to notice to judgment debtors in money judgments after seizure of property; to provide for the type of service and timing of notice of seizure of property; to provide for notice of the possibility of a change in scheduled sale dates of seized property; to provide for the information to be included in notice of seizure of property and applicable sale dates; and to provide for related matters.

**Floor Amendments**

Senator Martiny sent up floor amendments.

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Martiny on behalf of the Legislative Bureau to Engrossed Senate Bill No. 27 by Senator Broome

AMENDMENT NO. 1  
On page 1, line 16, following "property" delete ", "

AMENDMENT NO. 2  
On page 3, line 1, change "**call**" to "**contact**"

On motion of Senator Martiny, the amendments were adopted.

**Floor Amendments**

Senator Broome proposed the following amendments.

May 13, 2013

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Broome to Engrossed Senate Bill No. 27 by Senator Broome

AMENDMENT NO. 1

On page 3, line 20, after "made." delete the remainder of the line, delete lines 21 through 23, and insert the following: "The notice of seizure shall be substantially similar to include information concerning the availability of housing counseling services, as well as the time, date, and place of the sheriff's sale, in accordance with the form provided in R.S. 13:3852(B)."

AMENDMENT NO. 2

On page 4, line 1, after "service." delete the remainder of the line, delete lines 2 through 4, and insert the following: "The notice of seizure shall include information concerning the availability of housing counseling services, as well as the time, date, and place of the sheriff's sale, in accordance with the form provided in R.S. 13:3852(B)."

On motion of Senator Broome, the amendments were adopted.

Floor Amendments

Senator Broome proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Broome to Engrossed Senate Bill No. 27 by Senator Broome

AMENDMENT NO. 1

On page 2, line 24, after "encouraged to" delete the rest of line 24 and line 25.

AMENDMENT NO. 2

On page 2, at the beginning of line 26, insert "seek legal"

AMENDMENT NO. 3

On page 2, line 27, after "Foreclosure prevention counseling services" insert "through a housing counselor"

On motion of Senator Broome, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President, Erdey, Nevers, Adley, Gallot, Peacock, Allain, Guillory, Perry, Amedee, Heitmeier, Peterson, Appel, Johns, Riser, Broome, Kostelka, Smith, G., Brown, LaFleur, Tarver, Buffington, Long, Thompson, Chabert, Martiny, Walsworth, Cortez, Mills, Ward, Crowe, Morrell, White, Donahue, Morrish, Dorsey-Colomb, Murray, Total - 37

NAYS

Claitor Total - 1

ABSENT

Smith, J. Total - 1

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

SENATE BILL NO. 156— BY SENATOR BROOME

AN ACT

To enact R.S. 9:3260.1, relative to leases; to provide for a residential lessee's right to notification of foreclosure action on the leased premises; to provide certain terms, conditions, requirements and procedures; to provide for the duties of the lessor, including manner and form of notice; to provide for the rights of the lessee, including termination of the lease and recovery of certain amounts; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President, Dorsey-Colomb, Nevers, Adley, Erdey, Peacock, Allain, Gallot, Perry, Amedee, Guillory, Peterson, Appel, Heitmeier, Riser, Broome, Johns, Smith, G., Brown, Kostelka, Tarver, Buffington, LaFleur, Thompson, Chabert, Long, Walsworth, Claitor, Martiny, Ward, Cortez, Mills, White, Crowe, Morrish, Donahue, Murray, Total - 37

NAYS

Total - 0

ABSENT

Morrell, Smith, J. Total - 2

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

Rules Suspended

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

Message from the House

CONCURRING IN SENATE CONCURRENT RESOLUTIONS

May 13, 2013

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. 74—**  
BY SENATORS GARY SMITH AND BROWN AND REPRESENTATIVES GAINES, MILLER AND WILLMOTT

**A CONCURRENT RESOLUTION**

To commend Dr. Rodney Roy Lafon for his eighteen years of service as superintendent of the St. Charles Parish public school system and to recognize him upon the occasion of his retirement.

Reported without amendments.

**SENATE CONCURRENT RESOLUTION NO. 75—**  
BY SENATOR CROWE

**A CONCURRENT RESOLUTION**

To commend the Salmen High School Lady Spartans basketball team for winning the Class 4-A state championship.

Reported without amendments.

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

**Introduction of Senate Resolutions**

**SENATE RESOLUTION NO. 103—**

BY SENATOR JOHNS

**A RESOLUTION**

To designate May 15, 2013, as Louisiana Housing Council Day.

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

**SENATE RESOLUTION NO. 104—**

BY SENATOR CROWE

**A RESOLUTION**

To express the sincere condolences of the Senate of the Legislature of Louisiana upon the death of Charles Hilbert Reppel Sr., a commissioner on the board of the St. Bernard Port, Harbor and Terminal District.

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

**SENATE RESOLUTION NO. 105—**

BY SENATORS TARVER, ADLEY, BUFFINGTON AND PEACOCK

**A RESOLUTION**

To express the sincere condolences of the Senate of the Legislature of Louisiana upon the death of the Reverend Danny Mitchell, former state representative for Louisiana House District No. 2.

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

**SENATE RESOLUTION NO. 106—**

BY SENATOR THOMPSON

**A RESOLUTION**

To urge and request that the Department of Education and Board of Elementary and Secondary Education, endeavor to expand and enhance oral health education in Louisiana public schools.

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

**Introduction of  
Senate Concurrent Resolutions**

**SENATE CONCURRENT RESOLUTION NO. 85—**

BY SENATOR MURRAY

**A CONCURRENT RESOLUTION**

To urge and request the Louisiana State Law Institute to study the necessity of revising laws concerning civil final judgments.

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

**SENATE CONCURRENT RESOLUTION NO. 86—**

BY SENATOR CROWE

**A CONCURRENT RESOLUTION**

To commend Joshua R. Ashley and Ian Frichter on their participation in the Ford/AAA Automotive State Competition at Northshore Technical Community College.

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

**Message from the House**

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

May 13, 2013

To the Honorable President and Members of the Senate:

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

- |            |            |            |
|------------|------------|------------|
| HB NO. 368 | HB NO. 659 | HB NO. 255 |
| HB NO. 320 | HB NO. 58  | HB NO. 214 |
| HB NO. 250 | HB NO. 152 | HB NO. 191 |
| HB NO. 242 | HB NO. 278 |            |

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

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

**HOUSE BILL NO. 58—**

BY REPRESENTATIVE FOIL

**AN ACT**

To amend and reenact R.S. 11:2213(11)(f) and to enact R.S. 11:2213(11)(g), relative to the Municipal Police Employees' Retirement System; to provide relative to membership in the system; and to provide for related matters.

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

**HOUSE BILL NO. 152—**

BY REPRESENTATIVES HAZEL AND HONORE

**AN ACT**

To amend and reenact R.S. 15:574.4(B)(1) and to enact R.S. 15:574.4(E) and Code of Criminal Procedure Article 878.1, relative to juvenile parole eligibility; to provide for parole eligibility for juveniles sentenced to life imprisonment without the possibility of parole for certain homicide offenses; to provide for conditions; to provide for a special sentencing hearing for juvenile offenders convicted of certain homicide offenses; and to provide for related matters.

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

**HOUSE BILL NO. 191—**

BY REPRESENTATIVE STUART BISHOP

**AN ACT**

To amend and reenact R.S. 18:1308(A)(2)(j), relative to voting; to provide relative to the duties and authority of the secretary of state relative to absentee voting by certain persons; and to provide for related matters.

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

May 13, 2013

**HOUSE BILL NO. 214—**  
BY REPRESENTATIVE JEFFERSON  
AN ACT

To enact R.S. 17:406.8, relative to parental involvement in public schools; to authorize and encourage public school governing authorities to create partnerships for the purpose of increasing parental involvement in schools; to authorize public school governing authorities to identify and encourage participation in parenting classes and to provide recognition for participation in such classes; to authorize public school governing authorities and the state Department of Education to identify available funding sources to provide for such classes; and to provide for related matters.

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

**HOUSE BILL NO. 242—**  
BY REPRESENTATIVES CARTER AND SMITH  
AN ACT

To amend and reenact R.S. 17:4015(9), relative to adjustments by the state superintendent of education to the Student Scholarships for Educational Excellence Program accountability system; to authorize the state superintendent of education to make adjustments to certain targets and thresholds in the program accountability system; and to provide for related matters.

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

**HOUSE BILL NO. 250—**  
BY REPRESENTATIVE DANAHAY  
AN ACT

To enact R.S. 42:1170(A)(5), relative to mandatory ethics education and training; to exempt certain former public servants from such education and training; and to provide for related matters.

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

**HOUSE BILL NO. 255—**  
BY REPRESENTATIVE LEGER  
AN ACT

To amend and reenact R.S. 51:1783(10) and (12), relative to the Louisiana Enterprise Zone Act; to provide for definitions; and to provide for related matters.

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

**HOUSE BILL NO. 278—**  
BY REPRESENTATIVE HODGES  
AN ACT

To amend and reenact Children's Code Article 1569(A)(1) and to enact Children's Code Article 603(1)(d), (26), and (27), relative to child abuse; to add coerced abortion to the definition of abuse; to define abortion; to define coerced abortion; to authorize a court to issue a temporary restraining order prohibiting activities associated with a coerced abortion; and to provide for related matters.

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

**HOUSE BILL NO. 320—**  
BY REPRESENTATIVE LEGER  
AN ACT

To amend and reenact R.S. 27:247 and 270(A)(3)(a), relative to the casino support services contract; to provide for the funding of such contract; to establish the Casino Support Services Fund as a special treasury fund; to provide for uses of monies in the fund; to provide for an effective date; and to provide for related matters.

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

**HOUSE BILL NO. 368—**  
BY REPRESENTATIVE NORTON  
AN ACT

To amend and reenact R.S. 17:416.16(B) and (C) and 416.19(A) and to enact R.S. 17:416.16(D), relative to school safety; to provide relative to school crisis management and response plans, including their preparation, content, rehearsal, review, revision, and approval; to provide relative to the authority of public and nonpublic schools to provide for school resource officers; to require that such school resource officers be armed; to provide for rules and regulations; and to provide for related matters.

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

**HOUSE BILL NO. 659—**  
BY REPRESENTATIVES THOMPSON, BROADWATER, HENRY BURNS,  
CARMODY, CARTER, JEFFERSON, AND NANCY LANDRY  
AN ACT

To amend and reenact R.S. 17:17.1(A), 81(R)(1), 192.1(C), 235.1(B)(1), 263, 279(A), 416.13(B)(2)(introductory paragraph) and (b)(introductory paragraph) and (D)(introductory paragraph) and (3)(introductory paragraph) and (d)(iii), 416.18(A)(8), and 2112(A)(3), to enact R.S. 17:416.18(A)(10), and to repeal R.S. 17:177 and 266, relative to certain requirements for school employees, school governing authorities, and schools; to provide relative to reporting requirements with respect to required physical activity in schools, the denial of meals to students, and student examinations with respect to sight, hearing, and dyslexia; to provide relative to instruction pertaining to the state's safe haven relinquishments law, adoption awareness, and parenthood education; to provide with respect to parent orientation; to provide relative to school employee training, parental notification, and interviewing students with respect to bullying; to provide relative to the teacher bill of rights; to repeal provisions pertaining to the Legislative Academic Achievement Award and instruction relative to kindness to dumb animals; and to provide for related matters.

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

**Reports of Committees**

The following reports of committees were received and read:

**REPORT OF COMMITTEE ON  
FINANCE**

Senator Jack Donahue, Chairman on behalf of the Committee on Finance, submitted the following report:

May 13, 2013

To the President and Members of the Senate:

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

**SENATE BILL NO. 63—**  
BY SENATOR MILLS  
AN ACT

To amend and reenact R.S. 47:1907(A)(1) and to enact R.S. 47:1907(K), relative to assessors; to authorize assessors to increase their compensation up to four percent for four calendar years; to provide for an effective date; and to provide for related matters.

Reported favorably.

**SENATE BILL NO. 88—**

BY SENATORS BROOME, ADLEY, DORSEY-COLOMB, GUILLORY,  
KOSTELKA, MILLS, PERRY AND WHITE  
AN ACT

To enact R.S. 15:539.1(E), 539.2, and 539.3, R.S. 40:2406.1, Chapter 28-B of Title 46 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 46:2161 through 2163, Chapter 20 of Title VI of the Louisiana Children's Code, comprised of Articles 725 to 725.3, Louisiana Children's Code Arts. 728(6), 730(12), 804(9), and 839(D) and Code of Criminal Procedure Art. 930.10, relative to human trafficking; to provide for certain presumptions concerning children that are victims of child sex trafficking; to provide for restitution to victims; to establish and provide for a special fund in the state treasury; to provide for law enforcement human trafficking training; to provide for human trafficking victims service plans; to provide a civil cause of action for victims of human trafficking; to provide a safe harbor program for sexually exploited children; to provide for a statewide protocol; to provide alternate procedures to delinquency proceedings to children involved in the violation of certain sex offenses; to provide procedures by which certain convictions for prostitution related to victims of human trafficking may be set aside and expunged; to provide relative to services and remedies available to victims of human trafficking under certain circumstances; and to provide for related matters.

Reported with amendments.

Respectfully submitted,  
JACK DONAHUE  
Chairman

**Rules Suspended**

Senator Brown asked for and obtained a suspension of the rules to recommit a resolution.

**SENATE RESOLUTION NO. 92—**

BY SENATOR BROWN

A RESOLUTION

To authorize and direct the secretary of the Department of Economic Development and the executive director of the Louisiana Workforce Commission to provide contractual and employment information relative to businesses and employers pursuant to the Gulf Opportunity Zone and Quality Jobs Programs for the past three years.

Senator Brown moved to recommit the resolution from the Committee on Labor and Industrial Relations to the Committee on Local and Municipal Affairs.

Without objection, so ordered.

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

**ENROLLMENTS**

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

May 13, 2013

To the President and Members of the Senate:

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

The following Senate Resolutions have been properly enrolled:

**SENATE RESOLUTION NO. 5—**

BY SENATOR BROOME

A RESOLUTION

To authorize and direct the Department of Education to study and evaluate the implementation of state law regarding required physical activity in public schools and its effectiveness in combating obesity and to submit a written report to the Senate Select Committee on Women and Children.

**SENATE RESOLUTION NO. 55—**

BY SENATOR BROOME

A RESOLUTION

To designate May 15, 2013, as "Warrick Dunn Charities Day at the Capitol".

**SENATE RESOLUTION NO. 56—**

BY SENATORS WALSWORTH AND THOMPSON

A RESOLUTION

To commend KNOE television, a CBS affiliate station in Monroe, Louisiana, for sixty years of providing local, state, national, and international news.

**SENATE RESOLUTION NO. 57—**

BY SENATOR JOHNS

A RESOLUTION

To commend Helen Lefevre for her commitment and contribution to women's basketball and upon being named the 2012-2013 Class 5A Coach of the Year.

**SENATE RESOLUTION NO. 58—**

BY SENATOR NEVERS

A RESOLUTION

To commend and congratulate the city of Bogalusa, its city officials, and event organizers of the Bogalusa Blues and Heritage Festival upon its selection as "Best New Event of the Year" for 2012 by the Louisiana Association of Fairs and Festivals.

**SENATE RESOLUTION NO. 64—**

BY SENATOR WHITE

A RESOLUTION

To express the sincere condolences of the Senate of the Legislature of Louisiana upon the death of Frank M. Jordan.

**SENATE RESOLUTION NO. 65—**

BY SENATOR HEITMEIER

A RESOLUTION

To commend and congratulate Dr. Ronald J. Ambrosetti upon his investiture as the seventeenth president of Our Lady of Holy Cross College in New Orleans on April 12, 2013.

**SENATE RESOLUTION NO. 68—**

BY SENATOR LONG

A RESOLUTION

To commend Patrick Sean Payton upon his return as the New Orleans Saints head coach.

**SENATE RESOLUTION NO. 40—**

BY SENATOR ALLAIN

A RESOLUTION

To urge and request the Louisiana State Law Institute to study the feasibility of authorizing tax lien sales as a replacement or alternative to tax sale certificates.

**SENATE RESOLUTION NO. 77—**

BY SENATOR RISER

A RESOLUTION

To designate May 2013 as "Breast Cancer Awareness Month".

**SENATE RESOLUTION NO. 78—**

BY SENATOR LAFLEUR

A RESOLUTION

To commend Hélène Durand, Vice President of the Association France-Louisiane Franco-Americaine, on being a good will ambassador of the state of Louisiana.

**SENATE RESOLUTION NO. 80—**

BY SENATOR GUILLORY

A RESOLUTION

To express the sincere condolences of the Senate of the Legislature of Louisiana upon the death of Hadley J. Castille.

**SENATE RESOLUTION NO. 81—**

BY SENATOR GUILLORY

A RESOLUTION

To express the sincere condolences of the Senate of the Legislature of Louisiana upon the death of Lawrence Zachaire Sr.

**SENATE RESOLUTION NO. 82—**

BY SENATOR AMEDEE

A RESOLUTION

To recognize and commend the accomplishments of the staff of the Louisiana Workforce Commission Employment Security Board of Review.

**SENATE RESOLUTION NO. 83—**

BY SENATORS ADLEY, ALARIO, ALLAIN, AMEDEE, APPEL, BROOME, BROWN, BUFFINGTON, CHABERT, CLAITOR, CORTEZ, CROWE, DONAHUE, DORSEY-COLOMB, ERDEY, GALLOT, GUILLORY, HEITMEIER, JOHNS, KOSTELKA, LAFLEUR, LONG, MARTINY, MILLS, MORRELL, MORRISH, MURRAY, NEVERS, PEACOCK, PERRY, PETERSON, RISER, GARY SMITH, JOHN SMITH, TARVER, THOMPSON, WALSWORTH, WARD AND WHITE

A RESOLUTION

To commend the members of the armed forces of the United States and to recognize their tremendous service and the great sacrifices they make on behalf of their homeland.

**SENATE RESOLUTION NO. 85—**

BY SENATOR MORRISH

A RESOLUTION

To recognize Tuesday May 7, 2013, as Dental Hygiene Day, to commend the Louisiana Dental Hygienists' Association, and to celebrate one hundred years of the dental hygienists' profession.

**SENATE RESOLUTION NO. 86—**

BY SENATOR HEITMEIER

A RESOLUTION

To recognize Tuesday, May 7, 2013, as March of Dimes Day at the Louisiana State Capitol.

**SENATE RESOLUTION NO. 87—**

BY SENATOR JOHNS

A RESOLUTION

To designate May 7, 2013, as "Louisiana Chemical Industry Day".

**SENATE RESOLUTION NO. 47—**

BY SENATOR CLAITOR

A RESOLUTION

To commend the Episcopal High School Knights boys' soccer team upon their Division III state championship win.

**SENATE RESOLUTION NO. 48—**

BY SENATOR MURRAY

A RESOLUTION

To commend and congratulate Dr. Walter M. Kimbrough on becoming the seventh president of Dillard University.

**SENATE RESOLUTION NO. 49—**

BY SENATOR RISER

A RESOLUTION

To commend the Jeffery Modell Diagnostic Center for Primary Immunodeficiencies and the Louisiana Primary Immunodeficiency Network for their efforts to improve the recognition, diagnosis, treatment and quality of lives of people with primary immunodeficiency diseases.

**SENATE RESOLUTION NO. 50—**

BY SENATOR GALLOT

A RESOLUTION

To commend and honor Pastor Elbert Demery Jr. for his commitment to his faith and community which is so clearly evident in his nineteen years of service at the Evergreen Baptist Church in St. Maurice.

**SENATE RESOLUTION NO. 51—**

BY SENATOR MILLS

A RESOLUTION

To designate April 25, 2013, as "School-Based Health Center Awareness Day".

**SENATE RESOLUTION NO. 52—**

BY SENATOR GALLOT

A RESOLUTION

To express the sincere condolences of the Senate of the Legislature of Louisiana upon the death of Minnie Thomas Bailey and to celebrate a life well lived in service to her community, state, and nation.

**SENATE RESOLUTION NO. 54—**

BY SENATORS BROOME AND DORSEY-COLOMB

A RESOLUTION

To express the sincere condolences of the Senate of the Legislature of Louisiana upon the death of Zelma Delores Warner Hall.

**SENATE RESOLUTION NO. 60—**

BY SENATORS ADLEY, ALARIO, ALLAIN, AMEDEE, APPEL, BROOME, BROWN, BUFFINGTON, CHABERT, CLAITOR, CORTEZ, CROWE, DONAHUE, DORSEY-COLOMB, ERDEY, GALLOT, GUILLORY, HEITMEIER, JOHNS, KOSTELKA, LAFLEUR, LONG, MARTINY, MILLS, MORRELL, MORRISH, MURRAY, NEVERS, PEACOCK, PERRY, PETERSON, RISER, GARY SMITH, JOHN SMITH, TARVER, THOMPSON, WALSWORTH, WARD AND WHITE

A RESOLUTION

To express the sincere condolences of the Senate of the Legislature of Louisiana upon the death of United States Naval Aircrewman First Class Joseph Patrick Fitzmorris in a helicopter crash in Oman during a Naval recovery operation.

**SENATE RESOLUTION NO. 61—**

BY SENATORS ADLEY, ALARIO, ALLAIN, AMEDEE, APPEL, BROOME, BROWN, BUFFINGTON, CHABERT, CLAITOR, CORTEZ, CROWE, DONAHUE, DORSEY-COLOMB, ERDEY, GALLOT, GUILLORY, HEITMEIER, JOHNS, KOSTELKA, LAFLEUR, LONG, MARTINY, MILLS, MORRELL, MORRISH, MURRAY, NEVERS, PEACOCK, PERRY, PETERSON, RISER, GARY SMITH, JOHN SMITH, TARVER, THOMPSON, WALSWORTH, WARD AND WHITE

A RESOLUTION

To express the sincere condolences of the Senate of the Legislature of Louisiana to the family of United States Marine Corps Sergeant Michael Guillory upon his death in Operation Enduring Freedom.

**SENATE RESOLUTION NO. 62—**

BY SENATORS ADLEY, ALARIO, ALLAIN, AMEDEE, APPEL, BROOME, BROWN, BUFFINGTON, CHABERT, CLAITOR, CORTEZ, CROWE, DONAHUE, DORSEY-COLOMB, ERDEY, GALLOT, GUILLORY, HEITMEIER, JOHNS, KOSTELKA, LAFLEUR, LONG, MARTINY, MILLS, MORRELL, MORRISH, MURRAY, NEVERS, PEACOCK, PERRY, PETERSON, RISER, GARY SMITH, JOHN SMITH, TARVER, THOMPSON, WALSWORTH, WARD AND WHITE

A RESOLUTION

To express the sincere condolences of the Senate of the Legislature of Louisiana upon the death of United States Army Chief Warrant Officer Bryan J. Henderson while serving in Operation Enduring Freedom.

**SENATE RESOLUTION NO. 63—**

BY SENATORS ADLEY, ALARIO, ALLAIN, AMEDEE, APPEL, BROOME, BROWN, BUFFINGTON, CHABERT, CLAITOR, CORTEZ, CROWE, DONAHUE, DORSEY-COLOMB, ERDEY, GALLOT, GUILLORY, HEITMEIER, JOHNS, KOSTELKA, LAFLEUR, LONG, MARTINY, MILLS, MORRELL, MORRISH, MURRAY, NEVERS, PEACOCK, PERRY, PETERSON, RISER, GARY SMITH, JOHN SMITH, TARVER, THOMPSON, WALSWORTH, WARD AND WHITE

A RESOLUTION

To express the sincere condolences of the Senate of the Legislature of Louisiana to the family of United States Army Specialist Michael Delrie upon his death while on active duty.



**SENATE RESOLUTION NO. 70—**

BY SENATORS ADLEY, ALARIO, ALLAIN, AMEDEE, APPEL, BROOME, BROWN, BUFFINGTON, CHABERT, CLAITOR, CORTEZ, CROWE, DONAHUE, DORSEY-COLOMB, ERDEY, GALLOT, GUILLORY, HEITMEIER, JOHNS, KOSTELKA, LAFLEUR, LONG, MARTINY, MILLS, MORRELL, MORRISH, MURRAY, NEVERS, PEACOCK, PERRY, PETERSON, RISER, GARY SMITH, JOHN SMITH, TARVER, THOMPSON, WALSWORTH, WARD AND WHITE

**A RESOLUTION**

To express the sincere condolences of the Senate of the Legislature of Louisiana to the family of United States Marine Corps Lance Corporal Esrom "Izzy" Joseph upon his death while serving in his country's armed forces.

**SENATE RESOLUTION NO. 71—**

BY SENATORS ADLEY, ALARIO, ALLAIN, AMEDEE, APPEL, BROOME, BROWN, BUFFINGTON, CHABERT, CLAITOR, CORTEZ, CROWE, DONAHUE, DORSEY-COLOMB, ERDEY, GALLOT, GUILLORY, HEITMEIER, JOHNS, KOSTELKA, LAFLEUR, LONG, MARTINY, MILLS, MORRELL, MORRISH, MURRAY, NEVERS, PEACOCK, PERRY, PETERSON, RISER, GARY SMITH, JOHN SMITH, TARVER, THOMPSON, WALSWORTH, WARD AND WHITE

**A RESOLUTION**

To express the sincere condolences of the Senate of the Legislature of Louisiana to the family of Louisiana Army National Guard Sergeant Kevin Weiner upon his death while in the service of his country.

**SENATE RESOLUTION NO. 72—**

BY SENATORS ADLEY, ALARIO, ALLAIN, AMEDEE, APPEL, BROOME, BROWN, BUFFINGTON, CHABERT, CLAITOR, CORTEZ, CROWE, DONAHUE, DORSEY-COLOMB, ERDEY, GALLOT, GUILLORY, HEITMEIER, JOHNS, KOSTELKA, LAFLEUR, LONG, MARTINY, MILLS, MORRELL, MORRISH, MURRAY, NEVERS, PEACOCK, PERRY, PETERSON, RISER, GARY SMITH, JOHN SMITH, TARVER, THOMPSON, WALSWORTH, WARD AND WHITE

**A RESOLUTION**

To express the sincere condolences of the Senate of the Legislature of Louisiana to the family of United States Air Force Technical Sergeant Larry Bunn upon his death in support of Operation Enduring Freedom.

**SENATE RESOLUTION NO. 73—**

BY SENATORS ADLEY, ALARIO, ALLAIN, AMEDEE, APPEL, BROOME, BROWN, BUFFINGTON, CHABERT, CLAITOR, CORTEZ, CROWE, DONAHUE, DORSEY-COLOMB, ERDEY, GALLOT, GUILLORY, HEITMEIER, JOHNS, KOSTELKA, LAFLEUR, LONG, MARTINY, MILLS, MORRELL, MORRISH, MURRAY, NEVERS, PEACOCK, PERRY, PETERSON, RISER, GARY SMITH, JOHN SMITH, TARVER, THOMPSON, WALSWORTH, WARD AND WHITE

**A RESOLUTION**

To express the sincere condolences of the Senate of the Legislature of Louisiana to the family of Louisiana Army National Guard Sergeant Michael Norbert Perry Jr. upon his death while in the service of his country.

**SENATE RESOLUTION NO. 74—**

BY SENATORS ADLEY, ALARIO, ALLAIN, AMEDEE, APPEL, BROOME, BROWN, BUFFINGTON, CHABERT, CLAITOR, CORTEZ, CROWE, DONAHUE, DORSEY-COLOMB, ERDEY, GALLOT, GUILLORY, HEITMEIER, JOHNS, KOSTELKA, LAFLEUR, LONG, MARTINY, MILLS, MORRELL, MORRISH, MURRAY, NEVERS, PEACOCK, PERRY, PETERSON, RISER, GARY SMITH, JOHN SMITH, TARVER, THOMPSON, WALSWORTH, WARD AND WHITE

**A RESOLUTION**

To express the sincere condolences of the Senate of the Legislature of Louisiana to the family of United States Army Lieutenant Colonel Don C. Faith Jr. upon the repatriation of his remains from an unmarked grave in enemy territory, his long journey home and his burial with full military honors befitting a recipient of the Medal of Honor in Arlington National Cemetery on April 17, 2013.

**SENATE RESOLUTION NO. 79—**

BY SENATORS ADLEY, ALARIO, ALLAIN, AMEDEE, APPEL, BROOME, BROWN, BUFFINGTON, CHABERT, CLAITOR, CORTEZ, CROWE, DONAHUE, DORSEY-COLOMB, ERDEY, GALLOT, GUILLORY, HEITMEIER, JOHNS, KOSTELKA, LAFLEUR, LONG, MARTINY, MILLS, MORRELL, MORRISH, MURRAY, NEVERS, PEACOCK, PERRY, PETERSON, RISER, GARY SMITH, JOHN SMITH, TARVER, THOMPSON, WALSWORTH, WARD AND WHITE

**A RESOLUTION**

To commend the Blue Star Mothers and the Gold Star Mothers of Louisiana for their efforts in support and honor of armed forces

families everywhere and especially those families that have lost loved ones to conflicts around the world.

**SENATE RESOLUTION NO. 84—**

BY SENATOR ALLAIN

**A RESOLUTION**

To urge and request the Louisiana State Law Institute, in consultation with the director of the Louisiana Mineral Law Institute, to study the feasibility and constitutionality of utilizing alternative dispute resolutions as a means of resolving "legacy" disputes and report its recommendations to the Senate on or before February 24, 2014.

**SENATE RESOLUTION NO. 67—**

BY SENATOR CLAITOR

**A RESOLUTION**

To commend Diane Vickers for her selection by the Louisiana Association of Educators to receive its 2013 Teacher Image Award.

**SENATE RESOLUTION NO. 69—**

BY SENATOR CLAITOR

**A RESOLUTION**

To commend Windom Joseph Burton for his brave service to his country during World War II and for his contributions to and leadership of his hometown community after his return to civilian life.

**SENATE RESOLUTION NO. 75—**

BY SENATOR GALLOT

**A RESOLUTION**

To commend and congratulate Reverend Frank J. Jackson, new pastor of St. Matthew Baptist Church in Boyce, Louisiana.

**SENATE RESOLUTION NO. 76—**

BY SENATOR GALLOT

**A RESOLUTION**

To commend and congratulate Mrs. Doris Mott Robinson upon the occasion of her ninety-fourth birthday.

Respectfully submitted,  
"JODY" AMEDEE  
Chairman

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

**Message to the Secretary of State**

**SIGNED**

**SENATE CONCURRENT RESOLUTIONS**

May 13, 2013

To the Honorable Secretary of State:

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

**SENATE CONCURRENT RESOLUTION NO. 24—**

BY SENATORS GUILLORY AND CORTEZ

**A CONCURRENT RESOLUTION**

To commend and congratulate Devan Clark on being the Louisiana Sports Writers Association Boys Basketball Class 4A Coach of the Year.

**SENATE CONCURRENT RESOLUTION NO. 36—**

BY SENATOR MORRISH AND REPRESENTATIVE GUINN

**A CONCURRENT RESOLUTION**

To commend Earl Garber of Basile, Louisiana, on his election as president of the National Association of Conservation Districts (NACD).

SENATE CONCURRENT RESOLUTION NO. 37—
BY SENATOR DORSEY-COLOMB AND REPRESENTATIVE HONORE
A CONCURRENT RESOLUTION
Commends the Southern University Men's basketball team for winning the Southwest Athletic Conference Tournament.

SENATE CONCURRENT RESOLUTION NO. 38—
BY SENATOR BROWN AND REPRESENTATIVE PRICE
A CONCURRENT RESOLUTION
To commend Robert Lee Jackson Sr. for his many years of dedication and service to his community and his country.

SENATE CONCURRENT RESOLUTION NO. 40—
BY SENATORS GALLOT, KOSTELKA, LONG AND RISER AND REPRESENTATIVES DIXON AND HARRIS
A CONCURRENT RESOLUTION
To commend the inaugural Little Walter Music Festival to be held in Alexandria on May 4, 2013, and to acknowledge and recognize the musical talents and enduring legacy of Little Walter.

SENATE CONCURRENT RESOLUTION NO. 44—
BY SENATOR JOHNS
A CONCURRENT RESOLUTION
To commend Alcoa upon the celebration of its one hundred twenty-fifth anniversary and to designate May 14, 2013, as "Alcoa Day at the Legislature".

SENATE CONCURRENT RESOLUTION NO. 46—
BY SENATORS ALARIO, ADLEY, ALLAIN, AMEDEE, APPEL, BROOME, BROWN, BUFFINGTON, CHABERT, CLAITOR, CORTEZ, CROWE, DONAHUE, DORSEY-COLOMB, ERDEY, GALLOT, GUILLORY, HEITMEIER, JOHNS, KOSTELKA, LAFLEUR, LONG, MARTINY, MILLS, MORRELL, MORRISH, MURRAY, NEVERS, PEACOCK, PERRY, PETERSON, RISER, GARY SMITH, JOHN SMITH, TARVER, THOMPSON, WALSWORTH, WARD AND WHITE
A CONCURRENT RESOLUTION
To express the sincere and heartfelt condolences of the Legislature of Louisiana upon the passing of Sarah Whalen, former lobbyist and public servant.

SENATE CONCURRENT RESOLUTION NO. 47—
BY SENATOR GALLOT AND REPRESENTATIVES COX, JEFFERSON AND PATRICK WILLIAMS
A CONCURRENT RESOLUTION
To commend Charles M. Blow, Grambling State University graduate and columnist for The New York Times.

SENATE CONCURRENT RESOLUTION NO. 50—
BY SENATOR CROWE
A CONCURRENT RESOLUTION
To commend and congratulate Cindy Baylor, Pamela Penton, and Shannon Landry upon selection as School Support Employees of the Year for their exemplary service to the students and faculty of the St. Tammany Parish School System for 2012-2013.

Respectfully submitted,
GLENN A. KOEPP
Secretary of the Senate

Message from the House

SIGNED HOUSE CONCURRENT RESOLUTIONS

May 13, 2013

To the Honorable President and Members of the Senate:

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

HOUSE CONCURRENT RESOLUTION NO. 94—
BY REPRESENTATIVE DIXON
A CONCURRENT RESOLUTION
To commend Reverend Frank J. Jackson on being named the pastor of St. Matthew Baptist Church and for his many years of dedicated service.

HOUSE CONCURRENT RESOLUTION NO. 98—
BY REPRESENTATIVE CROMER
A CONCURRENT RESOLUTION
To recognize May 8, 2013, as National Aeronautics Space Administration (NASA) Day and to commend NASA for its scientific and technological contributions to the state of Louisiana and the United States of America.

HOUSE CONCURRENT RESOLUTION NO. 99—
BY REPRESENTATIVE ABRAMSON AND SENATORS ALLAIN, APPEL, CLAITOR, GALLOT, GUILLORY, LAFLEUR, MARTINY, MILLS, MORRELL, MURRAY, NEVERS, PERRY, PETERSON, RISER, GARY SMITH, TARVER, THOMPSON, WALSWORTH, AND WHITE
A CONCURRENT RESOLUTION
To commend the Metairie Park Country Day Cajuns upon winning the 2013 Class 1A state basketball championship.

HOUSE CONCURRENT RESOLUTION NO. 100—
BY REPRESENTATIVES ST. GERMAIN, BARROW, CHAMPAGNE, HILL, HODGES, KATRINA JACKSON, NANCY LANDRY, MORENO, NORTON, SMITH, STOKES, THIERRY, AND WHITNEY AND SENATORS BROOME, BUFFINGTON, DORSEY-COLOMB, AND PETERSON
A CONCURRENT RESOLUTION
To commend Hayley Powers Hilton of Alexandria upon her receipt of a 2013 Women of Excellence Award from the Louisiana Legislative Women's Caucus Foundation for her achievements in the field of College Woman of Excellence and upon being a recipient of a Louisiana Legislative Women's Caucus Foundation Scholarship.

HOUSE CONCURRENT RESOLUTION NO. 101—
BY REPRESENTATIVES ST. GERMAIN, BARROW, CHAMPAGNE, HILL, HODGES, KATRINA JACKSON, NANCY LANDRY, MORENO, NORTON, SMITH, STOKES, THIERRY, AND WHITNEY AND SENATORS BROOME, BUFFINGTON, DORSEY-COLOMB, GUILLORY, AND PETERSON
A CONCURRENT RESOLUTION
To commend Cecile Charleville Guin, Ph.D., of Baton Rouge, upon her receipt of a 2013 Women of Excellence Award from the Louisiana Legislative Women's Caucus Foundation for her achievements in the field of Education and Research.

HOUSE CONCURRENT RESOLUTION NO. 102—
BY REPRESENTATIVES ST. GERMAIN, BARROW, CHAMPAGNE, HILL, HODGES, KATRINA JACKSON, NANCY LANDRY, MORENO, NORTON, SMITH, STOKES, THIERRY, AND WHITNEY AND SENATORS BROOME, BUFFINGTON, DORSEY-COLOMB, GUILLORY, PEACOCK, AND PETERSON
A CONCURRENT RESOLUTION
To commend Madeline Marie Wagnon of Shreveport upon her receipt of a 2013 Women of Excellence Award from the Louisiana Legislative Women's Caucus Foundation for her achievements in the field of High School Woman of Excellence and upon being a recipient of a Louisiana Legislative Women's Caucus Foundation Scholarship.

HOUSE CONCURRENT RESOLUTION NO. 103—
BY REPRESENTATIVES ST. GERMAIN, BARROW, CHAMPAGNE, HILL, HODGES, KATRINA JACKSON, NANCY LANDRY, MORENO, NORTON, SMITH, STOKES, THIERRY, AND WHITNEY AND SENATORS BROOME, BUFFINGTON, DORSEY-COLOMB, GUILLORY, AND PETERSON
A CONCURRENT RESOLUTION
To commend Chief Justice Bernette Joshua Johnson of New Orleans upon her receipt of a 2013 Women of Excellence Award from the Louisiana Legislative Women's Caucus Foundation for her achievements in the field of Louisiana Hero of Excellence.

HOUSE CONCURRENT RESOLUTION NO. 104—
BY REPRESENTATIVES ST. GERMAIN, BARROW, CHAMPAGNE, HILL, HODGES, KATRINA JACKSON, NANCY LANDRY, MORENO, NORTON, SMITH, STOKES, THIERRY, AND WHITNEY AND SENATORS BROOME, BUFFINGTON, DORSEY-COLOMB, GUILLORY, AND PETERSON
A CONCURRENT RESOLUTION
To commend the Blue Star Mothers of Louisiana, Chapter 1 upon receipt of a 2013 Women of Excellence Award from the Louisiana Legislative Women's Caucus Foundation for achievements in the field of Military.

HOUSE CONCURRENT RESOLUTION NO. 105—  
BY REPRESENTATIVES ST. GERMAIN, BARROW, CHAMPAGNE, HILL,  
HODGES, KATRINA JACKSON, NANCY LANDRY, MORENO, NORTON,  
SMITH, STOKES, THIERRY, AND WHITNEY AND SENATORS BROOME,  
BUFFINGTON, DORSEY-COLOMB, GUILLORY, AND PETERSON

A CONCURRENT RESOLUTION

To commend Sevetri Wilson, a Baton Rouge business woman and resident of New Orleans, upon her receipt of a 2013 Women of Excellence Award from the Louisiana Legislative Women's Caucus Foundation for her achievements in the field of Business.

HOUSE CONCURRENT RESOLUTION NO. 106—

BY REPRESENTATIVE ARMES AND SENATOR GUILLORY

A CONCURRENT RESOLUTION

To designate the week of September 23 through 29, 2013, as Louisiana Craft Brewer Week in recognition of the many contributions by Louisiana craft brewers to the state.

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

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

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

ATTENDANCE ROLL CALL

PRESENT

Mr. President	Dorsey-Colomb	Murray
Adley	Erdey	Nevers
Allain	Gallot	Peacock
Amedee	Guillory	Perry
Appel	Heitmeier	Peterson
Broome	Johns	Riser
Brown	Kostelka	Smith, G.
Buffington	LaFleur	Tarver
Chabert	Long	Thompson
Claitor	Martiny	Walsworth
Cortez	Mills	Ward
Crowe	Morrell	White
Donahue	Morrish	
Total - 38		

ABSENT

Smith, J.  
Total - 1

Leaves of Absence

The following leaves of absence were asked for and granted:

John Smith 1 Day

Announcements

The following committee meetings for May 14, 2013, were announced:

Agriculture	9:30 A.M.	Room C
Environmental Qual.	10:00 A.M.	Room A
Judiciary A	9:30 A.M.	Hainkel Room
Judiciary B	10:00 A.M.	Room E
Judiciary C	10:00 A.M.	Room F

Adjournment

On motion of Senator Thompson, at 6:15 o'clock P.M. the Senate adjourned until Tuesday, May 14, 2013, at 1:30 o'clock P.M.

The President of the Senate declared the Senate adjourned until 1:30 o'clock P.M. on Tuesday, May 14, 2013.

GLENN A. KOEPP  
Secretary of the Senate

DIANE O' QUIN  
Journal Clerk

