

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

TWENTY-SEVENTH DAY'S PROCEEDINGS

**Fortieth Regular Session of the Legislature
Under the Adoption of the
Constitution of 1974**

Senate Chamber
State Capitol
Baton Rouge, Louisiana

Thursday, May 1, 2014

The Senate was called to order at 9:15 o'clock A.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	Donahue	Peacock
Allain	Gallot	Perry
Amedee	Guillory	Riser
Appel	Johns	Smith, G.
Broome	Kostelka	Smith, J.
Brown	LaFleur	Tarver
Buffington	Long	Walsworth
Chabert	Mills	Ward
Claitor	Murray	White
Crowe	Nevers	
Total - 29		

ABSENT

Adley	Heitmeier	Peterson
Cortez	Martiny	Thompson
Dorsey-Colomb	Morrell	
Erdey	Morrish	
Total - 10		

The President of the Senate announced there were 29 Senators present and a quorum.

Prayer

The prayer was offered by Pastor Ernest Jackson, 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 Martiny, the reading of the Journal was dispensed with and the Journal of April 30, 2014, was adopted.

Message from the House

**PASSED SENATE BILLS AND
JOINT RESOLUTIONS**

April 30, 2014

To the Honorable President and Members of the Senate:

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

SENATE BILL NO. 82—

BY SENATOR THOMPSON AND REPRESENTATIVE ANDERS
AN ACT

To enact R.S. 49:191(7)(a) and to repeal R.S. 49:191(5)(c), relative to the Department of Agriculture and Forestry, including provisions to provide for the re-creation of the Department of Agriculture and Forestry and the statutory entities made a part of the department by law; to provide for the effective termination date for all statutory authority for the existence of such statutory entities; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 58—

BY SENATOR ALARIO
AN ACT

To amend and reenact the heading of Subpart AA of Part I of Chapter 1 of Subtitle II of Title 47 of the Louisiana Revised Statutes of 1950 and R.S. 47:120.91, relative to state individual income tax return checkoffs for certain donations; to change the Louisiana Chapter of the National Multiple Sclerosis Society to the National Multiple Sclerosis Society; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 178—

BY SENATORS MORRISH, BROWN, JOHNS, LONG, PETERSON AND
GARY SMITH
AN ACT

To enact Subpart J-1 of Part I of Chapter 2 of Title 22 of the Louisiana Revised Statutes of 1950, to be comprised of R.S.22:318, relative to health care sharing ministries; to provide for the definition of a health care sharing ministry; to provide with respect to required disclaimers; to provide for the exemption from provisions of the state insurance laws; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 254—

BY SENATOR MORRISH
AN ACT

To amend and reenact R.S. 22:1542(20) and (21), 1547(A)(9), and 1551(C)(4), to enact R.S. 22:1542(22) and Part VIII-B of Chapter 5 of Title 22 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 22:1782.1 through 1782.3, and to repeal R.S. 22:992, relative to travel insurance; to provide with respect to definitions; to provide for the regulation of travel insurance producers; to provide with respect to the requirements for a travel retailer to offer travel insurance under a limited lines travel insurance producer business entity; and to provide for related matters.

Reported with amendments.

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

**Privilege Report of the
Legislative Bureau**

May 1, 2014

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. 9—

BY REPRESENTATIVE EDWARDS
AN ACT

To enact R.S. 22:1295.1, relative to motor vehicle liability insurance; to provide for liability for certain operators excluded from coverage; and to provide for related matters.

May 1, 2014

Reported without amendments.

HOUSE BILL NO. 11—
BY REPRESENTATIVES EDWARDS, ADAMS, ARNOLD, FOIL, GAROFALO, GREENE, HARRISON, JAMES, JEFFERSON, LEOPOLD, MACK, MILLER, MORENO, JAY MORRIS, AND SHADOIN
AN ACT

To enact R.S. 1:58.6, relative to state holidays; to establish "Purple Heart Recognition Day" as an annual state holiday; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 17—
BY REPRESENTATIVE LOPINTO
AN ACT

To amend and reenact R.S. 14:69.1(A), relative to illegal possession of stolen firearms; to amend the elements of the crime; to provide for an affirmative defense; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 42—
BY REPRESENTATIVE PEARSON
AN ACT

To amend and reenact R.S. 11:102(B)(3)(d)(vi), relative to the liabilities of the Louisiana School Employees' Retirement System; to establish accounts for the full or partial payment of such liabilities; to provide for credits to such accounts; to provide for application of funds from certain accounts toward such liabilities; to provide an effective date; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 72—
BY REPRESENTATIVES LOPINTO, ADAMS, ARMES, ARNOLD, HENRY BURNS, CARMODY, CHANEY, GREENE, HARRIS, HAVARD, HAZEL, HOLLIS, HOWARD, IVEY, LORUSSO, PYLANT, STOKES, THOMPSON, AND WHITNEY
AN ACT

To amend and reenact R.S. 14:95.5(C), relative to the possession of a firearm on the premises of an alcoholic beverage outlet; to exempt certain law enforcement officers from the prohibition; to exempt concealed permit holders from the prohibition as it relates to restaurants; to provide relative to the authority of sheriffs or chief law enforcement officers to establish policies in this regard; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 102—
BY REPRESENTATIVE FOIL
AN ACT

To amend and reenact Civil Code Article 356, relative to the title of proceedings; to provide for the title of proceedings for continuing tutorship; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 177—
BY REPRESENTATIVE CHAMPAGNE
AN ACT

To amend and reenact R.S. 39:1489, relative to professional, personal, consulting, and social services procurement; to require the director of contractual review to report certain information regarding contracts awarded without the necessity of public bidding or competitive negotiation; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 187—
BY REPRESENTATIVES LOPINTO, ADAMS, ARNOLD, BADON, BERTHELOT, WESLEY BISHOP, BROADWATER, BROSSETT, DOVE, GAROFALO, HUNTER, JAMES, KLECKLEY, MORENO, SCHEXNAYDER, TALBOT, AND WOODRUFF AND SENATOR GARY SMITH
AN ACT

To amend and reenact R.S. 14:286(D), R.S. 40:34(B)(1)(a)(viii), (h)(v), (i), and (j), and R.S. 44:4.1(B)(26), to enact Chapter 1-C of Code Title IV of Code Book III of Title 9 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 9:2718 through 2720.15, R.S. 14:286(E), and Part VII of Chapter 2 of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:93 through 97, and to repeal R.S. 9:2713, relative to surrogacy; to provide for amendments to birth certificates; to provide for definitions relative to surrogacy contracts; to provide for genetic surrogacy contracts; to provide for the enforceability of gestational surrogacy contracts; to provide for the parties to a gestational surrogacy contract; to provide for contractual requirements for a gestational surrogacy contract; to provide for a proceeding to approve a gestational surrogacy contract; to provide for the check of the criminal records of the parties to a gestational surrogacy contract; to provide for an order preceding embryo transfer relative to a gestational surrogacy contract; to provide for matters relative to multiple attempts at in utero embryo transfer; to provide for confidentiality of the proceedings relative to a gestational surrogacy contract; to provide for continuing and exclusive jurisdiction to the proceedings relative to a gestational surrogacy contract; to provide for the termination of a gestational surrogacy contract by notice; to provide for remedies for the failure to perform under a gestational surrogacy contract; to provide for the termination of a gestational surrogacy contract and for the effects of divorce, nullity, and death on a gestational surrogacy contract; to provide for the effect of a subsequent marriage of the gestational mother on a gestational surrogacy contract; to provide for a post-birth order; to provide for DNA testing when the child is alleged not to be the child of the intended parents; to provide for time limitations and finality; to prohibit certain acts relative to a gestational surrogacy contract occurring on or after the effective date; to provide for data collection; and to provide for related matters.

Reported with amendments.

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed House Bill No. 187 by Representative Lopinto

AMENDMENT NO. 1
On page 7, line 3, following "the" and before "of" change "Judicial Administrator's Office" to "judicial administrator's office"

AMENDMENT NO. 2
On page 7, line 12, following "the" and before "of" change "Judicial Administrator's Office" to "judicial administrator's office"

AMENDMENT NO. 3
On page 13, line 3, following "as" and before "in" change "defined" to "provided"

AMENDMENT NO. 4
On page 13, line 7, following "as" and before "in" change "defined" to "provided"

AMENDMENT NO. 5
On page 13, line 13, following "as" and before "in" change "defined" to "provided"

AMENDMENT NO. 6
On page 15, line 19, following "as" and before "by" change "defined" to "provided"

AMENDMENT NO. 7

On page 15, line 25, following "and" and before "mother" insert "gestational"

HOUSE BILL NO. 196—

BY REPRESENTATIVE SMITH
AN ACT

To amend and reenact R.S. 15:1111(I), relative to work release; to provide for the eligibility to participate in the Department of Public Safety and Corrections work release program; to extend the length of time certain offenders may participate in work release programs; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 210—

BY REPRESENTATIVE JEFFERSON
AN ACT

To amend and reenact R.S. 15:574.20, relative to medical parole; to amend certain eligibility requirements for medical parole; to amend certain definitions; to provide with respect to a risk assessment of an inmate prior to recommendation for medical parole; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 227—

BY REPRESENTATIVE HENRY
AN ACT

To amend and reenact R.S. 14:34.4(B), relative to battery of a school or recreation athletic contest official; to amend the penalties for the crime of battery of a school or recreation athletic contest official; to require participation by the offender in community service and a counseling program; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 278—

BY REPRESENTATIVES HAVARD AND THIBAUT
AN ACT

To enact R.S. 14:30(A)(12) and (B)(4), relative to first degree murder; to add "correctional facility employee" to the list of specific victims of the crime of first degree murder; to provide for a definition of "correctional facility employee"; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 280—

BY REPRESENTATIVE IVEY
AN ACT

To enact R.S. 40:1379.3(W), relative to concealed handgun permits; to provide for reduced fees for active duty members, reserve members, and veterans of the armed forces of the United States; to provide for definitions; and to provide for related matters.

Reported with amendments.

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Engrossed House Bill No. 280 by Representative Ivey

AMENDMENT NO. 1

On page 1, line 19, following "the" and before the "," change "commissioned corps of the Public Health Service" to "U.S. Public Health Service Commissioned Corps"

HOUSE BILL NO. 325—

BY REPRESENTATIVES LOPINTO AND STOKES AND SENATOR GUILLORY
AN ACT

To amend and reenact R.S. 14:19(A) and 20(A)(4)(a) and (B)(introductory paragraph), relative to the justifiable use of force or violence; to provide that the use of force or violence is

justified in certain circumstances; to provide that the justification applies when the conflict began; to provide for technical changes; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 398—

BY REPRESENTATIVE STOKES
AN ACT

To authorize and provide for the leasing of certain state property in Jefferson Parish; to provide for the property description; to provide for reservation of mineral rights; to provide terms and conditions; to provide for letting a contract by a request for proposals by the city of Kenner; to provide an effective date; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 417—

BY REPRESENTATIVE LOPINTO
AN ACT

To amend and reenact R.S. 14:202.1, relative to offenses against property; to provide for the crime of residential contractor fraud; to provide for criminal penalties; to provide for restitution; to delete provisions relating to home improvement fraud; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 478—

BY REPRESENTATIVE MILLER
AN ACT

To amend and reenact R.S. 19:147, 150, 151, and 159, relative to expropriation; to provide relative to certain expropriation procedures; to provide for final judgments for purposes of immediate appeal; to provide for the delay within which to request a jury trial; to provide relative to appeals; and to provide for related matters.

Reported with amendments.

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed House Bill No. 478 by Representative Miller

AMENDMENT NO. 1

On page 3, line 17, following "period" and before "which" insert "during"

HOUSE BILL NO. 514—

BY REPRESENTATIVE HENRY
AN ACT

To enact R.S. 40:962.1.2, relative to nonprescription products containing dextromethorphan; to prohibit the selling, purchasing, or attempting to purchase products containing dextromethorphan by minors; to provide for criminal penalties; to provide for preemption of local ordinances regulating the same matters; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 530—

BY REPRESENTATIVE PYLANT
AN ACT

To amend and reenact R.S. 14:89(A) and (B) and 89.1 and to repeal R.S. 14:78 and 78.1, relative to offenses affecting sexual immorality; to repeal the crimes of incest and aggravated incest; to amend the offense of crime against nature to include the elements and penalties of the crime of incest; to amend the offense of aggravated crime against nature to include the elements and penalties of the crime of aggravated incest; to direct the Louisiana State Law Institute to amend all references in law accordingly; and to provide for related matters.

Reported without amendments.

May 1, 2014

HOUSE BILL NO. 534—

BY REPRESENTATIVE SHADOIN
AN ACT

To repeal R.S. 13:1218, relative to judicial bonds; to remove requirements for clerks to record all judicial bonds; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 535—

BY REPRESENTATIVE SHADOIN
AN ACT

To amend and reenact R.S. 13:4688(B), relative to processing fees for clerks of court; to remove requirements relative to when certain processing fees are to be paid in a suit; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 578—

BY REPRESENTATIVE COX
AN ACT

To enact R.S. 26:600, relative to alcoholic beverage sales; to authorize the governing authority of the city of Mansfield to hold an election to allow certain restaurants to sell alcohol; to provide for definitions; to provide for the election and ballot language; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 599—

BY REPRESENTATIVE ABRAMSON
AN ACT

To amend and reenact Code of Civil Procedure Article 966(F)(2) and (3), relative to motions for summary judgment; to provide for documentary evidence to be filed in electronic format; to provide for time limits within which to serve certain memoranda and motions; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 607—

BY REPRESENTATIVE ABRAMSON
AN ACT

To amend and reenact Code of Civil Procedure Articles 1035, 1425(C), and 1462(B)(1) and to enact Code of Civil Procedure Article 1434(A)(3), relative to the continuous revision of the Code of Civil Procedure; to provide for the delay in filing an answer in incidental actions; to provide for the identification of testifying experts in discovery; to extend the delay for the state to respond to a request for the production of documents and things; to provide for persons before whom depositions are taken; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 619—

BY REPRESENTATIVES ABRAMSON AND LORUSSO
AN ACT

To amend and reenact R.S. 13:3822, 3823(A)(4) and (B), and 3824(A) and to enact R.S. 13:3823(A)(5) and 3825, relative to depositions and discovery procedure; to provide for uniform foreign depositions law; to provide for assistance to tribunals and litigants in other states and jurisdictions; to provide for the Uniform Interstate Depositions and Discovery Act; to provide for definitions and procedures; and to provide for related matters.

Reported with amendments.

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed House Bill No. 619 by Representative Abramson

AMENDMENT NO. 1

On page 2, line 30, following "3825" change "; or" to ";"

AMENDMENT NO. 2

On page 3, line 30, following "to" and before the ";" insert "do any of the following"

AMENDMENT NO. 3

On page 4, line 1, following "deposition" change the ";" to ";"

AMENDMENT NO. 4

On page 4, line 4, following "person" change "; or" to ";"

AMENDMENT NO. 5

On page 4, line 15, following "under" and before "must" change "Paragraph (C)(2)" to "Paragraph (2) of this Subsection"

AMENDMENT NO. 6

On page 4, line 17, following "Subpoena" change the ";" to ";"

AMENDMENT NO. 7

On page 4, line 19, following ""number" change the "; and" to ";" and delete "and"

AMENDMENT NO. 8

On page 4, line 24, following "C" and before "must" insert "of this Section"

AMENDMENT NO. 9

On page 4, line 29, following "C" and before ";" insert "of this Section"

AMENDMENT NO. 10

On page 5, line 3, following "C" and before "must" insert "of this Section"

HOUSE BILL NO. 620—

BY REPRESENTATIVE ABRAMSON
AN ACT

To amend and reenact R.S. 9:2087(B), relative to trusts; to provide relative to the delegation of certain duties of a trustee; to provide that the delegation of authority for the sale of immovable property under certain circumstances shall be considered a ministerial duty; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 622—

BY REPRESENTATIVE ABRAMSON
AN ACT

To amend and reenact Code of Civil Procedure Article 4134(C), relative to tutorship proceedings; to provide for the effect of a certificate of mortgage; to provide that certain certificates of mortgage do no constitute a legal mortgage; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 683—

BY REPRESENTATIVES TERRY LANDRY AND KATRINA JACKSON
AN ACT

To amend and reenact R.S. 13:5304(B)(10) and (K), relative to district courts' drug division probation programs; to expand eligibility for participation in the drug division probation program to defendants with certain prior felony convictions; to require that drug division program evaluations shall include information on recidivism reduction and outcome data on participants; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 878—

BY REPRESENTATIVE LEBAS

AN ACT

To amend and reenact R.S. 3:3553(A) and (B)(1) and 3556(A), relative to the Louisiana Soybean and Grain Research and Promotion Board; to provide relative to the use of funds; to repeal authority for referenda for the imposition and extension of assessments; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 882—

BY REPRESENTATIVE CHAMPAGNE

AN ACT

To enact R.S. 1:55(E)(1)(f), relative to legal holidays; to establish the Friday of the Sugar Cane Festival as a legal holiday in the parish of Iberia; to authorize the clerk of court of the Sixteenth Judicial District Court to close the clerk's office in observance of the legal holiday; to provide for an exception; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 886—

BY REPRESENTATIVE MONTOUCET

AN ACT

To amend and reenact R.S. 3:3543(B), (C), and (D), 3544(A)(1) and (3), (E), (F)(3) and (4), and (H)(1), and 3547(A) and to repeal R.S. 3:3543(E) and 3544(A)(10), (B), and (H)(5), relative to the Louisiana Rice Research Board; to provide for the membership and duties of the board; to provide for the levy of certain assessments on dry rough "paddy" rice; to provide for rice producer refunds; to provide relative to the time period for the transfer of funds; to repeal authority for referenda for assessment purposes; and to provide for related matters.

Reported with amendments.

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed House Bill No. 886 by Representative Montoucet

AMENDMENT NO. 1

On page 2, line 4, following "Bureau" and before the "," insert "Federation"

AMENDMENT NO. 2

On page 2, line 13, following "Bureau" and before the "," insert "Federation"

AMENDMENT NO. 3

On page 4, line 26, following "levied" and before "up" change "herein" to "pursuant to this Section"

HOUSE BILL NO. 1035—

BY REPRESENTATIVE PATRICK WILLIAMS

AN ACT

To amend and reenact R.S. 15:158(A)(3), relative to the Louisiana Public Defender Board; to provide with respect to the educational requirements for the juvenile justice compliance officer; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1037—

BY REPRESENTATIVE HAZEL

AN ACT

To amend and reenact R.S. 14:284, relative to offenses affecting public morals; to amend the criminal penalty provisions in the statute regarding Peeping Toms; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1045—

BY REPRESENTATIVE LEBAS

AN ACT

To amend and reenact R.S. 3:3533(B), (C), and (E), 3534(A)(1) and (2), (G), and (H)(1), and 3537(A) and to repeal R.S. 3:3533(F) and 3534(B) and (I), relative to the Louisiana Rice Promotion Board; to provide for the membership of the board; to provide for the duties and responsibilities of the board; to provide for the levy of certain assessments; to provide for rice producer refunds; to provide for use and transfer of funds; to repeal the levy of additional assessments; to repeal authority for referenda for assessment purposes; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1056—

BY REPRESENTATIVE LAMBERT

AN ACT

To amend and reenact R.S. 3:556.6(A) and (B) and 556.14(A) and (H) and to repeal R.S. 3:556.3(D), 556.7, and 556.14(B), (C), (E), (F), and (G), relative to the Louisiana Crawfish Promotion and Research Board; to provide for the levy of certain assessments on artificial crawfish bait, crawfish tail meat, and bags for the packaging of live crawfish; to repeal the term of appointment for board members; to repeal authority for referenda for assessment purposes; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1066—

BY REPRESENTATIVES THOMPSON AND CARMODY

AN ACT

To amend and reenact R.S. 40:1379.3(C)(1) and (17), (K), and (T)(1), relative to qualifications for concealed handgun permits; to provide for the submission of certain information for persons seeking a concealed handgun permit who are not United States citizens; to require a federal background check before issuing a concealed handgun permit; to provide for penalties for using a suspended or revoked concealed handgun permit to purchase a firearm; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1073— (Substitute for House Bill No. 442 by Representative Hazel)

BY REPRESENTATIVES HAZEL AND NORTON

AN ACT

To amend and reenact R.S. 15:440.2(A)(1) and Children's Code Article 324(A), relative to recorded statements of protected persons; to amend provisions regarding the authorization to record the statement of a protected person; to authorize the recording of statements of protected persons without the necessity of a court order by either local court rule or execution of a written protocol; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1077— (Substitute for House Bill No. 1027 by Representative LeBas)

BY REPRESENTATIVES LEBAS, ARMES, AND BILLIOT

AN ACT

To amend and reenact R.S. 14:327(A)(2) and to enact R.S. 14:34.8, relative to crimes involving certain medical personnel; to create the crime of battery of emergency room personnel, emergency services personnel, or a healthcare professional; to provide for criminal penalties; to provide for definitions; to amend the crime of obstructing a fireman to include certain emergency services personnel; and to provide for related matters.

Reported with amendments.

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Engrossed House Bill No. 1077 by Representative LeBas

May 1, 2014

AMENDMENT NO. 1

On page 2, line 5, following "personnel" and before "a person" change "means" to "includes"

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.

Introduction of Senate Resolutions

SENATE RESOLUTION NO. 109— BY SENATOR PERRY

A RESOLUTION

To commend Judge Durwood W. Conque on the occasion of his retirement from the Fifteenth Judicial District Court in Abbeville.

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

SENATE RESOLUTION NO. 110— BY SENATORS PERRY, ALARIO AND HEITMEIER

A RESOLUTION

To express and affirm the support and appreciation of the Senate of the Legislature of Louisiana for the Gulf menhaden fishery and all of the economic and social contributions that industry has made to the state through many years of operation in the Gulf of Mexico and onshore in the coastal areas of the state commend.

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

Introduction of Senate Concurrent Resolutions

SENATE CONCURRENT RESOLUTION NO. 110— BY SENATOR CROWE

A CONCURRENT RESOLUTION

To express the sincere and heartfelt condolences of the Legislature of Louisiana upon the death of Dr. James Larry Crain, former Southeastern Louisiana University President, former state commissioner of higher education, and former secretary of the Department of Culture, Recreation and Tourism.

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

SENATE CONCURRENT RESOLUTION NO. 111— BY SENATOR GALLOT AND REPRESENTATIVE JEFFERSON

A CONCURRENT RESOLUTION

To express the sincere condolences of the Legislature of Louisiana upon the death of Irene Baldwin.

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

Senate Resolutions on Second Reading

SENATE RESOLUTION NO. 107— BY SENATOR CLAITOR

A RESOLUTION

To commend Dr. William Kubricht III for his dedication and service to the Special Ops Survivors organization.

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

Senate Concurrent Resolutions on Second Reading

SENATE CONCURRENT RESOLUTION NO. 109— BY SENATOR WALSWORTH

A CONCURRENT RESOLUTION

To designate April 12, 2014, as Oral Cancer Foundation Walk/Run for Awareness Day in Louisiana.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Mr. President, Donahue, Murray, Adley, Dorsey-Colomb, Nevers, Allain, Gallot, Peacock, Amedee, Guillory, Perry, Appel, Heitmeier, Riser, Broome, Johns, Smith, G., Brown, Kostelka, Smith, J., Buffington, LaFleur, Thompson, Chabert, Long, Walsworth, Claitor, Martiny, Ward, Crowe, Mills, White

Total - 33

NAYS

Total - 0

ABSENT

Table with 3 columns: Cortez, Morrell, Peterson, Erdey, Morrish, Tarver, Total - 6

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

Senate Concurrent Resolutions to be Adopted, Subject to Call

Called from the Calendar

Senator White asked that Senate Concurrent Resolution No. 84 be called from the Calendar.

SENATE CONCURRENT RESOLUTION NO. 84— BY SENATORS WHITE, DONAHUE, ERDEY AND NEVERS AND REPRESENTATIVES BROADWATER, EDWARDS, PUGH AND SIMON

A CONCURRENT RESOLUTION

To commend the Southeastern Louisiana University men's indoor track and field team upon earning the 2014 Southland Conference Title and to commend Head Coach Sean Brady on being named the 2014 Southland Conference Men's Indoor Coach of the Year.

The concurrent 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

Table with 3 columns: Mr. President, Dorsey-Colomb, Nevers, Adley, Gallot, Peacock, Allain, Guillory, Perry, Amedee, Heitmeier, Riser

Appel	Johns	Smith, G.
Broome	Kostelka	Smith, J.
Brown	LaFleur	Thompson
Buffington	Long	Walsworth
Chabert	Martiny	Ward
Claitor	Mills	White
Crowe	Morrish	
Donahue	Murray	

Total - 34

NAYS

Total - 0

ABSENT

Cortez	Morrell	Tarver
Erdey	Peterson	

Total - 5

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

Message from the House

ASKING CONCURRENCE IN HOUSE BILLS AND JOINT RESOLUTIONS

May 1, 2014

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. 70

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

House Bills and Joint Resolutions on First Reading

HOUSE BILL NO. 70—
BY REPRESENTATIVE GREENE
AN ACT

To amend and reenact R.S. 46:1818, relative to the Crime Victims Reparations Act; to provide requirements for the annual report containing activities of the Crime Victims Reparations Board; and to provide for related matters.

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

House Bills and Joint Resolutions on Second Reading

HOUSE BILL NO. 277—
BY REPRESENTATIVE GEYMANN
AN ACT

To enact R.S. 42:1118.2, relative to the Code of Governmental Ethics; to provide for additional ethical standards for members and former members of the State Board of Elementary and Secondary Education, the state superintendent of education and the former state superintendent of education, and related persons; provides for penalties; and to provide for related matters.

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

HOUSE BILL NO. 329—
BY REPRESENTATIVE LOPINTO
AN ACT

To enact R.S. 15:574.4(A)(5), relative to parole eligibility; to provide for eligibility for parole consideration for certain inmates who are at least fifty years of age and have met certain conditions; and to provide for related matters.

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

HOUSE BILL NO. 415—
BY REPRESENTATIVE HOFFMANN
AN ACT

To amend and reenact R.S. 17:3883(A)(6), relative to the evaluation of teachers and administrators; to require the appointment and convening of an advisory subcommittee to make specific recommendations relative to such evaluations; to provide a time line for the convening of the subcommittee and for the submission of recommendations; to provide relative to the membership of the subcommittee; and to provide for related matters.

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

HOUSE BILL NO. 533—
BY REPRESENTATIVES SEABAUGH AND REYNOLDS
AN ACT

To amend and reenact R.S. 17:3902(B)(5), relative to the evaluation program for teachers and administrators; to prohibit the inclusion of the test scores of certain students in the value-added assessment model; and to provide for related matters.

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

HOUSE BILL NO. 703—
BY REPRESENTATIVE EDWARDS
AN ACT

To amend and reenact R.S. 17:3981(2), relative to the approval of proposed charter schools; to prohibit the State Board of Elementary and Secondary Education from authorizing a charter school if the proposed charter was previously denied or conditioned by the local school board and other specified conditions are met; and to provide for related matters.

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

HOUSE BILL NO. 764—
BY REPRESENTATIVE PEARSON
AN ACT

To amend and reenact R.S. 44:4.1(B)(11), to enact R.S. 22:1566, and to repeal R.S. 22:753(H)(5), relative to health insurance navigators and similar individuals or entities; to provide for definitions; to provide with respect to regulation by the commissioner of insurance, including registration or licensing of individuals and entities acting as navigators or providing similar services; to authorize the commissioner to assess fees and impose penalties; to provide for an exemption from the Public Records Law; and to provide for related matters.

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

HOUSE BILL NO. 1058—
BY REPRESENTATIVES HARRISON, ADAMS, ARMES, BADON, BARROW, BERTHELOT, BILLIOT, STUART BISHOP, BROADWATER, BROSSETT, BROWN, BURFORD, HENRY BURNS, BURRELL, CARMODY, CARTER, CHAMPAGNE, CHANEY, CONNICK, COX, CROMER, DIXON, DOVE, EDWARDS, FOIL, GAINES, GISCLAIR, GUINN, HARRIS, HAVARD, HAZEL, HENRY, HILL, HODGES, HOFFMANN, HOWARD, HUNTER, KATRINA JACKSON, JEFFERSON, JOHNSON, JONES, KLECKLEY, TERRY LANDRY, LEBAS, LOPINTO, LORUSSO, MACK, MILLER, MONTOUCET, MORENO, JIM MORRIS, NORTON, PIERRE, PONTI, POPE, PRICE, PUGH, PYLANT, REYNOLDS, RITCHIE, SCHEXNAYDER, SCHRODER, SIMON, TALBOT, THIBAUT,

May 1, 2014

THIERRY, THOMPSON, WHITNEY, PATRICK WILLIAMS, WILLMOTT, AND WOODRUFF

AN ACT

To enact Part LXXV of Chapter 5 of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:1300.381 through 1300.382, relative to public information concerning Down syndrome; to provide for definitions; to require the Department of Health and Hospitals to disseminate information regarding Down syndrome to healthcare providers and to publish such information electronically; 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. 1062—

BY REPRESENTATIVE HOFFMANN AN ACT

To enact R.S. 46:311 through 313, relative to the Supplemental Nutrition Assistance Program; to create and provide for a task force to study and make recommendations concerning electronic benefits disbursement by the Department of Children and Family Services; to provide for termination of the task force; to provide for redesignation of laws; 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. 1082—

BY REPRESENTATIVE STUART BISHOP AN ACT

To enact R.S. 56:10(B)(1)(g) and 302.1(C)(1)(c), relative to saltwater fishing licenses; to increase the fee for saltwater fishing licenses; to dedicate the funds derived from the increased cost to saltwater fish research and conservation; to create the Saltwater Fish Research and Conservation Fund; and to provide for related matters.

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

HOUSE BILL NO. 1113—

BY REPRESENTATIVES MACK, STUART BISHOP, CHANEY, CONNICK, GAROFALO, JIM MORRIS, ORTEGO, AND SCHEXNAYDER AN ACT

To amend and reenact R.S. 30:2531.5(C), relative to penalties for littering; to provide for the suspension of a person's driver's license for failing to pay a fine or appear in court; and to provide for related matters.

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

HOUSE BILL NO. 1142—

BY REPRESENTATIVE BURRELL AN ACT

To amend and reenact R.S. 14:79(A)(1)(a) and (E), R.S. 46:2136.2(B), and Code of Criminal Procedure Article 335.1(A)(1), relative to bail; to provide relative to bail restrictions for offenses against a family or household member or dating partner; to provide for the issuance of a Uniform Abuse Prevention Order; to provide relative to the possession of firearms by persons subject to the order; to provide for the inclusion of such orders in the Louisiana Protective Order Registry; and to provide for related matters.

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

HOUSE BILL NO. 1176—

BY REPRESENTATIVE BROADWATER AN ACT

To amend and reenact R.S. 46:114.4(C), 231, and 237 and to enact R.S. 46:231.3 and 231.14, relative to aid to needy families; to provide for duties and functions of the Department of Children

and Family Services in administering cash assistance provided through the Temporary Assistance for Needy Families program; to provide for restrictions on uses of Family Independence Temporary Assistance Program benefits and Kinship Care Subsidy Program benefits; to restrict uses of electronic benefits transfer cards; to establish certain restrictions and prohibitions on retailers and other businesses participating in the electronic benefits transfer system; to provide for penalties; to provide for appeals; to provide relative to the Fraud Detection Fund; to provide for definitions; to authorize promulgation of rules; 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. 1247—

BY REPRESENTATIVE ABRAMSON AN ACT

To amend and reenact R.S. 47:463.73(A), (C)(2), and (G), relative to special prestige license plates; to provide for the creation and issuance of a special prestige license plate for the Academy of the Sacred Heart; and to provide for related matters.

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

HOUSE BILL NO. 1249—

BY REPRESENTATIVES MONTUCET, FANNIN, AND REYNOLDS AN ACT

To amend and reenact R.S. 45:1177(A)(1), (2)(k), (4), and (5) and to enact R.S. 45:1177(A)(6), relative to inspection and supervision fees paid by certain motor carriers and public utilities doing business in this state; to change the ranges for such fees; to exempt nonprofit water utility cooperatives or corporations wholly owned by water user members from paying such fees; and to provide for related matters.

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

HOUSE BILL NO. 1252—

BY REPRESENTATIVE FOIL AN ACT

To amend and reenact R.S. 32:412(A)(1), (2), (3), (4)(a) and (b)(introductory paragraph), (5), (6), (7)(a) and (b)(introductory paragraph), (B)(1), (2), (5), (7)(a)(i) and (ii)(introductory paragraph), (b)(i) and (ii)(introductory paragraph), (c)(i) and (ii)(introductory paragraph), (d)(i) and (ii)(introductory paragraph), (e)(i)(aa), (bb)(introductory paragraph), (cc), (dd), and (ee), and (ii)(aa), (cc),(dd) and (ee) and (C), 32:412.1(A)(introductory paragraph), (B), (C), and (D), and 32:429(A), to enact R.S. 32:412.1(E), and to repeal R.S. 32:412.1(A)(1), relative to the duration of driver's licenses; to provide that driver's licenses be renewed every six years; and to provide for related matters.

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

HOUSE BILL NO. 1271— (Substitute for House Bill No. 941 by Representative Leger)

BY REPRESENTATIVE LEGER AN ACT

To enact R.S. 17:100.11, relative to public school facilities in certain public school districts; to provide relative to the allocation and dedication of certain local tax revenues to the replacement, repair, and improvement of such facilities; to provide for powers, duties, and responsibilities of the school boards of affected school districts, individual schools, and the Recovery School District with respect to such facilities and funds; to require the establishment of certain offices and accounts; to establish procedures governing the allocation and use of funds; to provide with respect to the allocation of funds to charter schools in the district and to the duties and responsibilities of the

school board and the Recovery School District with respect to public facilities occupied or used by charter schools; to provide for fees and charges; to provide relative to outstanding obligations of school boards and future obligations; and to provide for related matters.

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

HOUSE BILL NO. 1272— (Substitute for House Bill No. 515 by Representative Henry)

BY REPRESENTATIVE HENRY
AN ACT

To provide for the payment and satisfaction out of the monies appropriated and allocated to the LSU Health Sciences Center Health Care Services for the University Medical Center (Orleans) project in House Bill No. 2 of the 2014 Regular Session of the Legislature and previous capital outlay Acts to be used to pay and satisfy the judgments for just compensation related to the expropriation of property in accordance with Article I, Section 4 of the Louisiana Constitution of 1974, in the suit entitled "Board of Supervisors of Louisiana State University and Agricultural and Mechanical College v. 1732 Canal Street, LLC, et al."; to provide for costs; to provide for attorney fees; to provide for interest; 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. 1273— (Substitute for House Bill No. 911 by Representative Leger)

BY REPRESENTATIVE LEGER
AN ACT

To enact Chapter 1-B of Title 37 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 37:31 through 36, relative to licenses to engage in certain fields of work for persons convicted of certain offenses; to permit persons convicted of certain offenses to apply for and hold provisional and regular licenses to engage in certain fields of work; to provide for exceptions; and to provide for related matters.

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

House Concurrent Resolutions on Second Reading

HOUSE CONCURRENT RESOLUTION NO. 81—

BY REPRESENTATIVE PEARSON
A CONCURRENT RESOLUTION

To authorize and direct the Department of Health and Hospitals to amend LAC 48:V.6303 to add adrenoleukodystrophy to the list of mandatory screenings performed on newborns when it is recommended by the United States Department of Health and Human Services Secretary's Advisory Committee on Heritable Disorders in Newborns and Children, the American College of Medical Genetics, and the Louisiana Newborn Screening Advisory Committee.

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

HOUSE CONCURRENT RESOLUTION NO. 118—

BY REPRESENTATIVE WILLMOTT
A CONCURRENT RESOLUTION

To recognize the week of May 6 through 12, 2014, as National Nurses Week in Louisiana.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dorsey-Colomb	Morrish
Adley	Erdey	Murray
Allain	Gallot	Nevers
Amedee	Guillory	Peacock
Appel	Heitmeier	Perry
Broome	Johns	Riser
Brown	Kostelka	Smith, G.
Buffington	LaFleur	Smith, J.
Chabert	Long	Thompson
Claitor	Martiny	Walsworth
Crowe	Mills	White
Total - 33		

NAYS

Total - 0

ABSENT

Cortez	Morrell	Tarver
Donahue	Peterson	Ward
Total - 6		

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

HOUSE CONCURRENT RESOLUTION NO. 120—

BY REPRESENTATIVES SHADOIN AND JEFFERSON AND SENATOR GALLOT

A CONCURRENT RESOLUTION

To commend Ruston Florist and Boutique upon being named Business of the Year by the Ruston-Lincoln Chamber of Commerce.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dorsey-Colomb	Morrish
Adley	Erdey	Murray
Allain	Gallot	Nevers
Amedee	Guillory	Peacock
Appel	Heitmeier	Perry
Broome	Johns	Riser
Brown	Kostelka	Smith, G.
Buffington	LaFleur	Smith, J.
Chabert	Long	Thompson
Claitor	Martiny	Walsworth
Crowe	Mills	White
Total - 33		

NAYS

Total - 0

ABSENT

Cortez	Morrell	Tarver
Donahue	Peterson	Ward
Total - 6		

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

May 1, 2014

HOUSE CONCURRENT RESOLUTION NO. 121—

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

A CONCURRENT RESOLUTION

To express condolences upon the death of Dr. Isaac Greggs, long-time band director at Southern University in Baton Rouge.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Name, Yeas, Nays. Lists names like Mr. President, Adley, Allain, Amedee, Appel, Broome, Brown, Buffington, Chabert, Claitor, Crowe, Dorsey-Colomb, Erdey, Gallot, Guillory, Heitmeier, Johns, Kostelka, LaFleur, Long, Martiny, Mills, Morrish, Murray, Nevers, Peacock, Perry, Riser, Smith, G., Smith, J., Tarver, Thompson, Walsworth, Ward, White.

NAYS

Total - 0

ABSENT

Table with 2 columns: Name, Absent. Lists Cortez, Donahue, Morrell, Peterson.

Total - 4

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

Senate Bills and Joint Resolutions on Second Reading Reported by Committees

SENATE BILL NO. 1— BY SENATOR CLAITOR

AN ACT

To amend and reenact Chapter 6 of Title 17 of the Louisiana Revised Statutes of 1950 and to enact R.S. 17:1891, relative to Tulane University; to provide relative to the Tulane Legislative Scholarship Program established pursuant to Act No. 43 of the 1884 Regular Session of the Legislature of Louisiana, as amended; to enact the "Legislative Scholarship Fairness Act"; to provide certain terms, procedures, conditions, and requirements; to provide relative to eligibility criteria and other program requirements; to provide for exclusions from eligibility; to provide relative to the scholarship selection and award process; to provide for a selection preference for surviving children of certain deceased military, law enforcement, and other public personnel; to prohibit receipt of campaign contributions from scholarship recipients and their relatives; to provide relative to public notice and disclosure of certain program information; to provide for effectiveness; 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 Original Senate Bill No. 1 by Senator Claitor

AMENDMENT NO. 1

On page 1, line 9, after "process;" delete the remainder of the line, delete lines 10 and 11, and at the beginning of line 12, delete "recipients and their relatives;"

AMENDMENT NO. 2

On page 2, line 22, change "his own relative" to "a member of his immediate family"

AMENDMENT NO. 3

On page 2, delete lines 26 and 27, and insert the following: "(3) No person who is a member of the immediate family of an elected official who is subject to the provisions of R.S. 42:1124(A)(1), or who is elected to represent Louisiana in the Congress of the United States, shall be eligible to receive a Tulane Scholarship."

AMENDMENT NO. 4

On page 2, delete lines 28 and 29, and on page 3, delete lines 1 through 16, and insert the following:

"E.(1) A legislator may establish his own selection criteria and directly nominate a student for a Tulane Legislative Scholarship or request Tulane University to award the scholarship on his behalf through an open competition in accordance with eligibility criteria established by the university and as provided in this Section.

(2) At minimum, the selection process established for the open competition shall provide for the following:

(a) If at all possible, the scholarship shall be awarded to a student who resides in the legislator's district.

(b) If there is no qualified student available from a legislator's district, an otherwise qualified student shall be selected, on the basis of demonstrated need, from a statewide pool of Louisiana residents who have been accepted for admission to Tulane University.

(c) Tulane University shall send notification to each legislator who utilizes the open competition selection process regarding the student selected to receive his legislative scholarship.

(d) By utilizing the open competition, the legislator agrees to allow the university to award his Tulane Legislative Scholarship to the same student every year until the student graduates, or until the legislator's term ends or he otherwise leaves office.

F. Information regarding the existence of the Tulane Legislative Scholarship Program shall be published on the legislature's website which shall include a link to the Tulane University website where"

AMENDMENT NO. 5

On page 3, delete lines 20 through 22

AMENDMENT NO. 6

On page 3, at the beginning of line 23, change "I." to "G."

AMENDMENT NO. 7

On page 4, line 2, change "Federal" to "Family" and insert "and" after "Rights"

AMENDMENT NO. 8

On page 4, delete lines 4 through 7, and insert the following: "H. For purposes of this Section, "immediate family" shall be defined as provided in R.S. 42:1102(13)."

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. 53—
BY SENATORS CORTEZ AND LAFLEUR
AN ACT

To amend and reenact R.S. 4:143(1), relative to horse racing; to provide for certain terms, conditions, and procedures; to provide for definitions; 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 Original Senate Bill No. 53 by Senator Cortez

AMENDMENT NO. 1

On page 1, line 2, after "R.S. 4:143(1)," insert "155, 158, and 225 and to enact R.S. 4:158.1 and 160(7), (8), (9), and (10),"

AMENDMENT NO. 2

On page 1, line 3, after "definitions;" insert "to provide for the term of certain licenses; to provide for fines, suspension, denial, or termination of racing privileges of an association; to require a written report be submitted by certain licensees;"

AMENDMENT NO. 3

On page 1, line 6, after "R.S. 4:143(1)" delete the rest of the line and insert "155, 158, and 225 are hereby amended and reenacted and R.S. 4:158.1 and 160(7), (8), (9), and (10) are hereby enacted to read as follows:"

AMENDMENT NO. 4

On page 1, after line 13, insert the following:

"§155. Commission authority, fines, suspensions, revocations, forfeitures and disciplinary actions

A. The commission may impose upon a licensee any licensee listed in R.S. 4:169 a fine not exceeding ten thousand dollars and may suspend a licensee indefinitely, or both. Any commission action taken herein shall be consistent with the provisions of this Part.

B. The commission may impose upon any licensed association as defined in R.S. 4:143(1) a fine not to exceed one hundred thousand dollars and may suspend a license indefinitely, or both. Any commission action taken herein shall be consistent with the provisions of this Part.

§158. ~~License~~ **One-year license** or permit to conduct race meetings, ~~one-year and ten-year licenses~~

A. On or before the fifteenth of April of each year and on or before the fifteenth of August of each year any person possessing the qualifications prescribed in this Part may apply to the commission for a **one-year** license to conduct race meetings. On or before the first of May and the first of September of each year, after receipt of the applications the commission shall convene to consider the refusal or granting of the permits or licenses applied for. An application filed prior to any one of the two deadlines shall request dates for racing to commence not sooner than four months from said deadlines. The permits or licenses granted shall set forth the name of the licensee, the location of the race track, the duration of the race meeting, and the kind of racing desired to be conducted, and shall recite the receipt by the commission of the license fee provided for in this Part. The license is not transferable nor does it apply to any place, track, or enclosure except the one specified in the license. Should the commission, after due proceedings had in conformity with this Part, suspend or revoke an association's license or terminate the racing privileges granted to an association, said association may within ten days of the notification of the commission's decision take a suspensive appeal to the district court having jurisdiction over the association's track. Such appeals shall be filed in the district court in the same manner as original suits are instituted therein. The appeals should be tried de novo. Either party may amend and supplement his pleadings and additional witnesses may be called and heard.

Within ten calendar days of the signing of the judgment by the district court in any such appeal case, the commission or the applicant

for a license or licensee, as the case may be, may suspensively appeal the judgment to the appellate court of proper jurisdiction. These appeals shall be perfected in the manner provided for in civil cases and shall be suspensive or devolutive in the discretion of the court.

All proceedings in the district and appellate courts arising under this Part are civil in nature and shall be heard summarily by the court, without a jury, shall take precedence over other civil cases, and shall be tried in chambers or in open court, and in or out of term.

B. ~~The provisions of this Part to the contrary, notwithstanding, the commission may contract with any licensee for a permit to operate a track for a period of ten years. Such permit shall conform to all the requirements as set out in Subsection (A) of this section; however, any licensee applying for a ten-year license under this section shall also agree in writing to expend the sum of no less than \$10,000.00 per year or \$100,000.00 during said ten-year period for the purpose of repairs and improvements to the track and its facilities; said sum to be expended during said ten-year period.~~

The commission may approve an application for racing dates for a period not exceeding three racing years, when a contract has been entered into in accordance with this section.

§158.1. Written report; required

A. On January 1, 2015, and on January first of each year thereafter, a licensee who is licensed to conduct races shall submit to the commission a written report that shall include the following information:

(1) The plan of operation for each fiscal year. The plan of operation shall include but not be limited to customer service, marketing and promotions relative to horse racing, capital improvement, and facility maintenance. "Facility maintenance" shall include but not be limited to track surface, barns, grand stands, and paddocks.

(2) A summary of the implementation and status of the prior year's plan.

B. The commission may adopt rules in accordance with the Administrative Procedure Act to implement the provisions of this Section, including, as appropriate, standard forms to be used for the annual report and plan of operation.

§160. Grounds for fines, suspension, denial, or termination of racing privileges to an association

The commission may fine, refuse, suspend, or withdraw licenses, permits and privileges granted by it or terminate racing privileges, for just cause. Those things constituting just cause are:

(7) Failure to meet criteria for licensing as provided in R.S. 4:159.

(8) Failure to maintain suitable racing surfaces as determined by the commission.

(9) Failure or inability to conduct racing in a manner that is in the best interest of racing as determined by the commission.

(10) Failure to provide responses to inquiries made by the commission regarding the status or progress of any matter related to racing.

§225. Commission authority, fines, suspensions, revocations, forfeitures and disciplinary actions

A. The commission may impose upon a licensee any licensee listed in R.S. 4:169 a fine not exceeding ten thousand dollars and may suspend a licensee indefinitely, or both. Any commission action taken herein shall be consistent with the provisions of this Part.

B. The commission may impose on any licensed association as defined in R.S. 4:143(1) a fine not to exceed one hundred thousand dollars and may suspend a license indefinitely, or both. Any commission action taken herein shall be consistent with the provisions of this Part.

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

SENATE BILL NO. 135—
BY SENATOR LONG

AN ACT

To amend and reenact R.S. 22:1806.3(A)(3) and to enact R.S. 22:1806.3(A)(4), relative to home service contracts; to provide

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with respect to requirements for doing business; to require solvency; and to provide for related matters.

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

SENATE BILL NO. 470—
BY SENATOR MARTINY

AN ACT

To amend and reenact R.S. 24:14(H) and (K)(2), relative to confirmation by the Senate; to provide for notice to certain persons not submitted, confirmed or reconfirmed by the Senate; to provide for the time of reconfirmation for persons serving a specific term; 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 Original Senate Bill No. 470 by Senator Martiny

AMENDMENT NO. 1

On page 1, delete lines 11 through 17 in their entirety and insert:
"H.(1)(a) In the event a person is not submitted to or is not confirmed by the Senate, and the person attempts to remain in office after being advised by the Senate, through its president, by certified mail, return receipt requested of his lack of confirmation, and acts in his official capacity, any action taken by a public body in which such person participates shall be null and void.

(b) The Senate, through its president, may bring an action to remove the person from office. Notwithstanding any other law to the contrary, the venue for any such action shall be East Baton Rouge Parish.

(2)(a) In the event a person is not reconfirmed by the Senate, pursuant to Subsection K of this Section and the person attempts to remain in office after being advised by the Senate through its president, by certified mail, return receipt requested of his lack of confirmation and acts in his official capacity, any action taken by a public body in which such person participates shall be a relative nullity and shall be subject to challenge in district court. Notwithstanding any other law to the contrary, the venue for any such action shall be East Baton Rouge Parish.

(b) The Senate, through its president, may bring an action to remove the person from office. Notwithstanding any other law to the contrary, the venue for any such action shall be East Baton Rouge Parish."

AMENDMENT NO. 2

On page 2, delete lines 1 through 8 in their entirety and insert:

"(3) The Senate, through its president, shall notify any person who was not submitted to the Senate, any person who was not confirmed or reconfirmed pursuant to Subsection K of this Section, and the office, board, commission, committee, or district to which the person was appointed no later than thirty days after the Senate considers the confirmation."

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. 506—
BY SENATOR CROWE

AN ACT

To amend and reenact R.S. 9:3568(D) and to enact R.S. 9:3568(E), relative to identity theft; to prevent identity theft by securing personally identifiable information; to provide for the security of personally identifiable information collected by the state and its political subdivisions; to prohibit the sharing of personally identifiable information; to provide for exceptions; to provide for the destruction of unlawfully obtained personally identifiable information; and 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 Original Senate Bill No. 506 by Senator Crowe

AMENDMENT NO. 1

On page 1, line 2, after "amend and reenact", delete the rest of the line and delete lines 2 through 7, and insert the following: "R.S. 9:3568(D) and to enact R.S. 9:3568(E) and Chapter 21 of Title 49 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 49:1351 through 1354, relative to identity theft; to provide for personal identifying information; to prohibit the unauthorized disclosure of certain personal identifying information by certain vendors; to require state entities to develop a policy related to the protection of personal identifying information; to provide for definitions; to require certain provisions in certain contracts; and provide for related matters."

AMENDMENT NO. 2

On page 1, delete lines 11 and 12 and insert the following:
"§3568. Identity theft; creditors; security alerts; unauthorized distribution of personal identifying information by vendors"

AMENDMENT NO. 3

On page 1, delete lines 15 through 17, and insert the following:
"identifying information collected by a vendor pursuant to a contract with any department, office, or agency of the state or any political subdivision shall not be disclosed by the vendor except in the course of fulfilling his, her, or its duties under the contract."

AMENDMENT NO. 4

On page 2, delete lines 1 through 7, and insert the following:
"(b) Any personal identifying information submitted to or obtained by any vendor from any department, office, agency of the state shall not be shared with any other person that is not authorized by the contract or without the"

AMENDMENT NO. 5

On page 2, delete lines 12 through 20, and insert the following:
"(a) "Contract" means an obligation of contract, agreement, memorandum of understanding, memorandum of agreement, or any such device, whether written or oral.

(b) "Person" means any individual, partnership, association, joint stock association, trust, corporation, or other business entity whether incorporated or not.

(c) "Personal identifying information" means that information as provided for in R.S. 14:67.16(3)."

AMENDMENT NO. 6

On page 2, between lines 23 and 24 insert the following:
"(e) "Vendor" means any person, individual, partnership, association, joint stock association, trust, corporation, or other business entity, whether incorporated or not, who meets all of the following criteria:

(i) Contracts with any department, office, agency of the state or any political subdivision.

(ii) Is not a department, office, or agency of the state, or any political subdivision of the state, or a department, office, or agency of the federal government.

(iii) Agrees to provide any service to or on behalf of any department, office, agency of the state or any political subdivision.

(iv) Receives any personal identifying information regarding any other person as a result of the contract with the department, office, agency of the state or any political subdivision."

AMENDMENT NO. 7

On page 2, delete lines 24 through 29

AMENDMENT NO. 8

On page 3, delete lines 1 through 19

AMENDMENT NO. 9

On page 3, line 21, change "entities" to "vendors"

AMENDMENT NO. 10

On page 3, after line 26, insert the following:

"Section 2. Chapter 21 of Title 49 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 49:1351 through 1354 is hereby enacted to read as follows:

CHAPTER 21. PROTECTION OF PERSONAL IDENTIFYING INFORMATION

§1351. Legislative Intent

It is the intent of the Legislature that whenever citizens disclose personal identifying information to the state, or any department, office, agency of the state, that the state takes reasonable measures to ensure that the information is secure and protected.

§1352. Definitions

The terms used in this Section shall have the same meaning as the definitions used in R.S. 9:3568(D)(2).

§1353. Personal identifying information; security; policy; definitions

A. Each department, office, or agency of the state shall take reasonable measures to protect the personal identifying information which is submitted to the department, office, or agency by any person, whether such information is required by the department, office, or agency, or by law, or voluntarily submitted by the person in order to avail themselves of certain services provided by the state.

B. No later than January 1, 2015, each department, office, or agency of the state shall formulate a written policy as to the practices and protocols employed by the department, office, or agency to protect personal identifying information and shall submit that written policy to the commissioner of administration.

C. No later than March 1, 2015, each department, office, or agency of the state which maintains a website shall post on the website the written policy required by Subsection B of this Section.

§1354. Requirement of vendors

A. When a vendor enters into a contract with any department, office, or agency of the state, the vendor shall maintain any personal identifying information submitted to the vendor and shall not share that information with any other person, unless authorized by the contract, without the express written permission of the person whose information was submitted or obtained, or without an order of a court of competent jurisdiction directing such sharing.

B. Any vendor who fails to secure the personal identifying information as provided for in Subsection A of this Section shall be subject to the provisions of R.S. 9:3568(D).

C.(1) Any contract, or renewal of a contract, entered into on or after January 1, 2015, between any department, office, or agency of the state and a vendor shall contain a provisions whereby the vendor acknowledges the provisions of R.S. 9:3568(D) and contains a hold harmless provision in favor of the department, office, agency of the state.

(2) Any contract, or renewal of a contract, entered into on or after January 1, 2015 between any department, office, or agency of the state and a vendor shall contain a clause which is the same or substantially the same as the following:

CONFIDENTIALITY

Any data which is transmitted or obtained by the vendor by virtue of this contract or agreement shall be kept secure. The vendor shall not use the data for any purpose not expressly permitted in this contract or agreement without the prior written approval of the department, office, or agency of the state. The vendor shall not publish any document, whether in hard copy or electronic form or otherwise disclose to any third party, any data or information in any form which would directly or indirectly

make the person's identity easily traceable without the prior written approval of the department, office, or agency.

The vendor acknowledges that he is bound by the provisions of R.S. 9:3568(D) for any unauthorized distribution of personal identifying information and that vendor agrees to hold harmless the department, office, or agency of the state for any unauthorized distribution of personal identifying information."

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

SENATE BILL NO. 507—
BY SENATOR MARTINY

AN ACT

To amend and reenact the introductory paragraph of R.S. 37:760(A), relative to the practice of dentistry and the regulation of the profession; to provide for the powers and duties of the Louisiana State Board of Dentistry; 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 Original Senate Bill No. 507 by Senator Martiny

AMENDMENT NO. 1

On page 1, line 2, after "reenact" delete the remainder of the line and insert "R.S. 37:753(E) and (I), 760(A)(7) and (14)(a), and 786(A)(1) and (C), relative to the practice"

AMENDMENT NO. 2

On page 1, line 3, after "profession;" insert "to provide for the domicile of the Louisiana State Board of Dentistry; to provide relative to board members; to provide for terms of board members;"

AMENDMENT NO. 3

On page 1, line 4, after "Dentistry;" insert "to provide for judicial review of adjudication;"

AMENDMENT NO. 4

On page 1, line 6, delete "The introductory paragraph of R.S. 37:760(A) is" and insert "R.S. 37:753(E) and (I), 760(A)(7) and (14)(a), and 786(A)(1) and (C) are" and after "amended" insert "and reenacted"

AMENDMENT NO. 5

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

"§753. Louisiana State Board of Dentistry; appointment of members; term of office; vacancies; nominating meetings; quorum; domicile
* * *

E.(1)(a) Each person appointed to the board shall serve a term of five years. ~~Any board member serving on August 15, 1993, shall thereafter be appointed for no more than two consecutive five-year terms:~~

~~(b) On or after August 15, 1993, no person shall be appointed to serve more than two consecutive five-year terms. On and after August 1, 2014, no person shall serve more than a total of ten years on the board, whether such service consists of full or partial terms, or is consecutive or not.~~

~~(c) The provisions of Subparagraph (b) of this Paragraph shall not prevent a board member serving on August 1, 2014, from completing his term of service, but shall thereafter apply.~~
* * *

I. The domicile of the Louisiana State Board of Dentistry shall be the city of New Orleans parish of East Baton Rouge.
* * *

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AMENDMENT NO. 6

On page 1, line 9, after "subject to" delete the remainder of the line and insert "the provisions of this"

AMENDMENT NO. 7

On page 1, after line 11, insert:

"(7) Shall investigate complaints of illegal practice or a violation of this Chapter when evidence is presented to the board: **provide as follows for the investigation of complaints of illegal practice or a violation of this Chapter when evidence is presented to the board or the Department of Health and Hospitals:**

(a) An investigation of a complaint shall be conducted by the Department of Health and Hospitals. The department may take any action in connection with such investigation authorized to be taken by the board or otherwise authorized by law.

(b) Any employment by the board of a private contractor or private legal counsel in connection with such investigation, or legal process or action arising from such investigation, shall require prior approval by the secretary of the Department of Health and Hospitals. The secretary shall promulgate rules and regulations in accordance with the Administrative Procedure Act for the terms and conditions of such employment, including fee amounts to be paid. The contract of employment shall be a public record.

* * *

(14)(a) When the board has reasonable cause to believe that dental health care or controlled dangerous substance records relative to a matter under investigation by the board may be created, altered, or destroyed before production for board review, or when the dental health care provider may have engaged in fraudulent conduct or may have provided substandard care, where that substandard care results in death or hospitalization, or is the subject of three or more written patient complaints to the board, or otherwise has violated the Louisiana Dental Practice Act, R.S. 37:776, or R.S. 37:777, **after approval by the secretary of the Department of Health and Hospitals** the board may apply ex parte by affidavit to the district court including within its district the parish where the licensee resides, practices dentistry or dental hygiene as reflected in the office address on record with the board, or where the licensee may be found, for an administrative warrant authorizing the seizure of dental health care records in whatever form they may be kept, such as on paper or computer discs. The court may issue the administrative warrant requiring immediate production of dental health care records only upon a finding that the board has demonstrated reasonable cause that the dental health care or controlled dangerous substance records described in the application for the administrative warrant do not exist or may be created, altered, or destroyed if production is not immediate, or that the dental health care provider may have engaged in fraudulent conduct regarding the patients whose records are at issue or may have provided substandard care resulting in death or hospitalization, or is the subject of three or more written patient complaints to the board.

* * *

§786. Judicial review of adjudication

A.(1) Where the board, whether through a disciplinary committee or the entire board, renders a decision in an administrative adjudication, the party aggrieved by it may resort to the ~~civil district court for the parish of Orleans~~ **Nineteenth Judicial District in the parish of East Baton Rouge** for judicial review. Any such appeals shall be filed in the court in the same manner as original suits are instituted therein. A preliminary, procedural, or intermediate agency action or ruling is immediately reviewable if review of the final agency decision would not provide an adequate remedy and would inflict irreparable injury.

* * *

C. All proceedings in the ~~civil district court for the parish of Orleans~~ **Nineteenth Judicial District in the parish of East Baton Rouge** and appellate courts arising under this Section are civil in nature and shall be heard summarily by the court without a jury, shall take precedence over other civil cases, and shall be tried in chambers or in open court, in and out of term.

* * *

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

SENATE BILL NO. 600—

BY SENATOR MILLS

AN ACT

To amend and reenact R.S. 37:1218.1, relative to immunizations and vaccines; to provide for the administering of immunizations and vaccines other than influenza immunizations by a pharmacist; and to provide for related matters.

Reported with amendments by the Committee on Health and Welfare.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Health and Welfare to Original Senate Bill No. 600 by Senator Mills

AMENDMENT NO. 1

On page 2, line 6, after "**administer**" insert "**to an individual age fourteen or older**"

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

SENATE BILL NO. 602—

BY SENATOR NEVERS

AN ACT

To amend and reenact R.S. 40:1576, 1578.1(A)(9) and (10) and (B), and 1578.2 and to enact R.S. 40:1578.1(A)(11) and (12) and Subpart A-2, Part III of Chapter 7 of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:1597.1 through 1597.23, relative to elevators and conveyance devices; to provide for the scope of regulation of the law; to provide for definitions; to provide for the registration of elevator and conveyance devices; to provide for the issuance of inspector licenses; to provide for violations, fines, and administrative actions; to require the office of the state fire marshal to promulgate administrative rules; to require compliance with certain codes; to require registrations and inspections for conveyances; to provide for inspections; to provide for enforcement; to create a fund; to provide relative to liability; to provide relative to the applicability of the law; 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 Original Senate Bill No. 602 by Senator Nevers

AMENDMENT NO. 1

On page 8, line 9, after "**Section**" insert "**and in such instances no additional inspections shall be required under the provisions of this Section**"

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

SENATE BILL NO. 619—

BY SENATOR HEITMEIER

AN ACT

To amend and reenact R.S. 40:2198.12(A), the introductory paragraph of (B)(1) and (B)(1)(f), (D), and 2198.13 and to enact R.S. 40:2198.12(B)(1)(h) through (j), and 2198.14 through 2198.19, relative to pain management clinics; to transfer the powers and duties for the regulation of pain management clinics from the Department of Health and Hospitals to the Louisiana

State Board of Medical Examiners; to provide licensure authority and powers to the Louisiana State Board of Medical Examiners to regulate and license pain management clinics; to provide for criminal penalties for operating a pain management clinic without a license; to provide an effective date; and to provide for related matters.

Reported with amendments by the Committee on Health and Welfare.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Health and Welfare to Original Senate Bill No. 619 by Senator Heitmeier

AMENDMENT NO. 1

On page 1, line 4, delete "2198.19" and insert "2198.20"

AMENDMENT NO. 2

On page 1, line 9, after "license;" insert "to provide relative to scope of practice prohibitions;"

AMENDMENT NO. 3

On page 1, line 14, delete "2198.19" and insert "2198.20"

AMENDMENT NO. 4

On page 4, delete lines 16 and 17, and insert:

"(3) Conduct administrative hearings on the refusal to issue, renew, suspend, or revoke a license."

AMENDMENT NO. 5

On page 4, line 18, after "surveys" insert a comma ",."

AMENDMENT NO. 6

On page 4, between lines 24 and 25, insert:

"B.(1) Nothing in this Part shall limit the authority of a health care provider, licensed by a licensing authority of this state, from engaging in the scope of practice conferred by such license under Louisiana law.

"(2) Nothing in this Part shall authorize an individual, other than a physician licensed by the board, to own or operate a pain management clinic nor prohibit the board from conducting an investigation or taking action against the owner or operator of a pain management clinic suspected of operating without a license issued by the board, except as set forth in R.S. 40:2198.12(D)."

AMENDMENT NO. 7

On page 4, line 25, after "suspension," insert "and"

AMENDMENT NO. 8

On page 4, line 28, delete "place on probation," and after "suspend" insert a comma ",."

AMENDMENT NO. 9

On page 5, line 3, after "deceit" insert a comma ",."

AMENDMENT NO. 10

On page 6, line 11, after "procedural" insert a comma ",."

AMENDMENT NO. 11

On page 7, between lines 26 and 27, insert:

"§2198.20. Prohibition on limiting the practice of health care providers

Nothing in this Part is intended to limit the practice of health care providers who are licensed by the state of Louisiana and who are acting within their scope of practice under Louisiana law. The board shall be specifically prohibited from promulgating any rule, adopting any policy, or issuing any advisory opinion that limits a licensed health care provider's scope of practice contrary to that authorized by the legislature or applicable licensing board regulating the licensed health care provider, if authorized by law."

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

House Bills and Joint Resolutions on Second Reading Reported by Committees

HOUSE BILL NO. 193—

BY REPRESENTATIVE RICHARD
AN ACT

To repeal R.S. 18:441(B)(4), relative to political parties; to repeal the prohibition against the recognition of certain political parties; 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.

SENATE BILL NO. 318—

BY SENATOR GARY SMITH
AN ACT

To amend and reenact R.S. 32:1261(A)(1)(t), relative to warranty repairs; to provide relative to unauthorized acts; to provide for exemptions; to provide for certain terms and conditions; 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. 319—

BY REPRESENTATIVE FOIL
AN ACT

To amend and reenact R.S. 12:1501, 1502(A), 1601 through 1604, and 1701, R.S. 44:4.1(B)(5), R.S. 49:222(B)(1) and (6), and Code of Civil Procedure Article 611, to enact R.S. 12:1-101 through 1-1704, and 1702 through 1704, and to repeal R.S. 12:1 through 178 and 1605 through 1607, relative to corporations; to provide for general provisions; to provide for incorporation; to provide for the purposes and powers of corporations; to provide for names; to provide for offices and agents; to provide for shares and distributions; to provide with respect to shareholders; to provide with respect to directors and officers; to provide for domestication and conversion; to provide for the amendment of articles of incorporation and bylaws; to provide for mergers and share exchanges; to provide for the disposition of assets; to provide for appraisal rights; to provide for dissolution; to provide for foreign corporations; to provide for records and reports; to provide for transition provisions; to provide for the applicability of Chapter 24 of Title 12 of the Louisiana Revised Statutes of 1950; to provide for the conversion of business organizations; to provide for fees; to provide for derivative actions; to provide for the continuous revision of Title 12 of the Louisiana Revised Statutes of 1950; to provide an effective date; 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 Reengrossed House Bill No. 319 by Representative Foil

AMENDMENT NO. 1

On page 51, between lines 28 and 29 insert

"(2) The name of the corporation for which it is acting as registered agent."

AMENDMENT NO. 2

On page 51, line 29, change "(2)" to "(3)"

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AMENDMENT NO. 3

On page 51, line 30, change "(3)" to "(4)"

AMENDMENT NO. 4

On page 52, line 1, change "(4)" to "(5)"

AMENDMENT NO. 5

On page 52, between lines 3 and 4, insert the following:

"C. A registered agent may satisfy the requirements of Subsection B of this Section for multiple corporations through the delivery of a single statement of change that complies with Subsection B of this Section, provides the names of all of the corporations for which the statement is to be effective, and certifies that the registered agent has notified all of those corporations of the change in its address to the new street address specified in the statement of change."

AMENDMENT NO. 6

On page 52, line 12, delete "a new provision" and delete lines 13 through 15 and insert the following: "new Subsections B and C. Subsection B lists the information and certification to be included in the statement required to change the registered agent's address in the records of the secretary of state. Subsection C permits the information required by Subsection B to be supplied in a single statement for multiple corporations."

AMENDMENT NO. 7

On page 206, line 7, after "if" insert "either of the following apply:"

AMENDMENT NO. 8

On page 206, line 8, change "shareholder" to "(a) Shareholder"

AMENDMENT NO. 9

On page 206, line 11, change "merger, or if the" to "merger. (b) The"

AMENDMENT NO. 10

On page 233, line 30, change "Section" to "Part" and change "Part" to "Subpart D"

AMENDMENT NO. 11

On page 262, line 23, change "Section" to "Part"

AMENDMENT NO. 12

On page 262, line 34, change "Act" to Part"

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. 500—

BY REPRESENTATIVES BERTHELOT, ANDERS, BARROW, BURFORD, COX, HILL, HOFFMANN, LEBAS, PATRICK WILLIAMS, AND WILLMOTT

AN ACT

To amend and reenact R.S. 42:1123(26), relative to the Code of Governmental Ethics; to allow the acceptance of certain gifts by certain public servants under certain circumstances; 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. 601—

BY REPRESENTATIVES ABRAMSON, HUNTER, HUVAL, PIERRE, RITCHIE, AND THIBAUT

AN ACT

To enact R.S. 22:1827, relative to health insurance coverage; to prohibit a provider of healthcare services from refusing to submit a claim to a health insurance issuer under certain circumstances; to define certain terms; to provide that certain conflicting provisions in agreements between a provider of healthcare services and a health insurance issuer shall be deemed null and void; 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 Engrossed House Bill No. 601 by Representative Abramson

AMENDMENT NO. 1

On page 1, delete lines 10 through 17 in their entirety and insert:

"A. (1) No health care provider, which accepts a patient's health insurance coverage, shall require an enrollee or insured to consent to payment for healthcare services as a condition for verification of health insurance coverage for such healthcare services.

(2) This Section shall not preclude a healthcare provider from requiring the enrollee or the insured to consent to payment or to request payment for those services before services are delivered, to consent to payment or payment for those services delivered, or to require payment in the event a claim is subsequently denied by the health insurance issuer."

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. 787—

BY REPRESENTATIVES ARNOLD, ABRAMSON, ADAMS, BADON, BILLIOT, WESLEY BISHOP, GAROFALO, HENRY, JOHNSON, LEOPOLD, LOPINTO, LORUSSO, MORENO, STOKES, TALBOT, AND WILLMOTT

AN ACT

To amend and reenact R.S. 43:142(B), 171(B), 200(3), and 201(D), to enact R.S. 43:202(D), and to repeal R.S. 43:201(E), relative to the publication of official proceedings, legal notices, and advertisements in Jefferson and Orleans parishes; to provide relative to qualifications of newspapers for such publication; to provide for definitions; to provide for an effective date; 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. 807—

BY REPRESENTATIVE BARRAS

AN ACT

To amend and reenact R.S. 6:1082, 1083(18) and (20), 1086(A)(1), 1087(F)(introductory paragraph), 1088(D), (F), (G)(3)(introductory paragraph), and (J), 1088.2(A)(1) and (3), 1088.3(A)(1) and (3), (C)(2)(introductory paragraph) and (b), and (D)(2), 1089(A), 1090(B)(1), 1092(B)(1)(e), (G), and (K), and 1099(F) and to enact R.S. 6:1083(11.1) and 1088(G)(3)(d), relative to mortgage servicers; to require that mortgage servicers be licensed and regulated pursuant to the Louisiana Secure and Fair Enforcement of Mortgage Licensing Act of 2009; 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. 838—

BY REPRESENTATIVE HOFFMANN

AN ACT

To amend and reenact R.S. 37:3407(A)(7) and to enact R.S. 37:3407(A)(11), relative to fees charged by the Louisiana Real Estate Appraisers Board; to provide changes to fees charged by the Louisiana Real Estate Appraisers Board; 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. 844—

BY REPRESENTATIVE PONTI

AN ACT

To enact R.S. 9:3571.3, relative to credit reports of protected persons; to provide for prohibitions on the release of credit information of protected persons; to provide for definitions; to provide for exceptions; to provide for damages; 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. 857—

BY REPRESENTATIVE BROADWATER

AN ACT

To amend and reenact R.S. 18:602(E)(1), (2)(a), and (4) and to repeal R.S. 13:2583(F) and R.S. 42:373, relative to vacancies in certain local and municipal offices; to provide for the filling of such vacancies; to provide relative to the appointment of a person to fill such a vacancy under certain circumstances; to provide relative to the election of a person to fill such a vacancy under certain circumstances; 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. 868—

BY REPRESENTATIVE PONTI

AN ACT

To amend and reenact R.S. 40:1749.12(10), 1749.13(B)(5), 1749.14(C)(1)(a), and 1749.20(A)(2) and (3) and (B), relative to the Louisiana Underground Utilities and Facilities Damage Prevention Law; to add to the definition of "mark by time"; to allow for mutual agreements to extend time periods between notification and activity; to allow the use of supplemental offset markings; to provide relative to penalties; 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. 894—

BY REPRESENTATIVE HOFFMANN

AN ACT

To amend and reenact R.S. 37:3394(B) and (H), relative to the Louisiana Real Estate Appraisers Board; to provide for membership requirements and qualifications; 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. 1018—

BY REPRESENTATIVE HOFFMANN

AN ACT

To amend and reenact R.S. 37:3396(B), (D), and (F)(2), 3397(B)(1), (3)(introductory paragraph) and (d) through (f), (4), and (5), 3398(A), 3401(B), (C)(introductory paragraph) and (3), 3408(B), (C)(2), and (E), and 3410(A), to enact R.S. 37:3392(13), 3397.1, and 3409(E)(4), and to repeal R.S. 37:3397(B)(6), (C), and (D), 3398(D), and 3401(D), relative to the Louisiana Real Estate Appraisers Law; to provide for board terms; to provide relative to license qualifications; to provide relative to criteria for license classifications and continuing education requirements; to provide relative to examinations; to provide relative to nonresident licenses; to provide relative to disciplinary proceedings; to provide for standards for the development and communication of real estate appraisers; 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. 1057—

BY REPRESENTATIVE THIERRY

AN ACT

To amend and reenact the heading of Subpart D of Part III of Chapter 2 of Title 22 of the Louisiana Revised Statutes of 1950, R.S. 22:631(introductory paragraph), (4), and (6)(c) and (d) and 634(A)(1), relative to risk-based capital for health organizations; to define "health organization"; to amend certain formulas to determine risk-based capital; to define a "company-action level event"; 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. 1149—

BY REPRESENTATIVE LORUSSO

AN ACT

To enact R.S. 22:2171(C)(20), (E)(3), (F)(7), and (G)(7), relative to the Louisiana Property and Casualty Insurance Commission; to provide for the membership of the commission; to provide that the National Association of Mutual Insurance Companies shall appoint a representative to the commission; 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. 1195—

BY REPRESENTATIVE LORUSSO

AN ACT

To amend and reenact R.S. 22:1964(24) and (25), relative to unfair trade practices in the business of insurance; to provide that any attempt to limit through contractual provisions the amount of information that a non-captive producer may provide to consumers on competing limited benefit or supplemental benefit plans shall be such an unfair trade practice; to provide that any attempt to limit through contractual provisions the number of other insurance companies that such a producer may represent shall be deemed such an unfair trade practice; 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. 1234—

BY REPRESENTATIVE PONTI

AN ACT

To amend and reenact R.S. 51:709(5)(a)(introductory paragraph) and (ii) and to enact R.S. 51:705(H), relative to the registration of securities; to remove the exemption from registration under the Louisiana Securities Law, relative to Regulation A securities of the Federal Securities Act of 1933; to require registration under the Louisiana Securities Law of Regulation A securities of the Federal Securities Act of 1933; 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.

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

SENATE CONCURRENT RESOLUTION NO. 73—

BY SENATOR WARD AND REPRESENTATIVE LEGER

A CONCURRENT RESOLUTION

To establish the Community Health Caucus of the Legislature of Louisiana and to provide relative to the caucus.

May 1, 2014

Reported with amendments by the Committee on Health and Welfare.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Health and Welfare to Original Senate Concurrent Resolution No. 73 by Senator Ward

AMENDMENT NO. 1

On page 1, line 6, after "vulnerable" delete the semicolon ";" and insert a comma ","

AMENDMENT NO. 2

On page 1, line 8, delete "800,000" and insert "eight hundred thousand"

AMENDMENT NO. 3

On page 1, line 9, delete "318" and insert "three hundred eighteen"

AMENDMENT NO. 4

On page 1, line 10, delete "2,300" and insert "two thousand three hundred" and delete "12.8 million" and insert "twelve million eight hundred thousand"

On motion of Senator Heitmeier, the committee amendment was adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Erdey Peacock
Adley Gallot Perry
Allain Guillory Peterson
Amedee Heitmeier Riser
Appel Johns Smith, G.
Broome Kostelka Smith, J.
Brown LaFleur Tarver
Buffington Long Thompson
Chabert Martiny Walsworth
Claitor Mills Ward
Crowe Morrish White
Donahue Murray
Dorsey-Colomb Nevers
Total - 37

NAYS

Total - 0

ABSENT

Cortez Morrell
Total - 2

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

SENATE CONCURRENT RESOLUTION NO. 75—

BY SENATOR NEVERS

A CONCURRENT RESOLUTION

To urge and request the Louisiana Department of Health and Hospitals, through its office of behavioral health, to study and develop a list of suicide assessment, intervention, treatment, and management training programs meeting the Suicide Prevention Resource Center best practices standards to make available for access by medical professionals and the public in the state of Louisiana; that the department further develop a list of which other professional and citizen groups, beyond the medical professions, the department recommends should be offered such

training on a voluntary basis; and that the department recommends how best to make such training widely accessible for use in Louisiana, through online access or otherwise.

Reported favorably by the Committee on Health and Welfare.

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 Peacock
Adley Gallot Perry
Allain Guillory Peterson
Amedee Heitmeier Riser
Appel Johns Smith, G.
Broome Kostelka Smith, J.
Brown LaFleur Tarver
Buffington Long Thompson
Chabert Martiny Walsworth
Claitor Mills Ward
Crowe Morrish White
Donahue Murray
Dorsey-Colomb Nevers
Total - 37

NAYS

Total - 0

ABSENT

Cortez Morrell
Total - 2

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

SENATE CONCURRENT RESOLUTION NO. 81—

BY SENATOR GUILLORY

A CONCURRENT RESOLUTION

To declare Sunset, Louisiana, the "Rubboard Capital of the World".

Reported favorably by the Committee on Senate and Governmental Affairs.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Erdey Peacock
Adley Gallot Perry
Allain Guillory Peterson
Amedee Heitmeier Riser
Appel Johns Smith, G.
Broome Kostelka Smith, J.
Brown LaFleur Tarver
Buffington Long Thompson
Chabert Martiny Walsworth
Claitor Mills Ward
Crowe Morrish White
Donahue Murray
Dorsey-Colomb Nevers
Total - 37

NAYS

Total - 0

ABSENT

Cortez Morrell
Total - 2

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

SENATE CONCURRENT RESOLUTION NO. 87—
BY SENATOR MILLS

A CONCURRENT RESOLUTION

To authorize and direct the Department of Health and Hospitals to create a working group to study the future of health care funding in Louisiana.

Reported with amendments by the Committee on Health and Welfare.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Health and Welfare to Original Senate Concurrent Resolution No. 87 by Senator Mills

AMENDMENT NO. 1

On page 2, between lines 8 and 9 insert:
"(6) The executive director of the Louisiana Nursing Home Association or his designee.

(7) The chairman of the Senate Committee on Health and Welfare or his designee.

(8) The chairman of the House of Representatives Committee on Health and Welfare or his designee."

AMENDMENT NO. 2

On page 3, line 2, delete "and"

AMENDMENT NO. 3

On page 3, line 3, after "Louisiana" insert ", and the executive director of the Louisiana Nursing Home Association"

On motion of Senator Heitmeier, the committee amendment was adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Erdey	Peacock
Adley	Gallot	Perry
Allain	Guillory	Peterson
Amedee	Heitmeier	Riser
Appel	Johns	Smith, G.
Broome	Kostelka	Smith, J.
Brown	LaFleur	Tarver
Buffington	Long	Thompson
Chabert	Martiny	Walsworth
Claitor	Mills	Ward
Crowe	Morrish	White
Donahue	Murray	
Dorsey-Colomb	Nevers	
Total - 37		

NAYS

Total - 0

ABSENT

Cortez Morrell
Total - 2

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

SENATE CONCURRENT RESOLUTION NO. 96—

BY SENATOR HEITMEIER

A CONCURRENT RESOLUTION

To urge and request the Department of Health and Hospitals to assess water accessibility in Louisiana schools and report its findings to the legislature and the State Board of Elementary and Secondary Education.

Reported favorably by the Committee on Health and Welfare.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Claitor Kostelka
Cortez Morrell
Total - 4

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

Bagneris Rule

Senator Tarver moved to suspend the rules to temporarily pass over controversial Senate Bills on Third Reading and Final Passage with the intention of taking them up later, in their regular order.

Without objection, so ordered.

SENATE BILL NO. 233—

BY SENATOR BROOME

AN ACT

To amend and reenact R.S. 51:2602, 2603(6), (7), (8), (9), (10), (11) and (12), 2606(A)(1), (2), (3), (4) and (5), 2607(A) and (C), and 2608 and to enact R.S. 51:2603(13), relative to the Louisiana Equal Housing Opportunity Act; to provide for victims of domestic abuse; to provide for definitions; to provide for terms and conditions; and to provide for related matters.

Floor Amendments

Senator Martiny sent up floor amendments.

May 1, 2014

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Martiny on behalf of the Legislative Bureau to Engrossed Senate Bill No. 233 by Senator Broome

AMENDMENT NO. 1
On page 1, line 2, following "2602" and before the "," insert "(A)"

AMENDMENT NO. 2
On page 1, line 2, following "(12)," and before "(1)" change "2606(A)" to "the introductory paragraph of 2606(A) and (A)"

AMENDMENT NO. 3
On page 1, line 8, following "2602" and before the "," insert "(A)"

AMENDMENT NO. 4
On page 1, line 8, following "(12)," and before "(1)" change "2606(A)" to "the introductory paragraph of 2606(A) and (A)"

AMENDMENT NO. 5
On page 2, line 16, following "with" and before the ":" insert "either of the following"

AMENDMENT NO. 6
On page 2, line 18, following "individuals" and before the end of the line, change "; or" to a ";"

AMENDMENT NO. 7
On page 2, line 25, following "person" and before the ":" insert ", any of the following"

AMENDMENT NO. 8
On page 2, line 28, following "impairment" and before the end of the line change "; or" to a ";"

AMENDMENT NO. 9
On page 2, line 29, following "impairment" change "," to ";"

AMENDMENT NO. 10
On page 3, line 17, following "unlawful" and before the ":" insert "to do any of the following"

On motion of Senator Martiny, 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. 233 by Senator Broome

AMENDMENT NO. 1
On page 1, line 3, change "R.S. 51:2603(13)" to "R.S. 51:2603(13) and (14)"

AMENDMENT NO. 2
On page 1, line 10, change "is" to "and (14) are"

AMENDMENT NO. 3
On page 2, between lines 24 and 25, insert the following:
"(10) "Family or household member" means a spouse, former spouse, parent, child, stepparent, stepchild, foster parent, foster child, grandparent and grandchild."

AMENDMENT NO. 4
On page 2, line 25, change "(10)" to "(11)"

AMENDMENT NO. 5
On page 3, line 4, change "(11)" to "(12)"

AMENDMENT NO. 6
On page 3, line 8, change "(12)" to "(13)"

AMENDMENT NO. 7
On page 3, line 12, change "(13)" to "(14)"

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

Table with 3 columns: Name, Yeas, Nays. Lists names like Mr. President, Adley, Allain, Amedee, Appel, Broome, Brown, Buffington, Chabert, Claitor, Crowe, Donahue, Dorsey-Colomb, Erdey, Gallot, Guillory, Heitmeier, Johns, Kostelka, LaFleur, Long, Martiny, Mills, Morrish, Murray, Nevers, Peacock, Perry, Peterson, Riser, Smith, G., Smith, J., Tarver, Thompson, Walsworth, Ward, White.

NAYS

Total - 0

ABSENT

Table with 2 columns: Name, Absent. Lists Cortez, Morrell.

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. 480—
BY SENATOR WALSWORTH

AN ACT

To amend and reenact Chapter 17 of Subtitle III of Title 39 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 39:1551 through 1554.1, 1556 through 1558, 1561 through 1569.1, 1571 through 1572, 1581, 1586 through 1587, 1593 through 1598, 1600 through 1608, 1611 through 1633, 1641 through 1644, 1646, 1651 through 1658, 1661 through 1662, 1671 through 1673, 1676 through 1679, 1681 through 1685, 1691 through 1692, 1695 through 1697, 1702 through 1710, 1716, 1731 through 1736, and 1751 through 1755, and to repeal Chapter 16 of Subtitle III of Title 39 of the Louisiana Revised Statutes of 1950, comprised of R.S. 39:1481 through 1526, relative to the procurement code; to provide for procurement by public bodies, including provisions for a central purchasing agency, for procurement regulations, and for source selection for items to be purchased and methods for such purchases; to provide for definitions and access to procurement information; to provide for the authority and duties of the commissioner of administration with respect to procurement; to provide for certain appointments and qualifications; to provide for mandatory information requirements; to provide for bid procedures and for types of contracts; to provide for contract modification, termination, and contract clauses; to provide for legal and contractual remedies and for administrative appeals; to provide for cooperative purchasing; to provide with respect to conflicts with other provisions of law; to provide for changes in designations by the Louisiana State Law Institute; to provide for an effective date; 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. 480 by Senator Walsworth

AMENDMENT NO. 1

On page 3, line 22 change "below" to "**in Subsections C and D of this Section**"

AMENDMENT NO. 2

On page 3, line 24, change "(F) below" to "**F of this Subsection**"

AMENDMENT NO. 3

On page 3, line 28, following "VII" and before "." change "(Intergovernmental Relations)" to "**of this Chapter, Intergovernmental Relations**"

AMENDMENT NO. 4

On page 7, line 15, following "shall" and before "if" change "only approve the contract" to "approve the contract **only**"

AMENDMENT NO. 5

On page 9, line 25, following "in" change "R.S. **39:1554(N)**" to "**Paragraph (1) of this Subsection**"

AMENDMENT NO. 6

On page 9, line 26, before "agency" change "said" to "**the**"

AMENDMENT NO. 7

On page 10, line 2, following "Security" change "act" to "**Act**"

AMENDMENT NO. 8

On page 10, line 2, following "determinations" change "service" to "**services**"

AMENDMENT NO. 9

On page 14, lines 23-24, following "in" delete the remainder of the line and line 24 in its entirety and insert "**Paragraph (23) of this Section.**"

AMENDMENT NO. 10

On page 15, line 15, following "in" delete the remainder of the line and insert "**Paragraph (23) of this Section.**"

AMENDMENT NO. 11

On page 16, line 2, following "**or**" and before "**property**" change "**real**" to "**immovable**"

AMENDMENT NO. 12

On page 16, line 8, following "contract" change ";, or" to "._"

AMENDMENT NO. 13

On page 16, line 14, following "skills," and before "but" change "such as" to "**including**"

AMENDMENT NO. 14

On page 16, line 16, following "talents," and before "but" change "such as" to "**including**"

AMENDMENT NO. 15

On page 18, lines 13-14, following "need," and before "the" change "and may include, but is not limited to," to "**including but not limited to**"

AMENDMENT NO. 16

On page 19, line 4, following "state" change ";, or" to "._"

AMENDMENT NO. 17

On page 20, line 1, following "**equipment,**" and before "**property**" change "**real**" to "**immovable**"

AMENDMENT NO. 18

On page 21, line 5, following "on" and before "property" change "real" to "**immovable**"

AMENDMENT NO. 19

On page 22, line 22, before the "." change "Division of Administration" to "**division of administration**"

AMENDMENT NO. 20

On page 23, lines 4-5, following "administration, the" and before "," change "Central" to "**central**"

AMENDMENT NO. 21

On page 27, line 11, following "and" and before "1612" delete "R.S. 39:"

AMENDMENT NO. 22

On page 29, line 2, following "in" and before "." change "Subsection B of this Section" to "**Paragraph (1) of this Subsection**"

AMENDMENT NO. 23

On page 30, line 27, following "thereto" change ";, and" to "._"

AMENDMENT NO. 24

On page 39, line 8, following "state" and before ":" insert "**all of the following**"

AMENDMENT NO. 25

On page 39, line 11, following "obtained" change ";, and" to "._"

AMENDMENT NO. 26

On page 39, line 18, following "nearest parish," and before "has" change "that" to "**which**"

AMENDMENT NO. 27

On page 40, line 25, following "No criteria" and before the end of the line change "may" to "**shall**"

AMENDMENT NO. 28

On page 45, line 6, before "agency" insert "**using**"

AMENDMENT NO. 29

On page 45, line 17, following "performed" and before "objectives" change "and/or" to "**and**"

AMENDMENT NO. 30

On page 45, line 28, following "the" and before "." change "individual(s) or firm(s)" to "**individual or firm**"

AMENDMENT NO. 31

On page 47, line 8, following "delegation" and before "be" change "must" to "**shall**"

AMENDMENT NO. 32

On page 50, line 18, following "this" and before "," change "**Paragraph**" to "**Subsection**"

AMENDMENT NO. 33

On page 52, line 21, following "to" and before the end of the line, delete "the" and on line 22, change "Soviet Union" to "**Russia**"

AMENDMENT NO. 34

On page 54, line 19, following "waters" change ";, or" to "._"

AMENDMENT NO. 35

On page 56, line 26, following "shall" and before "to" change "only apply" to "**apply only**"

May 1, 2014

AMENDMENT NO. 36

On page 58, line 3, following "work" change "; and" to "₂"

AMENDMENT NO. 37

On page 60, line 3, following "individual" change ", and" to "₂"

AMENDMENT NO. 38

On page 63, line 6, following "of" and before "or" change "\$5,000" to "**five thousand dollars**"

AMENDMENT NO. 39

On page 63, line 9, following "disqualification" and before the end of the line change "; and" to "₂"

AMENDMENT NO. 40

On page 64, line 10, following "competition" and before the end of the line change "₂" to "₂"

AMENDMENT NO. 41

On page 64, line 12, following "public" and before the end of the line change "₂" to "₂"

AMENDMENT NO. 42

On page 64, line 13, following "regulation" and before the end of the line change "; or" to "₂"

AMENDMENT NO. 43

On page 65, line 11, following "IV" and before "will" change "hereof" to "**of this Chapter**"

AMENDMENT NO. 44

On page 65, line 18, following "other" and before "source" change "cost effective" to "**cost-effective**"

AMENDMENT NO. 45

On page 66, line 15, following "contemplated" and before the end of the line change "; and" to "₂"

AMENDMENT NO. 46

On page 67, line 4, following "continuing" and before the end of the line change "; and" to "₂"

AMENDMENT NO. 47

On page 73, line 25, following "17:1941" and before "et" delete the "₂"

AMENDMENT NO. 48

On page 74, line 4, following "single" and before "." change "source (sole source)" to "**₂, or sole, source**"

AMENDMENT NO. 49

On page 74, line 11, following "quasi-public" and before "nonprofit" change "and/or" to "**or**"

AMENDMENT NO. 50

On page 75, lines 10-11, following "in" and before "are" on line 11, change "R.S. **39:1619(B)**" to "**Subsection B of this Section**"

AMENDMENT NO. 51

On page 78, line 12, at the beginning of the line following "(2)" and before "." insert "**of this Subsection**"

AMENDMENT NO. 52

On page 78, line 12, following "Paragraph (2)" and before "and" insert "**of this Subsection**"

AMENDMENT NO. 53

On page 84, line 15, following "records of the" change "individual(s) or firm(s)" to "**individual or firm**"

AMENDMENT NO. 54

On page 88, line 10, following "R.S. 39:1632" and before "shall constitute" delete "above"

AMENDMENT NO. 55

On page 89, line 11, following "stated in" change "R.S. 39:2(1)" to "**R.S. 39:2(2)**"

AMENDMENT NO. 56

On page 89, line 19, following "definition of" and before "established by" change "R.S. 39:2(1)" to "**R.S. 39:2(2)**"

AMENDMENT NO. 57

On page 93, line 18, following "only" and before ":" change "where" to "**when one of the following applies**"

AMENDMENT NO. 58

On page 93, line 20, following "requirements" change "; or" to "₂"

AMENDMENT NO. 59

On page 93, line 22, following "maintainability" change "; or" to "₂"

AMENDMENT NO. 60

On page 93, line 28, following "Except" and before "of this" change "in Paragraph (2)" to "**as provided in Paragraph (A)(2)**"

AMENDMENT NO. 61

On page 95, line 8, following "therewith" change "; " to "₂"

AMENDMENT NO. 62

On page 95, line 9, following "packing" change "; or" to "₂"

AMENDMENT NO. 63

On page 95, line 12, following "performance" change "; and" to "₂"

AMENDMENT NO. 64

On page 97, line 10, following "taken" change "; and" to "₂"

AMENDMENT NO. 65

On page 97, line 17, following "unless" and before ":" insert "**one of the following applies**"

AMENDMENT NO. 66

On page 97, line 18, following "fraudulent" change "; or" to "₂"

AMENDMENT NO. 67

On page 99, line 10, following "subcontract" change "; " to "₂"

AMENDMENT NO. 68

On page 99, line 14, following "contractor" change "; " to "₂"

AMENDMENT NO. 69

On page 99, line 16, following "proposals" change "; " to "₂"

AMENDMENT NO. 70

On page 99, line 21, following "contract" change "; or" to "₂"

AMENDMENT NO. 71

On page 99, line 28, following "regulations" change "; and" to "₂"

AMENDMENT NO. 72

On page 100, line 3, following "taken" change "; and" to "₂"

AMENDMENT NO. 73

On page 100, line 10, following "unless" and before ":" insert "**one of the following applies**"

AMENDMENT NO. 74

On page 100, line 11, following "fraudulent" change "; or" to "₂"

AMENDMENT NO. 75

On page 102, line 28, following "shall" and before ":" insert "**do all of the following**"

AMENDMENT NO. 76

On page 102, line 29, following "taken" change "; and" to "₂"

AMENDMENT NO. 77

On page 103, line 6, following "unless" and before ":" insert "**one of the following applies**"

AMENDMENT NO. 78

On page 103, line 7, following "fraudulent" change "; or" to "½"

AMENDMENT NO. 79

On page 106, line 2, following "unless" and before ":" insert "**one of the following applies**"

AMENDMENT NO. 80

On page 106, line 3, following "fraudulent" change "; or" to "½"

AMENDMENT NO. 81

On page 106, line 21, following "unless" and before ":" insert "**one of the following applies**"

AMENDMENT NO. 82

On page 106, line 22, following "fraudulent" change "; or" to "½"

AMENDMENT NO. 83

On page 107, line 8, following "unless" and before ":" insert "**one of the following applies**"

AMENDMENT NO. 84

On page 107, line 9, following "fraudulent" change "; or" to "½"

AMENDMENT NO. 85

On page 117, line 17, following "a" and before "award" change "set aside" to "**set-aside**"

AMENDMENT NO. 86

On page 118, lines 2 and 3, following "of the" and before "contracts" change "set aside" to "**set-aside**"

AMENDMENT NO. 87

On page 118, line 5, following "unsuccessful" and before "procedures" change "set aside" to "**set-aside**"

AMENDMENT NO. 88

On page 119, line 6, following "include" and before "by" change "self certification" to "**self-certification**"

AMENDMENT NO. 89

On page 119, line 7, following "a" and before "." change "self certification" to "**self-certification**"

On motion of Senator Martiny, the amendments were adopted.

Floor Amendments

Senator Walsworth proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Walsworth to Engrossed Senate Bill No. 480 by Senator Walsworth

AMENDMENT NO. 1

On page 23, line 2, change "PURCHASING AGENCY" to "PROCUREMENT OFFICE"

AMENDMENT NO. 2

On page 23, line 3, change "purchasing agency" to "procurement office"

AMENDMENT NO. 3

On page 23, line 5, change "purchasing agency" to "Procurement Office"

On motion of Senator Walsworth, the amendments were adopted.

The bill was read by title. Senator Walsworth 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	Riser
Broome	Johns	Smith, G.
Brown	Kostelka	Smith, J.
Buffington	LaFleur	Tarver
Chabert	Long	Thompson
Claitor	Martiny	Walsworth
Crowe	Mills	Ward
Donahue	Morrish	White
Total - 36		

NAYS

Peterson
Total - 1

ABSENT

Cortez
Total - 2

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

SENATE BILL NO. 571—

BY SENATOR WALSWORTH

AN ACT

To amend and reenact Code of Criminal Procedure Art. 717(C) and R.S. 15:587(A)(1)(a), relative to public defenders; to require the Louisiana Bureau of Criminal Identification and Information to release criminal history records and identification files to public defenders; to provide for the disclosure of inducements or records of arrests and convictions; 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. 571 by Senator Walsworth

AMENDMENT NO. 1

On page 2, line 12, following "Senate" insert "**Committee on Senate**"

AMENDMENT NO. 2

On page 2, line 13, delete "Committee"

On motion of Senator Martiny, the amendments were adopted.

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

May 1, 2014

SENATE BILL NO. 589—
BY SENATOR WALSWORTH

AN ACT

To amend and reenact R.S. 46:2607, relative to the Children's Cabinet; to provide relative to the termination date; to provide for an effective date; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Erdey	Peacock
Adley	Gallot	Perry
Allain	Guillory	Peterson
Amedee	Heitmeier	Riser
Appel	Johns	Smith, G.
Broome	Kostelka	Smith, J.
Brown	LaFleur	Tarver
Buffington	Long	Thompson
Chabert	Martiny	Walsworth
Claitor	Mills	Ward
Crowe	Morrish	White
Donahue	Murray	
Dorsey-Colomb	Nevers	
Total - 37		

NAYS

Total - 0

ABSENT

Cortez	Morrell
Total - 2	

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

SENATE BILL NO. 607—
BY SENATOR GALLOT

AN ACT

To enact R.S. 9:314, relative to divorce; to provide for the effect of divorce on the designation by an individual of the individual's former spouse as beneficiary in certain agreements or documents upon the death of the individual; to provide certain terms, conditions, and exceptions; and to provide for related matters.

The bill was read by title. Senator Gallot 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	Riser
Appel	Heitmeier	Smith, G.
Broome	Johns	Tarver
Brown	Kostelka	Thompson
Buffington	LaFleur	Walsworth
Chabert	Long	Ward
Claitor	Martiny	White
Crowe	Mills	
Donahue	Morrish	
Total - 34		

NAYS

Murray	Peterson
Total - 2	

ABSENT

Cortez	Morrell	Smith, J.
Total - 3		

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

SENATE BILL NO. 613—
BY SENATOR GARY SMITH

AN ACT

To enact R.S. 42:851(T), relative to group benefits; to provide for premium share; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Erdey	Nevers
Adley	Gallot	Peacock
Allain	Guillory	Perry
Amedee	Heitmeier	Peterson
Appel	Johns	Riser
Broome	Kostelka	Smith, G.
Brown	LaFleur	Smith, J.
Buffington	Long	Tarver
Claitor	Martiny	Thompson
Crowe	Mills	Walsworth
Donahue	Morrish	Ward
Dorsey-Colomb	Murray	White
Total - 36		

NAYS

Total - 0

ABSENT

Chabert	Cortez	Morrell
Total - 3		

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

SENATE BILL NO. 614—
BY SENATOR LAFLEUR

AN ACT

To enact R.S. 49:125.1, relative to the sale of surplus property; to allow for the transfer of surplus electronic devices to certain nonprofit entities; to require the nonprofit entities to perform certain services; to provide definitions, terms, conditions, and requirements; and to provide for related matters.

The bill was read by title. Senator LaFleur moved the final passage of the 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	Smith, J.
Buffington	Long	Thompson
Claitor	Martiny	Walsworth
Crowe	Mills	Ward
Donahue	Morrish	White
Dorsey-Colomb	Murray	
Total - 35		

NAYS

Total - 0

ABSENT

Chabert	Morrell
Cortez	Tarver
Total - 4	

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

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

HOUSE CONCURRENT RESOLUTION NO. 69—
BY REPRESENTATIVES LORUSSO, BARROW, ARMES, ARNOLD,
HENRY BURNS, COX, CROMER, EDWARDS, FOIL, GAINES, GISCLAIR,
HAZEL, HENRY, TERRY LANDRY, SCHRODER, AND THOMPSON
A CONCURRENT RESOLUTION

To memorialize the United States Congress to take such actions as are necessary to review and support legislation introduced as H.R. 3930, which would, if enacted, establish the National Commission on the Structure of the Army.

Reported favorably by the Committee on Senate and Governmental Affairs.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dorsey-Colomb	Murray
Adley	Erdey	Nevers
Allain	Gallot	Peacock
Amedee	Guillory	Perry
Appel	Heitmeier	Peterson
Broome	Johns	Riser
Brown	Kostelka	Smith, G.
Buffington	LaFleur	Smith, J.
Chabert	Long	Thompson
Claitor	Martiny	Walsworth
Crowe	Mills	Ward
Donahue	Morrish	White
Total - 36		

NAYS

Total - 0

ABSENT

Cortez	Morrell	Tarver
Total - 3		

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

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

Bagneris Rule

Senator Murray moved to suspend the rules to temporarily pass over controversial House Bills on Third Reading and Final Passage with the intention of taking them up later, in their regular order.

Without objection, so ordered.

HOUSE BILL NO. 460—
BY REPRESENTATIVE ARNOLD
AN ACT

To amend and reenact R.S. 26:87(A)(2), 98, 284(B), 295, and 919(A), relative to the office of alcohol and tobacco control; to provide with respect to the delivery of official correspondence from the commissioner of alcohol and tobacco control; and to provide for related matters.

The bill was read by title. Senator Heitmeier 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	Smith, J.
Buffington	Long	Thompson
Chabert	Martiny	Ward
Claitor	Mills	White
Crowe	Morrish	
Donahue	Murray	
Total - 34		

NAYS

Total - 0

ABSENT

Cortez	Morrell	Walsworth
LaFleur	Tarver	
Total - 5		

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

HOUSE BILL NO. 462—
BY REPRESENTATIVE BERTHELOT
AN ACT

To amend and reenact R.S. 35:393, relative to ex officio notaries for the Department of Public Safety and Corrections; to provide for the appointment of certain persons as ex officio notaries; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Erdey	Peacock
Adley	Gallot	Perry

May 1, 2014

Allain	Guillory	Peterson
Amedee	Heitmeier	Riser
Appel	Johns	Smith, G.
Broome	Kostelka	Smith, J.
Brown	LaFleur	Tarver
Buffington	Long	Thompson
Chabert	Martiny	Walsworth
Claitor	Mills	Ward
Crowe	Morrish	White
Donahue	Murray	
Dorsey-Colomb	Nevers	

Total - 37

NAYS

Total - 0

ABSENT

Cortez	Morrell
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Total - 2

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

HOUSE BILL NO. 569—
 BY REPRESENTATIVES STOKES, ABRAMSON, HODGES, AND
 HOFFMANN AND SENATOR LONG
 AN ACT

To amend and reenact R.S. 13:587.4(A) and (C) and to enact R.S. 13:587.4(D), relative to district courts; to authorize the designation of human trafficking courts; to provide relative to training for the presiding judge; to require certain services for human trafficking victims; to provide for the disposition of human trafficking cases; 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	Erdey	Peacock
Adley	Gallot	Perry
Allain	Guillory	Peterson
Amedee	Heitmeier	Riser
Appel	Johns	Smith, G.
Broome	Kostelka	Smith, J.
Brown	LaFleur	Tarver
Buffington	Long	Thompson
Chabert	Martiny	Walsworth
Claitor	Mills	Ward
Crowe	Morrish	White
Donahue	Murray	
Dorsey-Colomb	Nevers	

Total - 37

NAYS

Total - 0

ABSENT

Cortez	Morrell
--------	---------

Total - 2

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

HOUSE BILL NO. 1036—
 BY REPRESENTATIVES ARNOLD, ABRAMSON, CONNICK, HARRISON,
 AND THIERRY

AN ACT

To amend and reenact R.S. 26:352 and 932(4) and (10) and to enact R.S. 26:793(A)(1)(a), (b), (c), and (d), relative to the donation of alcoholic beverages; to authorize the donation of alcoholic beverages to certain events and organizations; to provide for certain types of temporary alcoholic beverage permits; to provide for definitions; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Gallot	Perry
Adley	Guillory	Peterson
Allain	Heitmeier	Riser
Amedee	Johns	Smith, G.
Appel	LaFleur	Smith, J.
Broome	Long	Tarver
Brown	Martiny	Thompson
Buffington	Mills	Walsworth
Claitor	Morrish	Ward
Donahue	Murray	White
Dorsey-Colomb	Nevers	
Erdey	Peacock	

Total - 34

NAYS

Total - 0

ABSENT

Chabert	Crowe	Morrell
Cortez	Kostelka	

Total - 5

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

HOUSE BILL NO. 206—
 BY REPRESENTATIVE DANAHAY
 AN ACT

To enact R.S. 49:191(7) and to repeal R.S. 49:191(5)(o), relative to the Department of State Civil Service, including provisions to provide for the re-creation of the Department of State Civil Service and the statutory entities made a part of the department by law; to provide for the effective termination date for all statutory authority for the existence of such statutory entities; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Gallot	Peacock
Adley	Guillory	Perry
Allain	Heitmeier	Peterson
Amedee	Johns	Riser
Appel	Kostelka	Smith, G.
Broome	LaFleur	Smith, J.
Brown	Long	Tarver
Buffington	Martiny	Thompson
Chabert	Mills	Walsworth

Crowe Morrish Ward
 Dorsey-Colomb Murray White
 Erdey Nevers

Total - 35

NAYS

Total - 0

ABSENT

Claitor Donahue
 Cortez Morrell

Total - 4

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

HOUSE BILL NO. 641—
 BY REPRESENTATIVE HARRISON
 AN ACT

To amend and reenact R.S. 13:5713(A) and 5715(A)(2), R.S. 14:30(B)(1) and 95(H), and R.S. 17:2355.1, relative to coroners; to provide for duties of coroners relative to the investigation of deaths and the arrangement and expenses related to the disposition of bodies; to amend the definition of "peace officer" for purposes of first degree murder; to provide for the possession and concealing of handguns; to provide relative to the search of donor information; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Erdey Perry
 Adley Gallot Peterson
 Allain Heitmeier Riser
 Amedee Johns Smith, G.
 Appel Kostelka Smith, J.
 Broome LaFleur Tarver
 Brown Long Thompson
 Buffington Martiny Walsworth
 Claitor Mills Ward
 Crowe Morrish White
 Donahue Nevers
 Dorsey-Colomb Peacock

Total - 34

NAYS

Murray
 Total - 1

ABSENT

Chabert Guillory
 Cortez Morrell

Total - 4

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

HOUSE BILL NO. 286—
 BY REPRESENTATIVE THIBAUT
 AN ACT

To amend and reenact R.S. 22:942(10)(a) and to enact R.S. 22:931(A)(12), relative to individual life insurance policies; to require insurers to notify insureds of when their conversion option will expire; to allow for conversion from a group policy to an individual term life insurance policy; to provide for proof of notice to policyholders; to provide an exception for a child term rider; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 36

NAYS

Total - 0

ABSENT

Chabert Cortez Morrell
 Total - 3

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

HOUSE BILL NO. 324—
 BY REPRESENTATIVE LEGER
 AN ACT

To amend and reenact R.S. 12:2.1, relative to certain confidential data in the possession of the Department of State; to authorize the disclosure of electronic mail addresses and short message service numbers to certain persons and entities; to provide for the use of the data; to provide for the maintenance of the confidentiality of the data; and to provide for related matters.

The bill was read by title. Senator Murray moved the final passage of the 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 Smith, J.
 Buffington Long Tarver
 Claitor Martiny Thompson
 Crowe Mills Walsworth
 Donahue Morrish Ward
 Dorsey-Colomb Murray White

Total - 36

NAYS

Total - 0

ABSENT

Chabert Cortez Morrell
 Total - 3

May 1, 2014

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

HOUSE BILL NO. 365—
BY REPRESENTATIVES MORENO AND BROADWATER
AN ACT

To amend and reenact R.S. 18:18(D) and to enact R.S. 18:154(C)(2)(d), relative to certain voter information and data; to authorize the secretary of state to enter into certain agreements to share certain voter information or data; to provide for the purposes of such agreements; to require certain provisions; to provide relative to the confidentiality of certain voter information and data; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Erdey	Nevers
Adley	Gallot	Peacock
Allain	Guillory	Perry
Amedee	Heitmeier	Peterson
Appel	Johns	Riser
Broome	Kostelka	Smith, G.
Brown	LaFleur	Smith, J.
Buffington	Long	Tarver
Claitor	Martiny	Thompson
Crowe	Mills	Walsworth
Donahue	Morrish	Ward
Dorsey-Colomb	Murray	White
Total - 36		

NAYS

Total - 0

ABSENT

Chabert	Cortez	Morrell
Total - 3		

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

Rules Suspended

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

Introduction of Senate Resolutions

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

SENATE RESOLUTION NO. 111—
BY SENATORS DORSEY-COLOMB AND ERDEY
A RESOLUTION

To express the sincere condolences of the Senate of the Legislature of Louisiana upon the death of Rennie Elizabeth Wascom Stewart.

On motion of Senator Dorsey-Colomb the resolution was read by title and adopted.

SENATE RESOLUTION NO. 112—

BY SENATOR MORRISH
A RESOLUTION

To designate May 6, 2014, as "Battle of Calcasieu Pass Day" in the Louisiana Senate.

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

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

ENROLLMENTS

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

May 1, 2014

To the President and Members of the Senate:

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

The following Senate Concurrent Resolution has been properly enrolled:

SENATE CONCURRENT RESOLUTION NO. 108—
BY SENATOR ADLEY AND REPRESENTATIVE HENRY BURNS
A CONCURRENT RESOLUTION

To commend and congratulate Madison Waldron on being selected as one of two youth volunteers in Louisiana to receive the 2014 nineteenth annual Prudential Spirit of Community Award in recognition of her outstanding record of volunteer service from The National Association of Secondary School Principals and Prudential Financial.

Respectfully submitted,
"JODY" AMEDEE
Chairman

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

Message from the House

SIGNED HOUSE CONCURRENT RESOLUTIONS

April 29, 2014

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 Resolution:

HOUSE CONCURRENT RESOLUTION NO. 20—
BY REPRESENTATIVE LEGER
A CONCURRENT RESOLUTION

To recognize November 2014 as No-Shave November in Louisiana in order to raise awareness of men's health issues.

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 Resolution contained herein was signed by the President of the Senate.

Message from the House
SIGNED HOUSE BILLS AND
JOINT RESOLUTIONS

April 29, 2014

To the Honorable President and Members of the Senate:

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

HOUSE BILL NO. 8—

BY REPRESENTATIVE HONORE
AN ACT

To amend and reenact R.S. 15:572.4(D), relative to pardons; to provide relative to applications for pardons by persons serving a life sentence; to reduce the length of time the applicant is required to wait before filing a subsequent application after a denial; and to provide for related matters.

HOUSE BILL NO. 16—

BY REPRESENTATIVES TERRY LANDRY, ARNOLD, GAINES,
LEOPOLD, MORENO, JAY MORRIS, AND THIERRY
AN ACT

To enact R.S. 13:5401(C)(5), relative to reentry courts; to authorize the creation of a reentry division of the Fifteenth Judicial District Court; and to provide for related matters.

HOUSE BILL NO. 241—

BY REPRESENTATIVE ARMES AND SENATOR JOHN SMITH
AN ACT

To amend and reenact Section 3 of Act No. 437 of the 2013 Regular Session of the Legislature, relative to a proposed constitutional amendment to require certain residency specifications for members of the Wildlife and Fisheries Commission; to remove the effective date reference contained in the ballot language for such proposed constitutional amendment; and to provide for related matters.

HOUSE BILL NO. 284—

BY REPRESENTATIVE ST. GERMAIN
AN ACT

To enact R.S. 49:191(7) and to repeal R.S. 49:191(5)(d), relative to the Department of Transportation and Development, including provisions to provide for the re-creation of the Department of Transportation and Development and the statutory entities made a part of the department by law; to provide for the effective termination date for all statutory authority for the existence of such statutory entities; and to provide for related matters.

HOUSE BILL NO. 304—

BY REPRESENTATIVES HILL, ARMES, BERTHELOT, BILLIOT, BROWN,
BURFORD, HENRY BURNS, BURRELL, CHAMPAGNE, CHANEY,
DANAHAY, GAROFALO, HARRIS, HAVARD, HENSGENS, HOWARD,
JONES, NANCY LANDRY, LEOPOLD, LORUSSO, MACK, ORTEGO,
POPE, REYNOLDS, SCHEXNAYDER, SEABAUGH, ST. GERMAIN,
THIBAUT, THIERRY, AND WILLMOTT AND SENATORS NEVERS AND
WALSWORTH

AN ACT

To enact R.S. 47:463.165, relative to motor vehicle special prestige license plates; to provide for the "Louisiana Cattlemen's Association" special prestige license plate; to provide for the creation, issuance, and design of such license plates; to provide relative to the fee and distribution of fees for such plates; to authorize the promulgation of rules and regulations relative to the creation and implementation of a special prestige license plate; and to provide for related matters.

HOUSE BILL NO. 323—

BY REPRESENTATIVES TERRY LANDRY, BROWN, FRANKLIN,
GISCLAIR, GUINN, HILL, HONORE, HOWARD, IVEY, LEOPOLD,
NORTON, AND ST. GERMAIN

AN ACT

To enact R.S. 47:463.165, relative to motor vehicle special prestige license plates; to provide for the "Down Syndrome Awareness" special prestige plate; to provide for the creation, issuance, and

design of such license plates; to provide relative to the fee and distribution of fees for such plates; to authorize the promulgation of rules and regulations relative to the creation and implementation of a special prestige license plate; and to provide for related matters.

HOUSE BILL NO. 346—

BY REPRESENTATIVE ARNOLD
AN ACT

To amend and reenact R.S. 26:76(A)(2), 276(A)(2), and 912(A), relative to permits issued by the office of alcohol and tobacco control; to prohibit the transfer, assignment, or inheritance of tobacco permits by a limited liability company or other legal entities due to change of ownership or termination of business operations; to require that the permit be returned or surrendered under certain circumstances; to provide for notification requirements; to provide for time delays; and to provide for related matters.

HOUSE BILL NO. 433—

BY REPRESENTATIVES CARTER, BROADWATER, CHAMPAGNE,
HOLLIS, IVEY, JEFFERSON, REYNOLDS, RICHARD, SHADOIN, AND
SMITH

AN ACT

To amend and reenact R.S. 17:1808(J)(1) and (K) and 3141.15(G) and to enact R.S. 17:1808(L) and 3141.15(H), relative to reciprocity agreements that provide for interstate, online, postsecondary education; to authorize the Board of Regents to enter into and administer such agreements; to provide for participation by institutions in interstate, online education; to provide for application fees; and to provide for related matters.

HOUSE BILL NO. 440—

BY REPRESENTATIVES HARRISON, BERTHELOT, BILLIOT, WESLEY
BISHOP, BROWN, COX, DOVE, GISCLAIR, REYNOLDS,
SCHEXNAYDER, THIERRY, WHITNEY, AND PATRICK WILLIAMS

AN ACT

To amend and reenact R.S. 56:499(B) and (C), relative to shrimping trawls and skimmer nets; to provide relative to the size and configuration of skimmer nets; and to provide for related matters.

HOUSE BILL NO. 450—

BY REPRESENTATIVE SCHRODER
AN ACT

To designate a portion of Louisiana Highway 21 in St. Tammany Parish as "South Tyler Street".

HOUSE BILL NO. 752—

BY REPRESENTATIVE MORENO
AN ACT

To amend and reenact R.S. 14:133.6(B)(1), relative to the crime of filing a false lien; to expand the crime of filing a false lien against a law enforcement or court officer; to amend the definition of "court officer" to include clerk of court, deputy clerk of court, and recorder of mortgages; and to provide for related matters.

HOUSE BILL NO. 830—

BY REPRESENTATIVE ADAMS
AN ACT

To amend and reenact R.S. 26:351(2)(a) and (4) and to enact R.S. 26:351(9), relative to the size of containers for beverages of high alcoholic content; to require certain container sizes for certain alcoholic beverages sold or shipped in the state; to provide relative to the number of containers in each shipping case or container; to exempt certain products; and to provide for related matters.

HOUSE BILL NO. 893—

BY REPRESENTATIVE SCHEXNAYDER
AN ACT

To amend and reenact R.S. 32:706.2(A)(1), 707.5(D)(1), 1728(D)(6), 1728.2(D)(2) and (G)(1), 1728.3(D)(1)(b) and (F)(1)(a), and 1728.4(C)(5), relative to vehicle inspections; to provide that a peace officer can conduct physical inspections of a vehicle; and to provide for related matters.

May 1, 2014

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

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

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

ATTENDANCE ROLL CALL

PRESENT

Mr. President	Erdey	Peacock
Adley	Gallot	Perry
Allain	Guillory	Peterson
Amedee	Heitmeier	Riser
Appel	Johns	Smith, G.
Broome	Kostelka	Smith, J.
Brown	LaFleur	Tarver
Buffington	Long	Thompson
Chabert	Martiny	Walsworth
Claitor	Mills	Ward
Crowe	Morrish	White
Donahue	Murray	
Dorsey-Colomb	Nevers	
Total - 37		

ABSENT

Cortez	Morrell
Total - 2	

Louisiana Senate

TO: Senator John A. Alario, President of the Senate
 FROM: Senator J.P. Morrell
 SUBJECT: Leave of Absence
 DATE: April 30, 2014

I respectfully request a leave of absence from the Senate for Thursday, May 1, 2014.

Thank you for your consideration.

J.P. MORRELL
Senator - District 3

Leaves of Absence

The following leaves of absence were asked for and granted:

Cortez	1 Day	Morrell	1 Day
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Announcements

The following committee meetings for May 5, 2014, were announced:

Finance	1:00 P.M.	Room A
Retirement	1:00 P.M.	Room E

Adjournment

On motion of Senator Thompson, at 10:30 o'clock A.M. the Senate adjourned until Monday, May 5, 2014, at 3:00 o'clock P.M.

The President of the Senate declared the Senate adjourned.

GLENN A. KOEPP
Secretary of the Senate

DIANE O' QUIN
Journal Clerk