

**OFFICIAL JOURNAL
OF THE
SENATE
OF THE
STATE OF LOUISIANA**
NINTH DAY'S PROCEEDINGS

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

Senate Chamber
State Capitol
Baton Rouge, Louisiana

Wednesday, March 28, 2012

The Senate was called to order at 2:00 o'clock P.M. by Hon. John A. Alario Jr., President of the Senate.

Morning Hour

CONVENING ROLL CALL

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

PRESENT

Mr. President	Crowe	Murray
Allain	Donahue	Nevers
Amedee	Dorsey-Colomb	Peacock
Appel	Erdey	Perry
Broome	Guillory	Peterson
Brown	Heitmeier	Riser
Buffington	Johns	Smith, G.
Chabert	Long	Thompson
Claitor	Mills	White
Cortez	Morrish	
Total - 29		

ABSENT

Adley	Martiny	Walsworth
Gallot	Morrell	Ward
Kostelka	Smith, J.	
LaFleur	Tarver	
Total - 10		

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

Prayer

The prayer was offered by Reverend Donald Brown, 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 Guillory, the reading of the Journal was dispensed with and the Journal of March 27, 2012, was adopted.

**Senate Bills and Joint Resolutions on
Second Reading to be Referred**

SENATE BILL NO. 632—
BY SENATOR MARTINY

AN ACT

To amend and reenact R.S. 33:9124(E), relative to the Jefferson Parish Communication District; to provide for the authority to fund certain dispatching services; to provide for an effective date; and to provide for related matters.

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

SENATE BILL NO. 633—
BY SENATOR JOHNS

AN ACT

To amend and reenact R.S. 14:68.2 and to enact R.S. 14:68.2.1, relative to crimes involving the supplemental nutrition assistance program; to create the crime of unauthorized use of supplemental nutrition assistance program benefits or supplemental nutrition assistance program benefit access devices and the crime of failure to report unauthorized use of supplemental nutrition assistance program benefits; to provide for definitions; to provide for penalties; and to provide for related matters.

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

SENATE BILL NO. 634—
BY SENATOR MORRISH

AN ACT

To amend and reenact R.S. 32:707(I)(1)(f) and R.S. 45:164(A), 178, and 200.3, and to enact R.S. 32:707(N) and R.S. 47:469.1, relative to vehicles; to prohibit operation of vehicles issued a reconstructed title as a motor carrier of passengers or as a public carrier vehicle; 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.

SENATE BILL NO. 635—
BY SENATOR LAFLEUR

AN ACT

To amend and reenact R.S. 17:3802(C)(5), relative to the Louisiana Quality Education Support Fund; to provide for payment of certain costs attributable to the State Board of Elementary and Secondary Education related to the use of external peer-review consultants; and to provide for related matters.

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

SENATE BILL NO. 636—
BY SENATOR DORSEY-COLOMB

AN ACT

To enact R.S. 22:1076.1, relative to required health insurance coverage for hospitalization after a mastectomy; and to provide for related matters.

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

**Senate Resolutions on
Second Reading**

SENATE RESOLUTION NO. 24—
BY SENATOR MARTINY

A RESOLUTION

To commend the Louisiana Physical Therapy Association for its outstanding achievements and to designate the week of March 26, 2012, as Louisiana Physical Therapy Association Week.

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

SENATE RESOLUTION NO. 25—
BY SENATOR ADLEY

A RESOLUTION

To express the sincere condolences of the Senate of the Legislature of Louisiana upon the death of United States Air Force Technical Sergeant Daniel Douville in combat in Operation Enduring Freedom.

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

March 28, 2012

SENATE RESOLUTION NO. 26—
BY SENATOR ADLEY

A RESOLUTION

To express the sincere condolences of the Senate of the Legislature of Louisiana upon the death of United States Navy Chief Petty Officer Robert J. Reeves in Operation Enduring Freedom.

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

SENATE RESOLUTION NO. 27—
BY SENATOR ADLEY

A RESOLUTION

To express the sincere condolences of the Senate of the Legislature of Louisiana upon the death of United States Marine Corps Corporal Matthew T. Richard in combat in Operation Enduring Freedom.

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

SENATE RESOLUTION NO. 28—
BY SENATOR ADLEY

A RESOLUTION

To express the sincere condolences of the Senate of the Legislature of Louisiana upon the death of United States Navy Lieutenant Commander Jonas Kelsall in Operation Enduring Freedom

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

Senate Concurrent Resolutions on
Second Reading

SENATE CONCURRENT RESOLUTION NO. 40—
BY SENATOR PERRY

A CONCURRENT RESOLUTION

To urge and request the Coastal Protection and Restoration Authority, in conjunction with appropriate member agencies, to jointly study the freshwater needs of the Mermentau Basin and the feasibility of diverting Atchafalaya River water into the Mermentau Basin.

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

Message from the House

ASKING CONCURRENCE IN
HOUSE BILLS AND JOINT RESOLUTIONS

March 27, 2012

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. 108 HB NO. 969 HB NO. 491
- HB NO. 389

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

House Bills and Joint Resolutions
on First Reading

HOUSE BILL NO. 108—
BY REPRESENTATIVE HOFFMANN
AN ACT

To amend and reenact R.S. 17:2048.51(C)(14) and to enact R.S. 17:2048.51(C)(18) and (G)(7), relative to the Louisiana Health Works Commission; to provide for membership of such commission; to provide for membership of the executive committee within such commission; and to provide for related matters.

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

HOUSE BILL NO. 389—
BY REPRESENTATIVE SCHRODER
AN ACT

To amend and reenact R.S. 6:333(F)(14), R.S. 9:315.9(A)(6), 315.16(A), 315.40(1), 399.1(A) and (F)(3) and (4), and 406(B)(2) and (C)(2), R.S. 11:441.1(F), R.S. 13:4291(B)(1) and (C), R.S. 27:364(A)(1)(b)(vi), R.S. 40:34(B)(1)(h)(iv) and (E)(1) and 46.1(D) and (F)(introductory paragraph), R.S. 46:56(M)(1), 236.1.1(9)(b) and (13), 236.1.2(G), 236.1.4(E), 236.1.5(C), 236.1.7(B), 236.1.8(D), 236.3(A)(2), 236.10(A), (B), and (D), 236.12(B)(1), 236.14(D)(1)(introductory paragraph) and (H)(2), 236.15(A)(1), 236.16, 238(F), and 2136.2(F), and R.S. 51:1442(4), relative to the Department of Children and Family Services; to provide for proper designation of certain sections and divisions of the department; to make technical changes; and to provide for related matters.

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

HOUSE BILL NO. 491—
BY REPRESENTATIVE DANAHAY
AN ACT

To amend and reenact R.S. 42:162, relative to oaths of office; to provide relative to manner in which the oath of certain officials is subscribed to and recorded; to provide for the duties of certain officials relative thereto; to provide for effectiveness; and to provide for related matters.

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

HOUSE BILL NO. 969—
BY REPRESENTATIVE TALBOT
AN ACT

To enact Chapter 3 of Subtitle VII of Title 47 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 47:6301, relative to rebates; to authorize a rebate for certain donations to certain school tuition organizations; to provide for definitions, requirements, and limitations; to provide for the amount, approval, and issuance of rebates; to authorize the Department of Education to conduct audits; to authorize the promulgation of rules and regulations; to provide for an effective date; and to provide for related matters.

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

Message from the House

ASKING CONCURRENCE IN
HOUSE CONCURRENT RESOLUTIONS

March 27, 2012

To the Honorable President and Members of the Senate:

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

HCR NO. 57

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

**House Concurrent Resolutions
on First Reading**

HOUSE CONCURRENT RESOLUTION NO. 57—
BY REPRESENTATIVE HOFFMANN
A CONCURRENT RESOLUTION

To memorialize the Congress of the United States to review and consider eliminating provisions of federal law which reduce Social Security benefits for those receiving pension benefits from federal, state, or local government retirement or pension systems, plans, or funds.

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

**House Bills and Joint Resolutions on
Second Reading**

HOUSE BILL NO. 81—
BY REPRESENTATIVE LIGI
AN ACT

To amend and reenact R.S. 32:1253(A)(2), relative to the Louisiana Motor Vehicle Commission; to provide for membership; 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. 133—
BY REPRESENTATIVES ARMES, ADAMS, ANDERS, ARNOLD, BILLIOT, STUART BISHOP, WESLEY BISHOP, BROADWATER, BROWN, BURFORD, HENRY BURNS, BURRELL, CHAMPAGNE, CHANEY, COX, CROMER, EDWARDS, GAINES, GAROFALO, GISCLAIR, HARRIS, HAVARD, HAZEL, HENRY, HENSGENS, HILL, HODGES, HOLLIS, HONORE, HOWARD, HUNTER, KATRINA JACKSON, JAMES, JEFFERSON, JONES, LAMBERT, NANCY LANDRY, TERRY LANDRY, LEBAS, LEOPOLD, LIGI, LORUSSO, MACK, MILLER, MONTOUCE, JAY MORRIS, NORTON, ORTEGO, PEARSON, PIERRE, POPE, PRICE, PUGH, PYLANT, REYNOLDS, RICHARD, RICHARDSON, RITCHIE, SCHRODER, SEABAUGH, SIMON, SMITH, ST. GERMAIN, THIERRY, THOMPSON, PATRICK WILLIAMS, AND WILLMOTT
AN ACT

To enact R.S. 32:412(K) and R.S. 40:1321(K), relative to driver's licenses and special identification cards; to authorize the designation of "VETERAN" on drivers' licenses and special identification cards; to provide for rules; 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. 162—
BY REPRESENTATIVE GISCLAIR
AN ACT

To amend and reenact R.S. 32:301, relative to motor vehicles; to provide that lighted lamps are required to be used while driving through a tunnel; 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. 508—
BY REPRESENTATIVE PONTI
AN ACT

To enact R.S. 6:1083(24) and 1086(D), relative to residential mortgages; to define "regularly engaged"; to exempt from licensure as a mortgage loan originator or a mortgage broker or lender those persons not regularly engaged in residential mortgage lending; to provide for an effective date; and to provide for related matters.

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

HOUSE BILL NO. 660—
BY REPRESENTATIVE STUART BISHOP
AN ACT

To enact Subpart C of Part VIII of Chapter 1 of Title 51 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 51:391, relative to solicitations; to prohibit solicitations with misleading governmental appearances; to provide for a disclaimer; to provide for a civil penalty; to provide for a remedy; 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. 54—
BY REPRESENTATIVE DIXON
A CONCURRENT RESOLUTION

To commend the Peabody Magnet High School boys basketball team upon winning the 2012 Class 4A state championship.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Adeley	Kostelka	Smith, J.
Total - 3		

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

March 28, 2012

HOUSE CONCURRENT RESOLUTION NO. 55—
BY REPRESENTATIVE HOLLIS

A CONCURRENT RESOLUTION
To recognize "Le Tour d'Iberville" as part of the Lacombe Cultural Heritage Corridor.

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	Peacock
Allain	Erdey	Perry
Amedee	Gallot	Peterson
Appel	Heitmeier	Riser
Broome	Johns	Smith, G.
Brown	Long	Tarver
Buffington	Martiny	Thompson
Chabert	Mills	Walsworth
Claitor	Morrell	Ward
Cortez	Morrish	White
Crowe	Murray	
Donahue	Nevers	
Total - 34		

NAYS

Total - 0

ABSENT

Adley	Kostelka	Smith, J.
Guillory	LaFleur	
Total - 5		

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

HOUSE CONCURRENT RESOLUTION NO. 56—
BY REPRESENTATIVE SIMON

A CONCURRENT RESOLUTION
To proclaim November 2012 as chronic obstructive pulmonary disease (COPD) awareness month in Louisiana.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Adley	Guillory	Smith, J.
Dorsey-Colomb	Kostelka	
Total - 5		

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

Reports of Committees

The following reports of committees were received and read:

REPORT OF COMMITTEE ON

INSURANCE

Senator Dan W. "Blade" Morrish, Chairman on behalf of the Committee on Insurance, submitted the following report:

March 28, 2012

To the President and Members of the Senate:

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

SENATE BILL NO. 139—
BY SENATOR LONG

AN ACT

To enact R.S. 9:3334(C), relative to leases of movables; to provide an exception to the choice of insurer provision for certain consumer leases; to provide terms and conditions of such consumer leases; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 205—
BY SENATOR MORRISH

AN ACT

To amend and reenact R.S. 22:550.3(B), 550.10(A), 550.12(A), 550.13(B), and 550.16(C), relative to captive insurers; to reduce the unimpaired paid-in capital requirements for captive insurers; to clarify requirements and prohibitions for captive insurers; to provide technical changes; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 230—
BY SENATOR BROWN

AN ACT

To amend and reenact R.S. 22:611(8)(b), (c), and (d) and 613(A)(1)(b) and (c), relative to risk-based capital for domestic insurers; to provide for definitions; to provide with respect to a company-action level event; and to provide for related matters.

Reported favorably.

SENATE BILL NO. 242—
BY SENATOR MURRAY

AN ACT

To amend and reenact R.S. 22:822(A) and (B)(3), relative to criminal bail bond annual license fees; to provide with respect to exceptions for bonds written for charges to be prosecuted in the Criminal District Court of the Parish of Orleans; and to provide for related matters.

Reported favorably.

SENATE BILL NO. 345—
BY SENATOR MORRISH

AN ACT

To amend and reenact R.S. 22:1155, relative to the denial of dental benefit claims; to require certain information to be included in

such denials or any written communications related thereto; and to provide for related matters.

Reported favorably.

SENATE BILL NO. 559—
BY SENATOR ERDEY

AN ACT

To amend and reenact R.S. 32:898(A) and 901, relative to certificates of insurance; to provide for method of filing proof and notice of cancellation or termination; and to provide for related matters.

Reported favorably.

Respectfully submitted,
DAN W. "BLADE" MORRISH
Chairman

REPORT OF COMMITTEE ON

SENATE AND GOVERNMENTAL AFFAIRS

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

March 28, 2012

To the President and Members of the Senate:

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

SENATE BILL NO. 107—
BY SENATOR MURRAY

AN ACT

To amend and reenact R.S. 18:109, 463(A)(1)(a) and 551(D), relative to the Louisiana Election Code; to provide for consistency of presentation of political party affiliations on voter identification cards, notices of candidacy, voter registration cards and precinct registers; to provide for an effective date; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 135—
BY SENATOR MORRELL

AN ACT

To amend and reenact R.S. 18:402(D)(2), relative to the election code; to provide for certain municipal and parochial elections; to provide for dates for elections to be held in 2014; and to provide for related matters.

Reported favorably.

SENATE BILL NO. 253—
BY SENATOR WALSWORTH

AN ACT

To amend and reenact R.S. 49:220.22(D), relative to the office of the state inspector general; to provide for legal counsel; to provide for additional legal representation as the office deems necessary; and to provide for related matters.

Reported favorably.

SENATE BILL NO. 304—
BY SENATOR PETERSON

AN ACT

To enact R.S. 49:149.30, relative to the names of state buildings; to name the new University Medical Center/Louisiana State University Hospital in New Orleans the "Reverend Avery C. Alexander Hospital"; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 410—
BY SENATOR CLAITOR

A JOINT RESOLUTION

Proposing to amend Article III, Section 13, of the Constitution of Louisiana, relative to local or special laws; to provide certain requirements prior to legislatively creating certain special districts; and to specify an election for submission of the proposition to electors and provide a ballot proposition.

Reported favorably.

SENATE BILL NO. 417—
BY SENATOR RISER

AN ACT

To amend and reenact R.S. 18:461(A)(1), and to enact R.S. 18:461(A)(2)(d) and 462(C), relative to the Louisiana Election Code; to provide for the manner of qualifying for elections for candidates serving outside of the United States in the armed forces; to provide relative to fees; to provide for filing by facsimile or electronic mail; to provide for qualifying with the secretary of state or a person in his office designated to receive qualifying papers; and to provide for related matters.

Reported favorably.

SENATE BILL NO. 552—
BY SENATOR PETERSON

AN ACT

To enact R.S. 36:961, relative to data collected by certain state departments; to provide that certain state departments develop reports providing statistics on women by race and ethnic groups; to provide for annual reports; and to provide for related matters.

Reported with amendments.

Respectfully submitted,
LEE "JODY" AMEDEE
Chairman

REPORT OF COMMITTEE ON

HEALTH AND WELFARE

Senator David R. Heitmeier, O.D., Chairman on behalf of the Committee on Health and Welfare, submitted the following report:

March 28, 2012

To the President and Members of the Senate:

I am directed by your Committee on Health and Welfare to submit the following report:

SENATE BILL NO. 61—
BY SENATOR MILLS

AN ACT

To enact R.S. 40:996.1 through 996.6, relative to dangerous substances; to authorize the secretary of the Department of Health and Hospitals to determine whether a substance is a dangerous substance; to permit the secretary to issue dangerous substance stop orders; to provide for rulemaking authority; to provide for penalties; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 83—
BY SENATOR MURRAY

AN ACT

To enact R.S. 37:2869(A)(3), relative to the Polysomnographic Practice Act; to provide an additional exemption from the state licensure and permit requirement; and to provide for related matters.

Reported by substitute.

March 28, 2012

SENATE BILL NO. 112—
BY SENATOR JOHNS

AN ACT

To amend and reenact R.S. 40:1007(A), (B), (G), and (H), and to enact R.S. 40:1007(I) and (J), relative to the Louisiana Board of Pharmacy; relative to the Uniform Controlled Dangerous Substance Law; to provide for access to prescription monitoring program information; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 115—
BY SENATOR MILLS

AN ACT

To enact R.S. 40:2110(D) and (E), relative to suspension of a license for a psychiatric hospital; to provide for immediate suspension of a license under certain circumstances; to provide for notice, appeal, and injunctive relief; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 195—
BY SENATOR MILLS

AN ACT

To enact R.S. 40:964(Schedule I)(D)(4), relative to controlled dangerous substances; to provide relative to substances having a depressant effect on the central nervous system, specifically phenazepam; to add phenazepam to Schedule I of the Uniform Controlled Dangerous Substances Law; and to provide for related matters.

Reported favorably.

SENATE BILL NO. 196—
BY SENATOR MILLS

AN ACT

To enact R.S. 40:964(Schedule V)(D)(3), relative to controlled dangerous substances; to add Ezogabine as a Schedule V controlled dangerous substance; and to provide for related matters.

Reported favorably.

SENATE BILL NO. 327—
BY SENATOR BROOME

AN ACT

To enact R.S. 40:2023, relative to the availability of vaccines for the elderly; to provide for availability of certain immunizations for elderly inpatients; and to provide for related matters.

Reported favorably.

SENATE BILL NO. 614—
BY SENATORS ADLEY, ALLAIN, BUFFINGTON, DORSEY-COLOMB,
ERDEY, GUILLORY, HEITMEIER, MILLS AND NEVERS

AN ACT

To amend and reenact R.S. 46:123(D)(1)(c)(iii) and (vi), relative to the Louisiana Military Family Assistance Board; to provide relative to requirements for need-based claims; and to provide for related matters.

Reported with amendments.

Respectfully submitted,
DAVID R. HEITMEIER, O.D.
Chairman

REPORT OF COMMITTEE ON

COMMERCE, CONSUMER PROTECTION AND
INTERNATIONAL AFFAIRS

Senator Daniel R. Martiny, Chairman on behalf of the Committee on Commerce, Consumer Protection and International Affairs, submitted the following report:

March 28, 2012

To the President and Members of the Senate:

I am directed by your Committee on Commerce, Consumer Protection and International Affairs to submit the following report:

SENATE BILL NO. 124—
BY SENATOR JOHNS

AN ACT

To enact R.S. 37:21(B)(7), relative to limitations on disciplinary proceedings by professional or occupational boards and commissions; to provide an exemption for the Louisiana Board of Pharmacy; to provide for related matters.

Reported with amendments.

SENATE BILL NO. 163—
BY SENATOR MARTINY

AN ACT

To enact R.S. 51:712(D)(3), relative to securities; to provide for unlawful practices; to provide certain terms and conditions; and to provide for related matters.

Reported by substitute.

SENATE BILL NO. 175—
BY SENATOR APPEL

AN ACT

To enact R.S. 32:1261(1)(x), relative to the Louisiana Motor Vehicle Commission; to provide for regulation and enforcement by the commission; to provide for unauthorized actions of certain persons regulated by the commission; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 334—
BY SENATOR CLAITOR

AN ACT

To amend and reenact R.S. 51:923(B) and (C), 924(A), and 928, and to enact R.S. 51:924(C), relative to the State Board of Commerce and Industry; to provide for membership; to provide for terms of office; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 449—
BY SENATOR MARTINY

AN ACT

To amend and reenact R.S. 6:284.1(B) and 336, relative to state banks; to provide for compliance review; to provide for privilege of results of the compliance review; to provide for evidence in court or administrative proceedings; and to provide for related matters.

Reported favorably.

SENATE BILL NO. 516—
BY SENATOR CROWE

AN ACT

To enact Chapter 26 of Title 12 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 12:1701, relative to commercial regulations; to provide for notification to officers, members, managers, and partners of certain changes; to provide for certain terms, conditions, and procedures; to provide that notice be given to certain individuals; to provide for documents; to provide for a cause of action; to provide for judicial review; to provide for the duties of a certain court; and to provide for related matters.

Reported with amendments.

Respectfully submitted,
DANIEL R. MARTINY
Chairman

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

SENATE BILL NO. 4—

BY SENATORS MORRELL, DORSEY-COLOMB, MILLS, PERRY AND
WHITE AND REPRESENTATIVE LEGER
AN ACT

To enact R.S. 14:403(A)(4), relative to abuse of children; to provide for mandatory reporting of sexual abuse of a child; to provide for penalties; and to provide for related matters.

Reported with amendments by the Committee on Judiciary C.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Judiciary C to Original Senate Bill No. 4 by Senator Morrell

AMENDMENT NO. 1

On page 1, line 2, after "To" delete "enact R.S. 14:403(A)(4)" and insert "amend and reenact R.S. 14:403(A) and the introductory paragraph of Children's Code Article 603(15) and (d) and 610(A) and (E)(1) and (2), and to enact Children's Code Article 603(15)(j)," and after "relative to" insert "reporting"

AMENDMENT NO. 2

On page 1, line 3, after "child;" insert "to provide for definitions;"

AMENDMENT NO. 3

On page 1, delete lines 5 through 7 and insert the following:
"Section 1. R.S. 14:403(A) is hereby amended and reenacted to read as follows:

§403. Abuse of children; reports; waiver of privilege

A.(1)(a) Any person who, under Children's Code Article 609(A), is required to report the abuse or neglect or sexual abuse of a child and knowingly and willfully fails to so report shall be guilty of a misdemeanor and upon conviction shall be fined not more than five hundred dollars or imprisoned for not more than six months, or both.

(b) Any person who, under Children's Code Article 609(A), is required to report the sexual abuse of a child, or the abuse or neglect of a child which results in the serious bodily injury, neurological impairment, or death of the child, and the person knowingly and willfully fails to so report shall be fined not more than three thousand dollars or imprisoned, with or without hard labor, for not more than three years, or both. For purposes of this Subparagraph, "serious bodily injury" means injury involving protracted and obvious disfigurement or protracted loss or impairment of the function of a bodily member, organ, or mental faculty, or substantial risk of death.

(2) Any person, any employee of a local child protection unit of the Department of Children and Family Services, any employee of any local law enforcement agency, any employee or agent of any state department, or any school employee who knowingly and willfully violates the provisions of Chapter 5 of Title VI of the Children's Code, or who knowingly and willfully obstructs the procedures for receiving and investigating reports of child abuse or neglect or sexual abuse, or who discloses without authorization confidential information about or contained within such reports shall be guilty of a misdemeanor and upon conviction shall be fined not more than five hundred dollars or imprisoned for not more than six months, or both.

(3) Any person who reports a child as abused or neglected or sexually abused to the department or to any law enforcement agency, knowing that such information is false, shall be guilty of a misdemeanor and upon conviction shall be fined not more than five hundred dollars or imprisoned for not more than six months, or both."

AMENDMENT NO. 4

On page 1, at the beginning of line 8, after "(4)" insert "(a)"

AMENDMENT NO. 5

On page 1, line 10, after "law enforcement" insert "or to the Department of Children and Family Services as required by Children's Code Article 610,"

AMENDMENT NO. 6

On page 1, between lines 12 and 13, insert the following:

"(b) For purposes of this Paragraph, "sexual abuse" shall include but is not limited to acts which are prohibited by R.S. 14:41, 42, 42.1, 43, 43.1, 43.2, 43.3, 46.2, 46.3, 78, 78.1, 80, 81, 81.1, 81.2, 89 and 89.1.

Section 2. The introductory paragraph of Children's Code Article 603(15) and (d) and 610(A) and (E)(1) and (2) are hereby amended and reenacted and Children's Code Article 603(15)(j) is hereby enacted to read as follows:

Art. 603. Definitions

As used in this Title:

(15) "Mandatory reporter" is any of the following individuals performing their occupational duties:

(d) "Teaching or child care provider" is any person who provides or assists in the teaching, training and supervision of a child, including any public or private teacher, teacher's aide, instructional aide, school principal, school staff member, bus driver, coach, professor, technical or vocational instructor, technical or vocational school staff member, college or university administrator, college or university staff member, social worker, probation officer, foster home parent, group home or other child care institutional staff member, personnel of residential home facilities, a licensed or unlicensed day care provider, or any individual who provides such services to a child in a voluntary or professional capacity.

(j) "Organizational or youth activity provider" is any person who provides organized activities for children, including administrators, employees, or volunteers of any day camp, summer camp, youth center, or youth recreation programs or any other organization that provides organized activities for children.

Art. 610. Reporting procedure

A. Reports of child abuse or neglect or that such was a contributing factor in a child's death, where the abuser is believed to be a parent or caretaker, a person who maintains an interpersonal dating or engagement relationship with the parent or caretaker, or a person living in the same residence with the parent or caretaker as a spouse whether married or not, shall be made immediately to the local child protection unit of the department through the designated state child protection reporting hotline telephone number.

Reports in which the abuse or neglect is believed to be perpetrated by someone other than a caretaker, a person who maintains an interpersonal dating or engagement relationship with the parent or caretaker, or a person living in the same residence with the parent or caretaker as a spouse whether married or not, and the caretaker is not believed to have any responsibility for the abuse or neglect shall be made immediately to a local or state law enforcement agency. Dual reporting to both the local child protection unit of the department through the designated state child protection reporting hotline telephone number and the local or state law enforcement agency is permitted.

E.(1) All reports made to any local or state law enforcement agency involving abuse or neglect in which the child's parent or caretaker, a person who maintains an interpersonal dating or engagement relationship with the parent or caretaker, or a person living in the same residence with the parent or caretaker as a spouse whether married or not, is believed responsible shall be promptly communicated to the local child protection unit of the department through the designated state child protection reporting hotline telephone number in accordance with a written working agreement developed between the local law enforcement agency and child protection unit the department.

March 28, 2012

(2) ~~A local child protection unit~~ **The department** shall promptly communicate abuse or neglect cases not involving a parent, caretaker, or occupant of the household to the appropriate law enforcement agency in accordance with a written working agreement developed between the ~~local child protection unit department~~ and law enforcement agency. ~~The local child protection unit department~~ also shall report all cases of child death which involve a suspicion of abuse or neglect as a contributing factor in the child's death to the local and state law enforcement agencies, the office of the district attorney, and the coroner."

AMENDMENT NO. 7

On page 1, at the beginning of line 14, change "Section 2." to "Section 3."

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

SENATE BILL NO. 59—
BY SENATOR MORRELL

AN ACT

To enact R.S. 40:981.5, relative to controlled dangerous substances; to create the crime of utilizing or permitting the presence of a juvenile in drug trafficking; to provide elements of the crime and definitions; to provide penalties; and to provide for related matters.

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

SENATE BILL NO. 64—
BY SENATOR MORRISH

AN ACT

To amend and reenact R.S. 26:85.1, relative to alcohol permits; to provide for Class A-General retail permits; to provide for Class B Retail Liquor Permit; to allow manufacturers to obtain a Class A-General retail permit or a Class B Retail Liquor Permit, or both, under certain circumstances; and to provide for related matters.

Reported with amendments by the Committee on Judiciary B.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Judiciary B to Original Senate Bill No. 64 by Senator Morrish

AMENDMENT NO. 1

On page 2, at the beginning of line 6, change "~~27:71.1(1)(f)~~" to "~~26:71.1(1)(f)~~"

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

SENATE BILL NO. 78—
BY SENATOR MORRISH

AN ACT

To amend and reenact R.S. 14:95(A)(4), relative to the illegal carrying and discharge of weapons; to exclude certain knives from the prohibition of certain weapons; and to provide for related matters.

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

SENATE BILL NO. 90—
BY SENATOR RISER

AN ACT

To amend and reenact R.S. 40:46(A), relative to legitimation; to provide for legitimation by a major child and the biological parents; to provide for specific information required; and to provide for related matters.

Reported with amendments by the Committee on Judiciary A.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Judiciary A to Original Senate Bill No. 90 by Senator Riser

AMENDMENT NO. 1

On page 1, delete lines 8 through 15 and insert

"A. If any child born in this state was legitimated by the subsequent marriage of its parents, the state registrar, upon receipt of a copy of the marriage certificate of the parents together with a notarized statement of the husband acknowledging the child's paternity, shall prepare a new certificate of birth in the new name of the child wherein the child's surname shall be that of his father or if both the father and mother agree, the surname may be the maiden name of the mother or a combination of the surname of the husband and the maiden name of the mother."

AMENDMENT NO. 2

On page 1, line 16, delete "~~(2)~~"

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

SENATE BILL NO. 101—
BY SENATOR GUILLORY

AN ACT

To amend and reenact R.S. 4:714(A), relative to charitable gaming; to increase the number of days a licensee may hold, operate, or conduct any game of chance within a calendar month; and to provide for related matters.

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

SENATE BILL NO. 153—
BY SENATOR BROOME

AN ACT

To amend and reenact Subpart E of Part III of Chapter 1 of Code Title V of Code Book I of Title 9 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 9:355.1 through 355.19, to enact R.S. 9:357, and to direct the Louisiana State Law Institute to add a comment under Civil Code Article 134, relative to child custody and the relocation of the residence of a child; to provide for definitions; to provide for applicability; to provide for the proposal of relocation; to provide for notice; to provide for an objection; to provide for a limitation on an objection; to provide for the failure to object; to provide for the burden of proof; to provide for court authorization to relocate; to provide for a temporary order; to provide for the priority for trial; to provide for factors to determine a contested relocation; to provide for the appointment of a mental health expert; to provide for a modification of custody; to provide for a posting of security; to provide for sanctions; to provide for the use of technology; and to provide for related matters.

Reported with amendments by the Committee on Judiciary A.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Judiciary A to Original Senate Bill No. 153 by Senator Broome

AMENDMENT NO. 1

On page 4, line 6, after "Assistance," insert "~~R.S. 46:2131, et seq;~~ Protection from Dating Violence, R.S. 46:2151,"

AMENDMENT NO. 2

On page 6, line 28, after "requested," insert "~~or delivered by commercial courier as defined in R.S. 13:3204(D),~~"

AMENDMENT NO. 3

On page 8, line 13, after "requested," and before "to" insert "**or delivered by commercial courier as defined in R.S. 13:3204(D),**"

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

SENATE BILL NO. 199—

BY SENATORS KOSTELKA, GUILLORY AND WHITE
AN ACT

To enact R.S. 14:70.8, relative to crimes involving theft and fraud; to create the crime of illegal transmission of monetary funds; to provide for penalties; and to provide for related matters.

Reported with amendments by the Committee on Judiciary C.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Judiciary C to Original Senate Bill No. 199 by Senator Kostelka

AMENDMENT NO. 1

On page 1, line 3, after "monetary funds;" insert "to provide for definitions;"

AMENDMENT NO. 2

On page 1, line 8, after "**transmits,**" insert "**attempts to transmit,**"

AMENDMENT NO. 3

On page 1, at the beginning of line 9 after "**transmitted,**" insert "**solicits a transmission,**"

AMENDMENT NO. 4

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

"C. For purposes of this Section:

(1) "Wire" means any wired electronic device that provides access to the Internet or to any other access point and allows monetary transactions to be transmitted or received by email, financial institution-to-financial institution transfer, or money transfer facility.

(2) "Radio signal" means any text, email, or any other wireless transmission from cellular phones, portable wireless electronic tablets or computers, or any other wireless device used to transmit or receive monetary transactions."

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

SENATE BILL NO. 203—

BY SENATORS KOSTELKA, GUILLORY AND WHITE
AN ACT

To amend and reenact R.S. 14:72.2(A) and (C)(3)(a), relative to the crime of monetary instrument abuse; to provide that monetary instrument abuse includes the unlawful manufacture or transfer with intent to deceive of monetary instruments of the United States; to provide for definitions; and to provide for related matters.

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

SENATE BILL NO. 213—

BY SENATOR BROWN
AN ACT

To amend and reenact R.S. 44:9(F) and (G), relative to criminal arrest and disposition records; to authorize the Louisiana Department of Public Safety and Corrections to provide the Louisiana Department of Insurance access to criminal arrest and disposition records; to provide that the Louisiana Department of Insurance may use criminal arrest and disposition records which have been expunged; and to provide for related matters.

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

SENATE BILL NO. 234—

BY SENATOR GARY SMITH
AN ACT

To amend and reenact R.S. 26:932(1) and (5) through (9), 933(B)(2), (D) and (E), 934(2) and (3), 935(A), (B)(1)(a), and (C), 936(B), and 937 and to enact R.S. 26:932(10) and 933(F), relative to alcoholic beverages; to provide with respect to terms and definitions; to provide relative to a responsible vendor program; to provide with respect to security personnel training courses for servers; to provide relative to requirements for certification as a responsible vendor; to provide with respect to server liability, penalties, fines, and suspension or revocation of server permit and fees; to provide relative to server training programs; and to provide for related matters.

Reported with amendments by the Committee on Judiciary B.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Judiciary B to Original Senate Bill No. 234 by Senator Gary Smith

AMENDMENT NO. 1

On page 1, line 4, after "beverages" delete the semi-colon ";" and delete the remainder of the line and delete lines 5 through 9 and insert in lieu thereof the following: "and tobacco; to provide regarding the Louisiana Responsible Vendor Program; to create server permits for security personnel; to provide for definitions; to provide for training requirements and for certification; to provide for security personnel liability and for penalties, fines, suspension or revocation of a permit; to provide for permit fees; to provide for exemption from local training and licensing regulation in certain instances; and to provide for related"

AMENDMENT NO. 2

On page 2, line 10, after "**customers**" and before the period "." insert "**where alcoholic beverages are the principal commodity sold for consumption on the premises**"

AMENDMENT NO. 3

On page 3, at the end of line 17, after "servers" and before the period "." insert "**or security personnel**"

AMENDMENT NO. 4

On page 4, line 12, change "**two** years" to "**two four** years"

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

SENATE BILL NO. 261—

BY SENATOR NEVERS
AN ACT

To amend and reenact Civil Code Articles 136 and 137 and R.S. 9:344(D), relative to children; to provide relative to the duties of care, custody, and control of children under certain circumstances; to provide relative to rights and responsibilities; to provide relative to custody and visitation; to provide relative to awards of visitation rights; to provide relative to visitation by grandparents and other non-parents; to provide certain terms, conditions, procedures, and requirements; and to provide for related matters.

Reported with amendments by the Committee on Judiciary A.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Judiciary A to Original Senate Bill No. 261 by Senator Nevers

March 28, 2012

AMENDMENT NO. 1

On page 2, line 5, after "child." delete the remainder of the line and on line 6 insert: "**Extraordinary circumstances shall include when the court determines that a parent is abusing a controlled dangerous substance.**"

AMENDMENT NO. 2

On page 3, line 15, after "**136(D)**," insert: "**Extraordinary circumstances shall include when the court determines that a parent is abusing a controlled dangerous substance.**"

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

SENATE BILL NO. 306—
BY SENATOR WHITE

AN ACT

To amend and reenact R.S. 14:98(F)(2), relative to driving offenses; to provide with respect to the crime of operating a vehicle while intoxicated; to provide with respect to the ten-year cleansing period for purposes of determining when a person has a prior offense; and to provide for related matters.

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

SENATE BILL NO. 329—
BY SENATOR MORRELL

AN ACT

To enact Code of Criminal Procedure Article 334.4, relative to bail; to prohibit the release of a defendant arrested for certain crimes on his own recognizance; and to provide for related matters.

Reported with amendments by the Committee on Judiciary C.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Judiciary C to Original Senate Bill No. 329 by Senator Morrell

AMENDMENT NO. 1

On page 2, at the end of line 10, delete "**twice**"

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

SENATE BILL NO. 362—
BY SENATOR MORRELL

AN ACT

To amend and reenact R.S. 27:306(A)(4)(c)(introductory paragraph), 306(A)(4)(c)(ii)(aa) and (bb), and 306(A)(4)(c)(iii)(aa), relative to the operation of video draw poker devices at qualified truck stop facilities; to amend the definition of a "qualified truck stop facility"; to provide with respect to certain amenity requirements of a qualified truck stop facility; and to provide for related matters.

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

SENATE BILL NO. 363—
BY SENATOR MARTINY

AN ACT

To enact R.S. 27:306(A)(4)(e), relative to the operation of video draw poker devices; to provide relative to amenities required of qualified truck stop facilities; and to provide for related matters.

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

SENATE BILL NO. 364—
BY SENATOR HEITMEIER

AN ACT

To amend and reenact R.S. 27:306(A)(4)(c)(iii)(aa), relative to the operation of video draw poker devices at qualified truck stop facilities; to amend provisions of law regarding truck stop facility parking areas; and to provide for related matters.

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

SENATE BILL NO. 365—
BY SENATOR MARTINY

AN ACT

To amend and reenact R.S. 27:306(A)(4)(b)(introductory paragraph), relative to the operation of video draw poker devices at qualified truck stop facilities; to provide with respect to the calculation of fuel sales; and to provide for related matters.

Reported with amendments by the Committee on Judiciary B.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Judiciary B to Original Senate Bill No. 365 by Senator Martiny

AMENDMENT NO. 1

On page 1, line 15, after "quarterly" insert a comma "," and insert "**using four sets of three calendar months.**"

AMENDMENT NO. 2

On page 1, line 16, after "average" delete the remainder of the line and delete line 17 and insert in lieu thereof "monthly fuel sales calculated annually, **using a calendar year**, as follows:"

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

SENATE BILL NO. 377—
BY SENATOR GARY SMITH

AN ACT

To amend and reenact R.S. 15:542.1.2(A)(4), relative to sex offender registration and notification laws; to provide for reporting changes of name, address, and other information by certain offenders required to register with law enforcement officials; and to provide for related matters.

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

SENATE BILL NO. 427—
BY SENATOR KOSTELKA

AN ACT

To amend and reenact R.S. 15:1404(A) and the introductory paragraph of (B) and to enact R.S. 15:1404(B)(9) through (13), relative to criminal gang activity; to provide for the definition of "pattern of criminal gang activity"; and to provide for related matters.

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

SENATE BILL NO. 429—
BY SENATOR NEVERS

AN ACT

To amend and reenact Code of Civil Procedure Article 970(A), relative to motions for judgment on offer of judgment; to provide relative to time periods; to provide for certain terms, conditions and procedures; and to provide for related matters.

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

SENATE BILL NO. 506—
BY SENATOR CLAITOR

AN ACT

To enact Code of Civil Procedure Article 1426.1, relative to discovery; to provide relative to stay of discovery in civil proceedings for good cause shown by district attorney conducting a related criminal investigation; to provide certain terms and procedures; and to provide for related matters.

Reported with amendments by the Committee on Judiciary A.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Judiciary A to Original Senate Bill No. 506 by Senator Claitor

AMENDMENT NO. 1

On page 1, delete lines 3 and 4 and insert: "to a stay of discovery in certain civil matters for good cause shown by a district attorney or defendant in a related criminal matter; to provide certain terms, conditions and procedures;"

AMENDMENT NO. 2

On page 1, delete lines 9 through 11 and insert
"Art. 1426.1. Stay of discovery in civil matters; district attorney or criminal defendant in a related criminal matter
A. Upon motion of the district attorney or the defendant in a criminal proceeding, a court having jurisdiction over any related pending civil action or proceeding may, in the interests of justice and for good cause shown after a contradictory hearing with all parties in the civil action, stay all or a portion of discovery sought in such civil action or proceeding. The contradictory hearing shall be held by the court in the civil action within thirty days of the filing of the motion. Good cause shall include, but not be limited to, a finding by the court that such discovery will"

AMENDMENT NO. 3

On page 1, line 14, delete "(2)" and insert "B."

AMENDMENT NO. 4

On page 1, delete line 17, and insert:
"C. Within thirty days after disposition in the trial court of the related criminal"

AMENDMENT NO. 5

On page 2, delete lines 3 through 6, and insert:
"D. The time during which the civil proceeding is stayed pursuant to this Article shall not be used to compute the three-year abandonment period of the civil matter.
E. No provisions of this Article shall have applicability to petitions or proceedings for divorce, custody or child support."

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

SENATE BILL NO. 509—
BY SENATOR CLAITOR

AN ACT

To enact Code of Civil Procedure Article 4919(D), relative to service of citation in justice of the peace courts; to provide for service by certified mail; to provide relative to service of the notice of judgment; to provide for certain terms and procedures; and to provide for related matters.

Reported with amendments by the Committee on Judiciary A.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Judiciary A to Original Senate Bill No. 509 by Senator Claitor

AMENDMENT NO. 1

On page 1, delete line 4 and insert "service under certain terms, procedures, and conditions; and"

AMENDMENT NO. 2

On page 2, delete lines 1 through 8

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

SENATE BILL NO. 531—
BY SENATOR PEACOCK

AN ACT

To enact R.S. 14:63(G)(5), relative to criminal trespass; to provide relative to penalties for criminal trespass; to provide for forfeiture of and payment for the killing of wildlife in the course of a criminal trespass; and to provide for related matters.

Reported with amendments by the Committee on Judiciary C.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Judiciary C to Original Senate Bill No. 531 by Senator Peacock

AMENDMENT NO. 1

On page 1, at the beginning of line 2, after "To" insert "amend and reenact R.S. 56:39(A) and to"

AMENDMENT NO. 2

On page 1, line 15, after "**enforcement authority, and**" change "**may**" to "**shall**"

AMENDMENT NO. 3

On page 1, line 16, after "**misappropriated wildlife**" delete the remainder of the line and insert "**into the Conservation Fund of the Department of Wildlife and Fisheries in accordance with R.S. 56:40.1 et seq.**"

AMENDMENT NO. 4

On page 1, at the beginning of line 17, delete "**offense was committed.**"

AMENDMENT NO. 5

On page 2, at the beginning of line 1, after "**be**" delete the remainder of the line and delete line 2 and insert "**determined by the guidelines adopted by the Wildlife and Fisheries Commission pursuant to R.S. 56:40.2.**"

AMENDMENT NO. 6

On page 2, after line 3, insert the following:
 "Section 2. R.S. 56:39(A) is hereby amended and reenacted to read as follows:
 §39. Forfeiture of quadrupeds, birds, and fish; Fish and Wildlife Violations Reward Fund, creation and use of fund monies
 A. In addition to all other penalties provided in this Chapter, violators subject to the provisions of R.S. 56:31 through R.S. 56:37.1 or R.S. 14:63(G)(5) shall upon conviction forfeit any quadrupeds, birds, fish, or other animals seized in connection with said violation.
 * * *

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

SENATE BILL NO. 572—
BY SENATOR MORRELL

AN ACT

To enact R.S. 14:95.1.3, relative to weapons; to prohibit the purchase of firearms or ammunition with the intent to transfer illegally; to provide for definitions; to provide for penalties; and to provide for related matters.

March 28, 2012

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

SENATE BILL NO. 575—
BY SENATOR MORRELL AND REPRESENTATIVE LOPINTO
AN ACT

To amend and reenact R.S. 14:90(C), R.S. 27:20(A)(1)(d)(ii), and Chapter 8 of Title 27 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 27:401 through 457, to enact Chapter 9 of Title 27 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 27:501 and 502, and to repeal Chapter 6 of Title 27 of the Louisiana Revised Statutes of 1950, comprised of R.S. 27:301 through 326, relative to the licensing and operation of video draw poker devices; to provide for a comprehensive reorganization of the Video Draw Poker Devices Control Law; to provide for definitions; to provide for the types of licensed establishments which may be issued for the operation of video draw poker devices; to provide for limits on the number of devices which may be offered at those licensed establishments; to provide for specifications of video draw poker devices; to provide for the types of games which may be played on video draw poker devices; to provide for progressive jackpots; to provide with respect to suitability criteria for the issuance of video draw poker devices; to provide for criteria and amenities which shall be offered at different licensed establishments; to provide for the calculation of fuel sales at qualified truck stop facilities; to provide with respect to the construction and location of qualified truck stop facilities; to provide for the temporary operation of video draw poker devices; to provide with respect to force majeure; to provide for applicability; to provide for exceptions; to provide with respect to leasing qualified truck stop facilities; to repeal statutory provisions which have become obsolete; to provide with respect to the sale or transfer of a license; to provide for tax clearances for the granting or renewal of a license to operate video draw poker devices; to provide for the application process for three machine locations; to provide for issuance of licenses by the office of state police for three machine locations; to provide for the regulation and enforcement regarding the operation of video draw poker devices; to provide for rulemaking; and to provide for related matters.

Reported with amendments by the Committee on Judiciary B.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Judiciary B to Original Senate Bill No. 575 by Senator Morrell

AMENDMENT NO. 1
On page 6, at the beginning of line 8, between "other" and "games" insert "card"

AMENDMENT NO. 2
On page 8, line 28, between "other" and "games" insert "card"

AMENDMENT NO. 3
On page 9, line 23, after "March 29, 2001," delete "and"

AMENDMENT NO. 4
On page 9, line 24, after "2001" change the period "." to a comma "," and insert "February 14, 2005, and December 16, 2005."

AMENDMENT NO. 5
On page 11, line 25, after "March 29, 2001," delete the remainder of the line and insert "March 31, 2001, February 14, 2005, and December 16, 2005. Any"

AMENDMENT NO. 6
On page 16, line 5, between "year of" and "and thereafter" insert "operation"

AMENDMENT NO. 7
On page 17, delete lines 12 and 13 and insert "and which also meets all of the"

AMENDMENT NO. 8
On page 17, line 22, after "fifty patrons" change the period "." to a comma "," and insert "with all seats located within a centralized area."

AMENDMENT NO. 9
On page 19, line 7, after "amenities" and before the comma "," insert "or criteria required in Subsection A of this Section"

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

SENATE BILL NO. 616—
BY SENATOR MORRELL
AN ACT

To enact R.S. 47:1641.1, relative to criminal penalties for falsifying retail sales records; to prohibit the sale, purchase, possession, or use of automated sales suppression devices; to provide for definitions; to provide for penalties; and to provide for related matters.

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

Rules Suspended

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

Introduction of Senate Resolutions

SENATE RESOLUTION NO. 29—
BY SENATOR BROOME
A RESOLUTION

To recognize the importance of proper infant nutrition and the creation of outreach nutritional and health screening programs and acknowledge the benefits of breastfeeding for both infants and mothers.

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

Introduction of
Senate Concurrent Resolutions

SENATE CONCURRENT RESOLUTION NO. 41—
BY SENATOR MORRISH
A CONCURRENT RESOLUTION

To approve the annual integrated coastal protection plan for Fiscal Year 2012-2013, as adopted by the Coastal Protection and Restoration Authority.

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

SENATE CONCURRENT RESOLUTION NO. 42—
BY SENATOR PERRY
A CONCURRENT RESOLUTION

To designate the city of Scott as the Boudin Capital of the World.

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

SENATE CONCURRENT RESOLUTION NO. 43—
BY SENATOR LONG
A CONCURRENT RESOLUTION

To recognize the seventy-fifth anniversary of the U.S. Fish and Wildlife Service, Wildlife and Sport Fish Restoration Program.

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

SENATE CONCURRENT RESOLUTION NO. 44—
BY SENATOR MORRELL

A CONCURRENT RESOLUTION

To commend and congratulate Ashton Phelps Jr. upon his retirement as publisher of the New Orleans Times-Picayune and as president of The Times-Picayune Publishing Corporation and for his many contributions made to the state of Louisiana.

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

Message from the House

**ASKING CONCURRENCE IN
HOUSE CONCURRENT RESOLUTIONS**

March 28, 2012

To the Honorable President and Members of the Senate:

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

HCR NO. 60

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

**House Concurrent Resolutions
on First Reading**

HOUSE CONCURRENT RESOLUTION NO. 60—
BY REPRESENTATIVE HOLLIS

A CONCURRENT RESOLUTION

To recognize Tuesday, May 1, 2012, as St. Tammany Day.

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

Message from the House

**CONCURRING IN
SENATE CONCURRENT RESOLUTIONS**

March 28, 2012

To the Honorable President and Members of the Senate:

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

SENATE CONCURRENT RESOLUTION NO. 27—

BY SENATORS DORSEY-COLOMB, WHITE, ADLEY, ALARIO, ALLAIN, AMEDEE, APPEL, BROOME, BROWN, BUFFINGTON, CHABERT, CLAITOR, CORTEZ, CROWE, DONAHUE, ERDEY, GALLOT, GUILLORY, HEITMEIER, JOHNS, KOSTELKA, LAFLEUR, LONG, MARTINY, MILLS, MORRELL, MORRISH, MURRAY, NEVERS, PEACOCK, PERRY, PETERSON, RISER, GARY SMITH, JOHN SMITH, TARVER, THOMPSON, WALSWORTH AND WARD

A CONCURRENT RESOLUTION

To commend Seimone Augustus upon her receipt of the Most Valuable Player award presented by the Women's National Basketball Association (WNBA) for the 2011 Championship Finals.

Reported without amendments.

SENATE CONCURRENT RESOLUTION NO. 28—

BY SENATOR JOHNS

A CONCURRENT RESOLUTION

To express the sincere and heartfelt condolences of the Legislature of Louisiana upon the death of Lake Charles attorney, Benjamin W. Mount, and to commend a life well spent in service to his community and to note the proud legacy he leaves to the state of Louisiana.

Reported without amendments.

SENATE CONCURRENT RESOLUTION NO. 29—

BY SENATORS JOHN SMITH AND LONG AND REPRESENTATIVE HOWARD

A CONCURRENT RESOLUTION

To commend and congratulate Robert Eugene "Bobby" Williams Jr. of Florien, Louisiana, upon being named as the fifteenth honoree to be inducted into the prestigious Sabine Hall of Fame on March 27, 2012.

Reported without amendments.

SENATE CONCURRENT RESOLUTION NO. 30—

BY SENATOR CROWE AND REPRESENTATIVES CROMER AND PEARSON

A CONCURRENT RESOLUTION

To designate April 3, 2012, as "Slidell Ladies For Liberty Day" at the Louisiana State Capitol.

Reported without amendments.

SENATE CONCURRENT RESOLUTION NO. 32—

BY SENATOR CROWE

A CONCURRENT RESOLUTION

To designate the week of April 1-7, 2012, as "Junior Auxiliary Week" at the legislature.

Reported without amendments.

SENATE CONCURRENT RESOLUTION NO. 33—

BY SENATORS BROWN, AMEDEE AND GARY SMITH AND REPRESENTATIVES GAINES, PRICE AND SCHEXNAYDER

A CONCURRENT RESOLUTION

To express the sincere condolences of the Legislature of Louisiana upon the death of Reverend Lucien R. Garrett Sr.

Reported without amendments.

SENATE CONCURRENT RESOLUTION NO. 34—

BY SENATOR CLAITOR

A CONCURRENT RESOLUTION

To commend Kenny Almond on being inducted into the Louisiana High School Basketball Coaches Association Hall of Fame.

Reported without amendments.

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

Reconsideration

The vote by which Senate Bill No. 262 failed to pass on Tuesday, March 27, 2012, was reconsidered.

SENATE BILL NO. 262—

BY SENATOR MORRELL

AN ACT

To amend and reenact R.S. 26:80(A), the introductory paragraph of (F)(2), and (H) and 280(A), the introductory paragraph of (F)(2), and (H), and to enact R.S. 26:80(I), (J), and (K), and 280(I), (J) and (K), relative to the office of alcohol and tobacco control, to provide relative to the qualifications of applicants for alcoholic beverage permits; to provide relative to the consideration of arrests, summons, charges, or indictments of applicants; to provide relative to the duty of licensees and permittees to

March 28, 2012

provide certain information to the commissioner; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Gallot	Peacock
Allain	Johns	Perry
Amedee	LaFleur	Peterson
Appel	Martiny	Smith, G.
Brown	Mills	Tarver
Buffington	Morrell	Ward
Chabert	Morrish	
Dorsey-Colomb	Murray	
Total - 22		

NAYS

Claitor	Crowe	Nevers
Cortez	Long	Thompson
Total - 6		

ABSENT

Adley	Guillory	Smith, J.
Broome	Heitmeier	Walsworth
Donahue	Kostelka	White
Erdey	Riser	
Total - 11		

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

Senate Bills and Joint Resolutions on Third Reading and Final Passage

SENATE BILL NO. 2—
BY SENATOR GUILLORY

AN ACT

To enact R.S. 11:186, relative to state and statewide retirement systems; to provide relative to meetings of system boards of trustees; to provide for representation during executive sessions of the boards and committees of such systems; to provide for written authorization; to provide restrictions; to provide an effective date; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Adley	LaFleur
Kostelka	Smith, J.
Total - 4	

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

SENATE BILL NO. 10—
BY SENATOR GUILLORY

AN ACT

To enact R.S. 11:22(D), relative to actuarial valuation methods for state and statewide retirement systems; to provide for conversion of such methods; to specify the method to be utilized once the frozen unfunded actuarial accrued liability of certain systems has been fully amortized; to provide for an effective date; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Adley	Morrell
Kostelka	Smith, J.
Total - 4	

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

SENATE BILL NO. 11—
BY SENATOR GUILLORY

AN ACT

To enact R.S. 11:1902(30) and (31), relative to the Parochial Employees' Retirement System; to provide for definitions; to provide for an effective date; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 36

NAYS

Total - 0

ABSENT

Adley	Kostelka	Smith, J.
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Total - 3

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

SENATE BILL NO. 16—
BY SENATOR CORTEZ

AN ACT

To amend and reenact R.S. 11:185(D)(2), (3), and (5), relative to public retirement systems; to provide relative to boards of trustees; to provide for educational requirements for members of such boards; 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. 16 by Senator Cortez

AMENDMENT NO. 1

On page 2, line 12, following "shall" and before "with" change "only be required to only comply" to "~~only~~ be required to comply **only**"

On motion of Senator Martiny, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 35

NAYS

Total - 0

ABSENT

Adley	Smith, J.
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Kostelka	Ward
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Total - 4

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

SENATE BILL NO. 18—
BY SENATOR GUILLORY

AN ACT

To amend and reenact R.S. 11:4(A)(1)(d), 22(B)(12), 42(B)(10), 62(10), 102(B)(3)(d)(viii), 148(B), 154(A)(2), 158(B)(13), 162(A), 173(A)(2), 174(B)(2), 181(A)(4), 182(A)(1), 185(A)(4), 211(heading), 222(A), 223, 234(A)(12), 251, 262(12), 271(B)(12), 272(A)(2), 312(A)(12), 417(A) and (C), 516, 1301(1)(4), and (8), 1302(A)(introductory paragraph), 1305(A)(introductory paragraph) and (B), 1307(D)(1), 1307.1(A), 1329, 1345.1, and 1345.2(4), relative to the State Police Pension and Retirement System; to provide for technical corrections; 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. 18 by Senator Guillory

AMENDMENT NO. 1

On page 3, and between lines 5 and 6, insert
" * * * "

AMENDMENT NO. 2

On page 3, line 29, following "A" and before "shall" change "hereof" to "of this Section"

AMENDMENT NO. 3

On page 6, line 17, delete "A."

On motion of Senator Martiny, the amendments were adopted.

Floor Amendments

Senator Guillory proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Guillory to Engrossed Senate Bill No. 18 by Senator Guillory

AMENDMENT NO. 1

On page 4, line 6, change "Corrections, R.S. 11:531(2)(a)" to "**Public Safety and Corrections**"

On motion of Senator Guillory, the amendments were adopted.

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

March 28, 2012

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Adley Smith, J.
Kostelka Ward
Total - 4

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

SENATE BILL NO. 21— BY SENATOR GUILLORY

A JOINT RESOLUTION

Proposing to amend Article III, Section 2(A)(2), Article X, Section 29(C), and Article XIII, Section 1(A) of the Constitution of Louisiana, relative to Acts of the legislature relative to public retirement systems; to provide relative to the prefiling deadline for retirement legislation; to provide relative to the public notice requirement for retirement legislation; to provide for submission of the proposed amendment to the electors; 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. 21 by Senator Guillory

AMENDMENT NO. 1

On page 1, line 7, following "electors;" change "and to provide for related matters." to "and to provide a ballot proposition."

AMENDMENT NO. 2

On page 4, line 3, following "vote" and before ", to" change "FOR or AGAINST" to "YES or NO"

AMENDMENT NO. 3

On page 4, line 9, following "bill" and before "(Amends" change ". ." to "?"

On motion of Senator Martiny, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Dorsey-Colomb Morrish
Allain Erdey Murray
Appel Gallot Nevers
Broome Guillory Perry
Brown Heitmeier Riser
Buffington Johns Smith, G.
Chabert LaFleur Tarver
Claitor Long Thompson
Cortez Martiny Walsworth
Crowe Mills White
Donahue Morrell
Total - 32

NAYS

Peacock Peterson
Total - 2

ABSENT

Adley Kostelka Ward
Amedee Smith, J.
Total - 5

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

SENATE BILL NO. 24— BY SENATOR GUILLORY

AN ACT

To amend and reenact R.S. 11:2093, to enact R.S. 11:2077(D), and to repeal R.S. 11:2151, 2152, and 2153, relative to the Registrars of Voters Employees' Retirement System; to provide relative to compliance with applicable federal tax qualification requirements; to provide an effective date; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Adley Kostelka Ward
Brown Smith, J.
Total - 5

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

SENATE BILL NO. 31—
BY SENATOR HEITMEIER

AN ACT

To amend and reenact R.S. 11:728(C)(1)(a) and (b)(ii) and (iii) and (2)(a) and (b) and R.S. 17:3997(A)(2) and (3) and to repeal Act 999 of the 2010 Regular Session, relative to the Teachers' Retirement System of Louisiana; to provide relative to membership in the system of charter school teachers; to provide for purchase of service credit by charter school teachers; to provide for an effective date; 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	Erdey	Peacock
Allain	Gallot	Perry
Amedee	Heitmeier	Peterson
Appel	Johns	Riser
Broome	LaFleur	Smith, G.
Buffington	Long	Tarver
Chabert	Martiny	Thompson
Claitor	Mills	Walsworth
Cortez	Morrell	Ward
Crowe	Morrish	White
Donahue	Murray	
Dorsey-Colomb	Nevers	
Total - 34		

NAYS

Total - 0

ABSENT

Adley	Guillory	Smith, J.
Brown	Kostelka	
Total - 5		

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

SENATE BILL NO. 43—
BY SENATOR GUILLORY

AN ACT

To enact R.S. 11:1404(F), 1411(E), and 1446, relative to the Assessors' Retirement Fund; to provide for compliance with federal tax qualification requirements; to provide relative to benefits accrued during military service; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Erdey	Nevers
Allain	Gallot	Peacock
Amedee	Guillory	Perry
Appel	Heitmeier	Peterson
Broome	Johns	Riser
Buffington	LaFleur	Smith, G.

Chabert	Long	Tarver
Claitor	Martiny	Thompson
Cortez	Mills	Walsworth
Crowe	Morrell	Ward
Donahue	Morrish	White
Dorsey-Colomb	Murray	
Total - 35		

NAYS

Total - 0

ABSENT

Adley	Kostelka
Brown	Smith, J.
Total - 4	

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

SENATE BILL NO. 48—
BY SENATOR GUILLORY

AN ACT

To amend and reenact R.S. 11:511, 822(A) and (B), 1162(A), and 1164, relative to state retirement systems; to provide relative to the membership of the boards of trustees of the Louisiana State Employees' Retirement System, the Teachers' Retirement System of Louisiana, and the Louisiana School Employees' Retirement System; and to provide for related matters.

Floor Amendments

Senator Guillory proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Guillory to Engrossed Senate Bill No. 48 by Senator Guillory

AMENDMENT NO. 1

On page 1, line 12 change "~~twelve~~ members, as follows:" to "twelve the following members;~~as follows~~:"

AMENDMENT NO. 2

On page 1, at the end of line 17 insert: "Notwithstanding the provisions of R.S. 49:307.1, the treasurer may name any person as his designee to this board."

AMENDMENT NO. 3

On page 3, at the end of line 11 insert: "Notwithstanding the provisions of R.S. 49:307.1, the treasurer may name any person as his designee to this board."

AMENDMENT NO. 4

On page 5, line 5 change "~~eleven~~ trustees, as follows:" to "eleven the following trustees;~~as follows~~:"

AMENDMENT NO. 5

On page 5, at the end of line 12 insert: "Notwithstanding the provisions of R.S. 49:307.1, the treasurer may name any person as his designee to this board."

On motion of Senator Guillory, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

March 28, 2012

YEAS

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

NAYS

Total - 0

ABSENT

Adley	Kostelka	Smith, J.
Total - 3		

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

SENATE BILL NO. 103—
BY SENATOR NEVERS

AN ACT

To amend and reenact R.S. 17:3165(D)(2), relative to public postsecondary education; to provide relative to the number of credit hours required to earn a baccalaureate degree; and to provide for related matters.

The bill was read by title. Senator Nevers 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	Heitmeier	Perry
Amedee	Johns	Peterson
Appel	Kostelka	Riser
Broome	LaFleur	Smith, G.
Brown	Long	Tarver
Buffington	Martiny	Thompson
Chabert	Mills	Walsworth
Claitor	Morrell	Ward
Cortez	Morrish	White
Donahue	Murray	
Total - 35		

NAYS

Total - 0

ABSENT

Crowe	Guillory
Gallot	Smith, J.
Total - 4	

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

SENATE BILL NO. 140—
BY SENATOR ALARIO

AN ACT

To amend and reenact R.S. 47:1908(A)(26) and (C), relative to expenses of assessors; to increase the amount the assessor of Jefferson Parish is allowed for clerical and other expenses; 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	Murray
Adley	Gallot	Nevers
Allain	Guillory	Peacock
Amedee	Heitmeier	Perry
Appel	Johns	Riser
Broome	Kostelka	Smith, G.
Buffington	LaFleur	Tarver
Chabert	Long	Thompson
Claitor	Martiny	Walsworth
Donahue	Mills	Ward
Dorsey-Colomb	Morrish	White
Total - 33		

NAYS

Total - 0

ABSENT

Brown	Crowe	Peterson
Cortez	Morrell	Smith, J.
Total - 6		

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

SENATE BILL NO. 155—
BY SENATOR LAFLEUR

AN ACT

To amend and reenact R.S. 17:24.10(C)(1)(c), relative to early childhood education; to authorize the Department of Education to grant waivers for certain enrichment activity classes required in the Cecil J. Picard LA 4 Early Childhood Program; to provide for annual renewal of such waivers; 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	Gallot	Peacock
Adley	Guillory	Perry
Allain	Heitmeier	Peterson
Amedee	Johns	Riser
Appel	LaFleur	Smith, G.
Broome	Long	Tarver
Buffington	Martiny	Thompson
Chabert	Mills	Walsworth
Claitor	Morrell	Ward
Donahue	Morrish	White
Dorsey-Colomb	Murray	
Erdey	Nevers	
Total - 34		

NAYS

Total - 0

ABSENT

Brown Crowe Smith, J.
Cortez Kostelka
Total - 5

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.

SENATE BILL NO. 215— BY SENATOR MILLS

AN ACT

To enact Subpart E of Part II of Chapter 3 of Title 46 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 46:290.1, and Subpart P of Part I of Chapter 1 of Subtitle II of Title 47 of the Louisiana Revised Statutes of 1950, comprised of R.S. 47:120.39, relative to fraud and abuse detection and prevention with regard to the Supplemental Nutrition Assistance Program; to create and provide for donations to the SNAP Fraud and Abuse Detection and Prevention Fund; to provide for investment and appropriation of monies in the fund; to provide relative to donation of tax refunds; 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. 215 by Senator Mills

AMENDMENT NO. 1

On page 3, line 26, following "that the" insert "check off boxes for"

On motion of Senator Martiny, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Smith, J.
Total - 1

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

SENATE BILL NO. 252— BY SENATOR CROWE

AN ACT

To amend and reenact R.S. 23:1538(A), relative to the unemployment compensation fund; to provide for penalties against employers who fail to file complete and accurate quarterly payroll reports in a timely manner; and to provide for related matters.

The bill was read by title. Senator Crowe 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 Guillory Perry
Amedee Heitmeier Peterson
Appel Johns Riser
Broome Kostelka Smith, G.
Brown LaFleur Tarver
Buffington Long Thompson
Chabert Martiny Walsworth
Claitor Mills Ward
Cortez Morrell White
Crowe Morrish
Donahue Murray

Total - 37

NAYS

Total - 0

ABSENT

Gallot Smith, J.
Total - 2

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

SENATE BILL NO. 290—

BY SENATORS MURRAY AND LAFLEUR AN ACT

To amend and reenact R.S. 17:3451, 3453(B), (D) and (E), and 3456, to enact R.S. 17:3453.1, and to repeal R.S. 17:3453(F), relative to the Louisiana Universities Marine Consortium for Research and Education; to provide relative to the purpose of the consortium and the membership of the executive board; to establish and provide for the membership and duties of an advisory council; to provide relative to development of a master plan; to provide for annual reporting requirements; and to provide for related matters.

Floor Amendments

Senator Murray proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Murray to Engrossed Senate Bill No. 290 by Senator Murray

March 28, 2012

AMENDMENT NO. 1

On page 2, line 24, between "(e)" and "Nicholls" change "The vice president of research for" to "A vice president, appointed by the president of"

On motion of Senator Murray, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Name, Dorsey-Colomb, Nevers. Lists names like Mr. President, Adley, Allain, Amedee, Appel, Broome, Brown, Buffington, Chabert, Claitor, Cortez, Crowe, Donahue.

Total - 37

NAYS

Total - 0

ABSENT

Gallot Smith, J.

Total - 2

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

SENATE BILL NO. 313— BY SENATOR DONAHUE

AN ACT

To amend and reenact R.S. 47:302.26, relative to the disposition of certain state sales tax collections in St. Tammany Parish; to provide for annual appropriations to the St. Tammany Parish Fund and for the disposition and use of the money in such fund; 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. 313 by Senator Donahue

AMENDMENT NO. 1

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

"A. The avails of the tax imposed by this Chapter from the sale of services as defined in R.S. 47:301(14)(a) in St. Tammany Parish under this Chapter shall be credited to the Bond Security and Redemption Fund, and after a sufficient amount is allocated from that fund to pay all the obligations secured by the full faith and credit of the state which become due and payable within any fiscal year, the treasurer shall pay the remainder of such funds into a special fund which is hereby created in the state treasury and designated as the "St. Tammany Parish Fund"."

AMENDMENT NO. 2

On page 2, line 11, following "provided for in" change "Subparagraph (4)(a) of this" to "Subparagraph (a) of this Paragraph"

AMENDMENT NO. 3

On page 2, line 12, and before "shall" delete "Section"

AMENDMENT NO. 4

On page 2, line 16, and before "shall be" change "(5)(a)" to "(a) of this Paragraph"

On motion of Senator Martiny, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Name, Dorsey-Colomb, Murray. Lists names like Mr. President, Adley, Allain, Amedee, Appel, Broome, Brown, Buffington, Chabert, Claitor, Cortez, Crowe, Donahue.

Total - 38

NAYS

Total - 0

ABSENT

Smith, J.

Total - 1

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

SENATE BILL NO. 352— BY SENATOR MURRAY

AN ACT

To enact Subpart R of Part II-A of Chapter 1 of Subtitle I of Title 39 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 39:100.126, relative to state funds; to establish the Major Events Fund in the state treasury; to provide for the use of monies in the fund; to provide for an effective date; 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

Table with 3 columns: Name, Dorsey-Colomb, Murray. Lists names like Mr. President, Adley, Allain, Amedee, Appel.

Broome	Johns	Riser
Brown	Kostelka	Smith, G.
Buffington	LaFleur	Tarver
Chabert	Long	Thompson
Claitor	Martiny	Walsworth
Cortez	Mills	Ward
Crowe	Morrell	White
Donahue	Morrish	

Total - 38

NAYS

Total - 0

ABSENT

Smith, J.
Total - 1

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

SENATE BILL NO. 355—
BY SENATOR AMEDEE

AN ACT

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

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 34

NAYS

Total - 0

ABSENT

Donahue	Morrish	Smith, J.
Gallot	Nevers	

Total - 5

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

SENATE BILL NO. 395—
BY SENATOR WHITE

AN ACT

To enact R.S. 33:9097.13, relative to East Baton Rouge Parish; to create a crime prevention and improvement district for the Carmel Acres Subdivision; to provide the purpose and boundaries of the district; to provide for the governance of the district; to provide for the duties and powers of the district; to provide for the levy of a parcel fee within the district; to provide

for indemnity and exculpation of board members; and to provide for related matters.

Floor Amendments

Senator White proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator White to Engrossed Senate Bill No. 395 by Senator White

AMENDMENT NO. 1

On page 5, line 1, after "**parcel fee**" delete "**which is unpaid**"

AMENDMENT NO. 2

On page 5, line 3, after "**procedures as**" delete "**unpaid**"

On motion of Senator White, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 36

NAYS

Total - 0

ABSENT

Claitor	Morrish	Smith, J.
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Total - 3

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

SENATE BILL NO. 458—
BY SENATOR LAFLEUR

AN ACT

To amend and reenact R.S. 17:3092(5), relative to the Student Tuition Assistance and Revenue Trust program; to amend the definition of institution of postsecondary education for eligibility purposes; 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	Dorsey-Colomb	Murray
Adley	Erdey	Nevers

March 28, 2012

Allain	Gallot	Peacock
Amedee	Guillory	Perry
Appel	Heitmeier	Peterson
Broome	Johns	Riser
Brown	Kostelka	Smith, G.
Buffington	LaFleur	Tarver
Chabert	Long	Thompson
Claitor	Martiny	Walsworth
Cortez	Mills	Ward
Crowe	Morrell	White
Donahue	Morrish	

Total - 38

NAYS

Total - 0

ABSENT

Smith, J.
Total - 1

The Chair declared the 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.

SENATE BILL NO. 463—

BY SENATORS WALSWORTH, ALARIO AND GARY SMITH
AN ACT

To enact Chapter 5 of Subtitle V of Title 47 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 47:4401, relative to corporation income and franchise tax; to authorize the establishment of the Corporate Tax Apportionment Program and to provide for the administration thereof; to provide for certain definitions; to provide for contracts; to provide for certain eligibility requirements, limitations, and restrictions of such program; to provide with respect to applications; to authorize the promulgation of rules and regulations; to provide for an effective date; and to provide for related matters.

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

SENATE BILL NO. 520—

BY SENATOR BROOME
AN ACT

To amend and reenact R.S. 23:1231(B)(2), 1251(2), and 1253, relative to workers' compensation benefits; to provide for death benefit awards to dependent children; to provide for payment to adopted or natural children of deceased employee; to restrict payments to certain persons; 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. 520 by Senator Broome

AMENDMENT NO. 1

On page 2, line 13, following "years (" and before "over" insert "or"

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. 520 by Senator Broome

AMENDMENT NO. 1

On page 1, line 2, change "R.S. 23:1231(B)(2), 1251(2), and 1253" to "R.S. 23:1231(B)(2) and 1253 and to enact R.S. 23:1251(3)"

AMENDMENT NO. 2

On page 1, line 7, change "R.S. 23:1231(B)(2), 1251(2), and 1253 are hereby amended and reenacted" to "R.S. 23:1231(B)(2) and 1253 are hereby amended and reenacted and R.S. 23:1251(3) is hereby enacted"

AMENDMENT NO. 3

On page 2, delete lines 9 through 12 and at the beginning of line 13, add "(3)"

On motion of Senator Broome, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Claitor
Total - 2
Smith, J.

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. 526—

BY SENATORS ERDEY, APPEL, DONAHUE, GUILLORY AND WHITE
AN ACT

To enact R.S. 17:1681.1(C), relative to scholarships for children of certain public employees; to add children of state investigators killed or permanently disabled in the performance of duty; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dorsey-Colomb	Murray
Adley	Erdey	Nevers
Allain	Gallot	Peacock
Amedee	Guillory	Perry
Appel	Heitmeier	Peterson

Broome	Johns	Riser
Brown	Kostelka	Smith, G.
Buffington	LaFleur	Tarver
Chabert	Long	Thompson
Claitor	Martiny	Walsworth
Cortez	Mills	Ward
Crowe	Morrell	White
Donahue	Morrish	

Total - 38

NAYS

Total - 0

ABSENT

Smith, J.
Total - 1

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

SENATE BILL NO. 556—
BY SENATOR ERDEY

AN ACT

To enact Subpart DD of Part 1 of Chapter 1 of Subtitle II of Title 47 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 47:120.102, relative to donations of refunds; to provide for such donations to the Alliance for the Advancement of End of Life Care; and to provide for related matters.

The bill was read by title. Senator Erdey 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	Tarver
Buffington	Long	Thompson
Chabert	Martiny	Walsworth
Cortez	Mills	Ward
Crowe	Morrell	White
Donahue	Morrish	
Dorsey-Colomb	Murray	

Total - 37

NAYS

Total - 0

ABSENT

Claitor
Total - 2
Smith, J.

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

SENATE BILL NO. 6—
BY SENATOR GUILLORY

AN ACT

To amend and reenact R.S. 11:1195.1(B) and (C) and 1195.2(B) and (C) and to enact R.S. 11:1195.1(D) and 1195.2(D), relative to the Louisiana School Employees' Retirement System; to provide for reporting of positions and employees that cease to be covered by the retirement system; to provide for audits to ensure compliance; to provide for an effective date; and to provide for related matters.

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

Rules Suspended

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

Introduction of Senate Resolutions

SENATE RESOLUTION NO. 30—

BY SENATOR MURRAY

A RESOLUTION

To recognize April as Minister Appreciation Month and to commend and honor the ministers of Louisiana.

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

Message from the House

**ASKING CONCURRENCE IN
HOUSE BILLS AND JOINT RESOLUTIONS**

March 28, 2012

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. 12	HB NO. 71	HB NO. 112
HB NO. 117	HB NO. 205	HB NO. 300
HB NO. 310	HB NO. 350	HB NO. 405
HB NO. 425	HB NO. 490	HB NO. 544
HB NO. 584	HB NO. 587	HB NO. 588
HB NO. 668		

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

**House Bills and Joint Resolutions
on First Reading**

HOUSE BILL NO. 12—

BY REPRESENTATIVE ABRAMSON

AN ACT

To amend and reenact Code of Civil Procedure Article 592(A)(3)(a)(ii), relative to certification of class actions; to provide for discovery and admissibility of expert witness testimony and evidence under certain circumstances; and to provide for related matters.

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

HOUSE BILL NO. 71—

BY REPRESENTATIVE BERTHELOT

AN ACT

To enact R.S. 40:1602, relative to the state fire marshal; to authorize the state fire marshal to issue a burn ban; to authorize the state fire marshal and the commissioner of agriculture to issue civil fines for violations; to provide for the amount of the civil fine; to provide for the appeal of the civil fines; to provide for the deposit of monies collected in the Life Safety and Property Protection Trust Fund; to exempt prescribed burning; and to provide for related matters.

March 28, 2012

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

HOUSE BILL NO. 112—
BY REPRESENTATIVE CONNICK
AN ACT

To amend and reenact Code of Civil Procedure Article 2128 and to enact Code of Civil Procedure Article 2128.1, relative to records for civil appeals; to provide for the form and content of the record on appeal; to provide relative to the form of depositions made a part of the record; and to provide for related matters.

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

HOUSE BILL NO. 117—
BY REPRESENTATIVE HENRY BURNS
AN ACT

To amend and reenact R.S. 32:408(B)(7)(e), relative to commercial motor vehicle driver waivers; to prohibit certain commercial motor vehicle drivers from driving commercial motor vehicles for public utilities; and to provide for related matters.

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

HOUSE BILL NO. 205—
BY REPRESENTATIVE BERTHELOT
AN ACT

To amend and reenact R.S. 47:462(C), relative to motor vehicles; to authorize the use of prestige license plates on certain trucks; and to provide for related matters.

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

HOUSE BILL NO. 300—
BY REPRESENTATIVES LEGER, BARROW, WESLEY BISHOP, BROADWATER, BURFORD, HAZEL, HOFFMANN, JOHNSON, LAMBERT, LORUSSO, RITCHIE, ROBIDEAUX, THIBAUT, WHITNEY, PATRICK WILLIAMS, AND WILLMOTT
AN ACT

To enact Subpart DD of Part I of Chapter 1 of Subtitle II of Title 47 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 47:120.106, relative to state individual income tax return checkoffs for certain donations; to provide for a method for individuals to donate all or a portion of any refund due to them to the American Red Cross; to provide for the administration and disbursement of donated monies; to provide for reporting; to provide for an effective date; and to provide for related matters.

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

HOUSE BILL NO. 310—
BY REPRESENTATIVES PONTI AND REYNOLDS
AN ACT

To amend and reenact R.S. 32:717(B), relative to scrap motor vehicles; to provide for permits to dismantle vehicles over a certain number of years old; and to provide for related matters.

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

HOUSE BILL NO. 350—
BY REPRESENTATIVE ARNOLD
AN ACT

To amend and reenact Code of Civil Procedure Article 2379, relative to evictions; to provide for rights of reimbursement; to provide for limitations; and to provide for related matters.

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

HOUSE BILL NO. 405—
BY REPRESENTATIVE DANAHAY
AN ACT

To enact Code of Civil Procedure Article 1922(C), relative to judgments; to provide for required information in a judgment; to provide relative to affidavits of distinction of judgments; to provide for recording fees; and to provide for related matters.

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

HOUSE BILL NO. 425—
BY REPRESENTATIVE BROSSETT
AN ACT

To enact R.S. 47:469.1, relative to special license plates; to create a special "For Hire" plate for use in the city of New Orleans; to provide for the design and cost; to provide for rules and regulations; and to provide for related matters.

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

HOUSE BILL NO. 490—
BY REPRESENTATIVE ROBIDEAUX
AN ACT

To amend and reenact R.S. 47:120.37, relative to the Department of Revenue; to provide with respect to donations made on income tax returns for certain charitable and philanthropic purposes; to require a uniform policy of administration for donated monies; and to provide for related matters.

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

HOUSE BILL NO. 544—
BY REPRESENTATIVE MONTOUCET
AN ACT

To amend and reenact R.S. 32:424(A), relative to driver's licenses; to require a suspected unqualified licensee to retake the skills and knowledge test; and to provide for related matters.

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

HOUSE BILL NO. 584—
BY REPRESENTATIVE ST. GERMAIN
AN ACT

To amend and reenact R.S. 32:706.2, relative to peace officers; to clarify whom is qualified to perform inspections for vehicle identification number; to provide for rules and regulations; and to provide for related matters.

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

HOUSE BILL NO. 587—
BY REPRESENTATIVE ST. GERMAIN
AN ACT

To amend and reenact R.S. 32:414.2(B)(2)(a) and to enact R.S. 32:414.2(A)(1)(d)(x), relative to commercial driver disqualification; to provide that texting while driving a commercial motor vehicle is a serious traffic violation for commercial motor vehicle drivers; to provide for increased disqualification periods for commercial motor vehicle drivers found to have violated out-of-service orders; and to provide for related matters.

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

HOUSE BILL NO. 588—
BY REPRESENTATIVE ST. GERMAIN
AN ACT

To amend and reenact R.S. 47:519(L)(2), relative to temporary registration plates; to extend the time for which temporary

registration plates and markers are valid; and to provide for related matters.

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

HOUSE BILL NO. 668—
BY REPRESENTATIVE ST. GERMAIN
AN ACT

To amend and reenact R.S. 32:403.4(A), relative to commercial motor vehicle drivers; to require persons applying for commercial driver's licenses to make certain certifications; and to provide for related matters.

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

Rules Suspended

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

SENATE BILL NO. 224—
BY SENATOR RISER
AN ACT

To enact R.S. 32:410(A)(6), (7), and (8), relative to the form and information on a driver's license; to provide an option for the licensee of a lifetime hunting license, a lifetime sports fishing license, or combination lifetime hunting and sports fishing license to include such hunting, sports fishing, or combination hunting and sports fishing license number on his Louisiana driver's license; and to provide for related matters.

Senator Adley moved to recommit the bill from the Committee on Natural Resources to the Committee on Transportation, Highways and Public Works.

Without objection, so ordered.

ATTENDANCE ROLL CALL

ROLL CALL

The roll was called with the following result:

PRESENT

Mr. President	Dorsey-Colomb	Murray
Adley	Erdey	Nevers
Allain	Gallot	Peacock
Amedee	Guillory	Perry
Appel	Heitmeier	Peterson
Broome	Johns	Riser
Brown	Kostelka	Smith, G.
Buffington	LaFleur	Tarver
Chabert	Long	Thompson
Claitor	Martiny	Walsworth
Cortez	Mills	Ward
Crowe	Morrell	White
Donahue	Morrish	
Total - 38		

ABSENT

Smith, J.
Total - 1

Leaves of Absence

The following leaves of absence were asked for and granted:

John Smith 1 Day

Announcements

The following committee meetings for March 29, 2012, were announced:

Education	At Adj	Hainkel Room
Labor and Ind. Rel.	At Adj	Room C
Local and Mun. Affairs	At Adj	Room F
Natural Resources	At Adj	Room A
Transportation	At Adj	Room E

Adjournment

On motion of Senator Thompson, at 4:00 o'clock P.M. the Senate adjourned until Thursday, March 29, 2012, at 9:00 o'clock A.M.

The President of the Senate declared the Senate adjourned until 9:00 o'clock A.M. on Thursday, March 29, 2012.

GLENN A. KOEPP
Secretary of the Senate

DIANE O' QUIN
Journal Clerk

