

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

FORTY-THIRD 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

Tuesday, May 29, 2012

The Senate was called to order at 4:20 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:

YEAS

Mr. President	Gallot	Peterson
Allain	Guillory	Riser
Appel	Heitmeier	Smith, G.
Broome	Kostelka	Smith, J.
Brown	LaFleur	Tarver
Claitor	Long	Thompson
Cortez	Mills	Walsworth
Crowe	Morrish	Ward
Donahue	Murray	White
Dorsey-Colomb	Nevers	
Erdey	Perry	
Total - 31		

NAYS

Total - 0

ABSENT

Adley	Chabert	Morrell
Amedee	Johns	Peacock
Buffington	Martiny	
Total - 8		

The President of the Senate announced there were 31 Senators present and a quorum.

Prayer

The prayer was offered by Pastor Ken Tew, 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 Heitmeier, the reading of the Journal was dispensed with and the Journal of May 28, 2012, was adopted.

Message from the House

**CONCURRING IN
SENATE CONCURRENT RESOLUTIONS**

May 29, 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. 131—

BY SENATOR JOHNS

A CONCURRENT RESOLUTION

To commend the Children's Miracle network of CHRISTUS St. Patrick Hospital on the occasion of twenty-five years of service to Southwest Louisiana.

Reported without amendments.

SENATE CONCURRENT RESOLUTION NO. 132—

BY SENATOR LONG

A CONCURRENT RESOLUTION

To urge and request the Department of Transportation and Development to designate the area along Louisiana Highway 485 approximately two miles north and one and one-half mile south of St. Anne's Church as the Adai Indian Community in Natchitoches Parish and to erect the appropriate signs to denote the area as the Adai Indian Community.

Reported without amendments.

SENATE CONCURRENT RESOLUTION NO. 136—

BY SENATORS MORRISH AND LONG

A CONCURRENT RESOLUTION

To urge and request the Federal Energy Regulatory Commission to immediately reject any requests for a rehearing regarding Cheniere Energy's Sabine Pass Liquefaction Project and memorializes Congress to express their support for LNG exports and to streamline and expedite the approval process.

Reported without amendments.

SENATE CONCURRENT RESOLUTION NO. 134—

BY SENATORS PERRY AND LAFLEUR

A CONCURRENT RESOLUTION

To commend the organizers of the Louisiana Hugh O'Brian Youth Leadership seminars and to recognize June 15, 2012, as "Hugh O'Brian Youth Leadership Day" in the state of Louisiana.

Reported without amendments.

SENATE CONCURRENT RESOLUTION NO. 135—

BY SENATOR GUILLORY

A CONCURRENT RESOLUTION

To designate May 31, 2012, as Retired State Employees Association Day at the Louisiana State Capitol and to recognize the establishment of the Retired State Employees Association of Louisiana Hall of Fame.

Reported without amendments.

SENATE CONCURRENT RESOLUTION NO. 137—

BY SENATORS GALLOT, KOSTELKA AND LONG AND REPRESENTATIVES BROADWATER, COX, JEFFERSON, SHADOIN AND SMITH

A CONCURRENT RESOLUTION

To urge and request the legislative fiscal office to update the report issued in March 2006 pursuant to House Resolution No. 133 of the 2005 Regular Session regarding the means and methods used to provide funding for the operation of laboratory schools around the state, including but not limited to issues concerning equity and fairness in funding methods and amounts, and to report its findings and recommendations in writing to the Senate and House committees on education on or before February 1, 2013.

Reported without amendments.

SENATE CONCURRENT RESOLUTION NO. 140—

BY SENATOR ALARIO

A CONCURRENT RESOLUTION

To commend the Honorable Catherine D. "Kitty" Kimball, Chief Justice of the Louisiana Supreme Court, for a lifetime of exemplary public service to the state and its judicial system and for twenty years of that service as a justice on the Supreme

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Court, and to congratulate her honor upon the occasion of her retirement from the bench.

Reported without amendments.

SENATE CONCURRENT RESOLUTION NO. 38—

BY SENATOR ADLEY

A CONCURRENT RESOLUTION

To urge and request the Department of Transportation and Development to study the feasibility of authorizing the collection of tolls to complete I-49 South.

Reported without amendments.

SENATE CONCURRENT RESOLUTION NO. 93—

BY SENATOR PERRY

A CONCURRENT RESOLUTION

To urge and request the Integrated Criminal Justice Information System (ICJIS) Policy Board to meet and coordinate the integration of the various criminal justice automated information systems

Reported without amendments.

SENATE CONCURRENT RESOLUTION NO. 107—

BY SENATOR ERDEY

A CONCURRENT RESOLUTION

To authorize and direct public agencies to provide in-service education and training on sexual harassment for its public servants.

Reported without amendments.

SENATE CONCURRENT RESOLUTION NO. 104—

BY SENATOR BUFFINGTON (Substitute of SCR No. 66 by Senator Buffington)

A CONCURRENT RESOLUTION

To establish an advisory work group within the Department of Insurance to examine options that may be available to allow an insured under a life insurance policy or contract holder of an annuity to fund long-term care benefits.

Reported with amendments.

Respectfully submitted, ALFRED W. SPEER

Clerk of the House of Representatives

Message from the House

PASSED SENATE BILLS AND JOINT RESOLUTIONS

May 29, 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 the following Senate Bills and Joint Resolutions:

SENATE BILL NO. 405—

BY SENATOR BUFFINGTON

AN ACT

To enact R.S. 33:2481.5 and 2541.2, relative to the municipal fire civil service; to authorize the municipal governing authority to create the position of chief of administration of fire department; to provide that the position is appointed on a competitive basis; to provide relative to the appointment, supervision, and discharge of any person in any such position; to provide relative to the qualifications, duties, and responsibilities for such position; to provide relative to reinstatement to previous class of positions; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 589—

BY SENATOR LAFLEUR

AN ACT

To amend and reenact R.S. 33:4562.3(D) and to enact R.S. 33:4562.3(F) and (G), relative to the Evangeline-Ville Platte Recreation District; to remove certain requirements relative to the district's budget; to provide for district's authority and duties; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 725—

BY SENATOR GALLOT

AN ACT

To enact Subpart B-47 of Part IV of Chapter 1 of Title 33 of the Louisiana Revised Statutes of 1950, comprised of R.S. 33:130.851, relative to economic and industrial development districts; to provide for the inclusion of municipal areas in certain parish economic and industrial development districts; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 730—

BY SENATORS THOMPSON AND RISER

AN ACT

To enact Chapter 4-A of Title 38 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 38:1401, relative to the creation of the Bunches Bend Protection District; to provide for the purposes, powers, duties, and governance of the district; to provide for the authority to levy taxes under certain conditions; to provide for the issuance of indebtedness; to authorize cooperative endeavors with the owners of certain land; to provide for certain penalties; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 397—

BY SENATOR GALLOT

AN ACT

To amend and reenact R.S. 47:1991(A), relative to ad valorem property tax assessments; to provide relative to the cancellation of certain assessments; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 62—

BY SENATOR APPEL AND REPRESENTATIVE CARTER

AN ACT

To enact R.S. 49:191(6)(a) and to repeal R.S. 49:191(4)(h), relative to the Department of Education, including provisions to provide for the re-creation of the Department of Education and the statutory entities made a part of the department by law; to provide for the effective termination date for all statutory authority for the existence of such statutory entities; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 71—

BY SENATOR MARTINY

AN ACT

To amend and reenact R.S. 40:2266.3, relative to criminalistics laboratories operated by sheriffs; to exempt the criminalistics laboratory operated by the sheriff of Jefferson Parish from certain requirements; and to provide for related matters.

Reported without amendments.

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 without amendments.

SENATE BILL NO. 381—
BY SENATOR BROOME

AN ACT

To amend and reenact R.S. 24:972(A)(22), R.S. 36:4(N) and the heading of 802.14, the title of Chapter 17 of Title 49 of the Louisiana Revised Statutes of 1950, the introductory paragraph of R.S. 49:1112(A) and (B)(2)(a) and 1122 and to repeal R.S. 49:1121, relative to the Louisiana Serve Commission; to provide for a change in the name of the commission; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 330—

BY SENATOR WARD AND REPRESENTATIVES ADAMS, ARMES, BADON, BARRAS, BARROW, STUART BISHOP, BROADWATER, HENRY BURNS, TIM BURNS, BURRELL, CARTER, CHAMPAGNE, CHANEY, CONNICK, CROMER, DANAHAY, GAROFALO, GUILLORY, GUINN, HARRIS, HARRISON, HAZEL, HENRY, HENSGENS, HILL, HOFFMANN, HOLLIS, HOWARD, HUNTER, KATRINA JACKSON, NANCY LANDRY, LIGI LOPINTO, LORUSSO, MACK, JAY MORRIS, NORTON, ORTEGO, POPE, PYLANT, REYNOLDS, SCHRODER, SEABAUGH, SIMON, ST. GERMAIN, TALBOT, THIBAUT, THOMPSON AND WHITNEY

AN ACT

To enact R.S. 14:32.9 and 32.9.1, relative to abortion; to create the crime of criminal abortion; to create the crime of aggravated criminal abortion; to prohibit any individual who is not a licensed physician from performing an abortion; to prohibit the dismemberment of an unborn child by an abortionist who is not a licensed physician; to provide for definitions; to provide for exceptions; to provide for construction; to provide for penalties; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 412—
BY SENATOR CLAITOR

AN ACT

To enact R.S. 17:3361(A)(6), relative to colleges and universities; to provide relative to leases of college and university properties; to provide relative to leases to certain organizations; to authorize leases to Louisiana businesses to be located in an area of property designated by the college or university as a business incubator or research park; to provide certain terms, conditions, requirements, and definitions; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 526—

BY SENATORS ERDEY, ALARIO, APPEL, CORTEZ, DONAHUE, GUILLORY, JOHNS, KOSTELKA, LAFLEUR, LONG, MILLS, MORRISH, PEACOCK, THOMPSON, WALSWORTH 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.

Reported without amendments.

SENATE BILL NO. 639—
BY SENATOR MARTINY

AN ACT

To amend and reenact R.S. 14:30(A)(10) and to enact R.S. 14:30(A)(11), relative to the crime of first degree murder; to provide that first degree murder includes the killing of a taxicab driver under certain circumstances; to provide for definitions; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 183—
BY SENATOR APPEL

AN ACT

To amend and reenact R.S. 33:102.1(B), relative to amateur radio antennas; to provide for regulations related to amateur radio antennas; to prohibit the establishment of a limit less than a certain height; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 615—
BY SENATOR APPEL

AN ACT

To amend and reenact R.S. 33:9613(A)(2) and (3) and 9614(B) and (C), to enact R.S. 33:9613(A)(4) and 9614(D) and (E), relative to local ethics entities, including but not limited to an ethics review board or office of inspector general in the parishes of East Baton Rouge, Jefferson, and Orleans; to provide relative to subpoena powers; to provide for protective orders; to provide relative to enforcement of subpoenas; to provide relative to the privileged nature of certain documents; to provide relative to public access to public documents; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 653—
BY SENATOR MILLS

AN ACT

To amend and reenact R.S. 47:338.1(D), relative to sales tax of political subdivisions; to provide for the use of the tax proceeds of a sales tax district in the municipality of Breaux Bridge; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 714—
BY SENATOR BROOME

AN ACT

To amend and reenact R.S. 40:600.87(8), and 600.91(A)(18)(c), and (27), to enact R.S. 40:600.91(A)(28)(b)(ii)(oo) and (pp) and (E), and to repeal R.S. 40:600.91(A)(28)(b)(ii)(ii), relative to the Louisiana Housing Corporation Act; to provide for the definition of "persons or families of low or moderate income"; to provide for the powers and duties of the corporation; to provide for members on the commission; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 637— (Substitute of Senate Bill No. 83 by Senator Murray)

BY SENATOR MURRAY

AN ACT

To amend and reenact R.S. 37:2862 (7), (8), (11), and (12), 2864(C), (D), and (E), 2865(A) and (C), 2866, and 2870(A)(1), to enact R.S. 37:2865(E) and 2869(A)(3), and to repeal R.S. 37:2862(13) and 2864(F), relative to Polysomnographic Practice Act; to provide for definitions; to remove term limits on the advisory committee members; to provide for technologist; to provide for technicians; to provide with respect to exemptions from state licensure and permit requirements; to provide for prohibitions; and to provide for related matters

Reported with amendments.

SENATE BILL NO. 84—
BY SENATOR MARTINY

AN ACT

To enact R.S. 42:1123(18)(e), relative to the Code of Governmental Ethics; to provide for an exception to certain prohibitions of physicians as public servants; and to provide for related matters.

Reported with amendments.

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SENATE BILL NO. 88—
BY SENATOR BUFFINGTON

AN ACT

To amend and reenact R.S. 49:968(D)(2)(a) and to enact R.S. 49:968(D)(1)(c), relative to the Administrative Procedure Act; to require agencies to provide written notice to the office of state register upon submission of certain reports to the legislature; to provide for an effective date; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 119—
BY SENATOR MORRELL

AN ACT

To enact R.S. 17:436.1(K), relative to the administration of medication to public school students; to require public school governing authorities to adopt a policy allowing school nurses to administer certain medication to students under certain circumstances; to provide for definitions; to provide for limitation of liability; to provide for notification of policy; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 198—
BY SENATOR MORRELL

AN ACT

To amend and reenact the introductory paragraph of R.S. 27:302(A)(5), relative to video draw poker; to provide with respect to legislative oversight of games of video draw poker and other such card games; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 248—
BY SENATOR ADLEY

AN ACT

To amend and reenact R.S. 42:1132(B)(4)(c), relative to the Board of Ethics; to provide for changes relative to persons eligible for nomination to the board; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 268—
BY SENATOR LAFLEUR

AN ACT

To amend and reenact R.S. 25:376, 379.4 and 1245, and to enact R.S. 25:380.3(C), 380.24(C), 380.34(C), 380.44(C), 380.54(C), 380.64(C), 380.74(C), 380.84(C), 380.94(C), 380.104(C), 380.114(C), 380.124(C), 380.134(C), 380.154(C) and 380.165(C), relative to operations of the Old State Capitol and certain museums; to authorize the Department of State to temporarily close the Old State Capitol and certain museums under its jurisdiction when no funds are appropriated for the operation of such facilities; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 290—
BY SENATORS MURRAY, ALLAIN, BROOME, BROWN, CHABERT, DORSEY-COLOMB, LAFLEUR, LONG, MORRELL, PETERSON, GARY SMITH AND TARVER

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.

Reported with amendments.

SENATE BILL NO. 362—
BY SENATOR MORRELL

AN ACT

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

Reported with amendments.

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.

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 with amendments.

SENATE BILL NO. 536—
BY SENATOR PETERSON

AN ACT

To amend and reenact Children's Code Art. 901.1(A), relative to probation and parole supervision fees; to provide with respect to a reduction in supervision fees; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 645—
BY SENATORS THOMPSON, RISER AND WALSWORTH AND REPRESENTATIVES ANDERS, CHANEY, HOFFMANN, KATRINA JACKSON, JEFFERSON, JAY MORRIS, PYLANT, GREENE AND SHADOIN

AN ACT

To enact R.S. 17:1994(C) and 3217.3, relative to community and technical colleges; to provide for the merger of the certain Louisiana Technical College campuses with Louisiana Delta Community College; to provide relative to the transfer of the students, employees, funds, obligations, property, programs, facilities, and functions of such technical college campuses to Louisiana Delta Community College; to provide relative to performance agreements with the Board of Regents; to provide for effectiveness; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 686—
BY SENATORS ADLEY AND THOMPSON

AN ACT

To amend and reenact R.S. 14:106(A)(7)(a) and to enact R.S. 14:106(A)(8), relative to the crime of obscenity; to add the intentional transmission of sexually explicit text messages to the definition of the crime of obscenity; to provide for additional definitions; to provide for penalties; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 729—
BY SENATOR CLAITOR

AN ACT

To amend and reenact R.S. 42:1113(D)(2)(b), relative to the Code of Governmental Ethics; to provide for an exception to the prohibition of contractual arrangements for any contract with

any plan providing medicaid services to medicaid recipients; and to provide for related matters.

Reported with amendments.

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

**Appointment of Conference Committee
on Senate Bill No. 105**

The President of the Senate appointed the following members to confer with a like committee from the House to consider the disagreement on **Senate Bill No. 105**:

Senators Morrell,
Kostelka
and Walsworth.

**Appointment of Conference Committee
on Senate Bill No. 173**

The President of the Senate appointed the following members to confer with a like committee from the House to consider the disagreement on **Senate Bill No. 173**:

Senators Murray,
Morrell
and Peterson.

**Appointment of Conference Committee
on Senate Bill No. 391**

The President of the Senate appointed the following members to confer with a like committee from the House to consider the disagreement on **Senate Bill No. 391**:

Senators Riser,
Walsworth
and Morrish.

**Appointment of Conference Committee
on Senate Bill No. 417**

The President of the Senate appointed the following members to confer with a like committee from the House to consider the disagreement on **Senate Bill No. 417**:

Senators Riser,
Amedee
and Murray.

**Appointment of Conference Committee
on Senate Bill No. 472**

The President of the Senate appointed the following members to confer with a like committee from the House to consider the disagreement on **Senate Bill No. 472**:

Senators Murray,
Martiny
and Crowe.

Message from the House

DISAGREEMENT TO HOUSE BILL

May 29, 2012

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has refused to concur in the proposed Senate Amendment(s) to **House Bill No. 544** by Representative Montoucet, and ask the President to appoint on the part of the Senate a committee to confer with a like committee from the House on the disagreement.

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

Message from the House

HOUSE CONFEREES APPOINTED

May 29, 2012

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the Speaker of the House of Representatives has appointed the following members, on the part of the House of Representatives, to confer, with a like committee from the Senate, on the disagreement to **House Bill No. 61** by Representative Pearson:

Representatives Pearson, Kleckley and Leger.

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

**Privilege Report of the
Legislative Bureau**

May 29, 2012

To the President and Members of the Senate:

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

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

HOUSE BILL NO. 1—
BY REPRESENTATIVE FANNIN
AN ACT

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

Reported with amendments.

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed House Bill No. 1 by Representative Fannin

AMENDMENT NO. 1

In Senate Committee Amendment No. 3 proposed by the Senate Committee on Finance and adopted by the Senate on May 28, 2012, on page 1, line 6, following "delete "2011-2012," and insert "2011-2012.""", delete the remainder of the line"

AMENDMENT NO. 2

On page 2, line 23, following "approval." change "Luxury or full-sized motor vehicle" to ""Luxury or full-sized motor vehicle""

AMENDMENT NO. 3

On page 11, line 29, following "Fund)" insert """"

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HOUSE BILL NO. 134—
BY REPRESENTATIVE FANNIN
AN ACT

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

Reported without amendments.

HOUSE BILL NO. 377—
BY REPRESENTATIVE ROBIDEAUX
AN ACT

To enact R.S. 47:201.1(F), relative to income tax returns; to provide with respect to composite returns of partnerships; to provide for the payment and distribution of overpayments; to provide for an effective date; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 822—
BY REPRESENTATIVE FANNIN
AN ACT

To amend and reenact R.S. 22:842, relative to special treasury funds; to provide for deposits into the Louisiana Medical Assistance Trust Fund; to provide for the transfer, dedication, use, and appropriations as specified of certain treasury funds; to provide for the deposit of certain funds into the state treasury; to provide for effective dates; and to provide for related matters.

Reported with amendments.

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed House Bill No. 822 by Representative Fannin

AMENDMENT NO. 1

In Senate Committee Amendment No. 1 proposed by the Senate Committee on Finance and adopted by the Senate on May 28, 2012, on page 1, line 2, change "R.S.24:39" to "R.S.24:39(D)"

AMENDMENT NO. 2

In Senate Committee Amendment No. 3 proposed by the Senate Committee on Finance and adopted by the Senate on May 28, 2012, on page 1, line 12, change "R.S.24:39" to "R.S.24:39(D)"

AMENDMENT NO. 3

In Senate Committee Amendment No. 31 proposed by the Senate Committee on Finance and adopted by the Senate on May 28, 2012, on page 5, line 19, change "to" to "of" and change "subsection A" to "Subsection (A)(1) of this Section"

AMENDMENT NO. 4

In Senate Committee Amendment No. 34 proposed by the Senate Committee on Finance and adopted by the Senate on May 28, 2012, on page 5, line 47, change "line 27" to "line 25"

AMENDMENT NO. 5

In Senate Committee Amendment No. 48 proposed by the Senate Committee on Finance and adopted by the Senate on May 28, 2012, on page 7, line 19, change "line 28" to "line 1"

HOUSE BILL NO. 934—
BY REPRESENTATIVES LIGI, ADAMS, ARNOLD, BADON, BILLIOT, WESLEY BISHOP, BROSETT, CONNICK, LEGER, LEOPOLD, LOPINTO, LORUSSO, TALBOT, AND WILLMOTT AND SENATORS ALARIO, APPEL, MARTINY, AND MORRELL
AN ACT

To enact R.S. 47:551.1, relative to special districts; to authorize the establishment of an automobile rental tax district in the parishes of Jefferson and Orleans; to provide for the boundaries, governance, and powers of the district; to authorize the levy of a tax on the lease or rental of certain automobiles under certain

circumstances; to provide for the use of the avails of the tax; to provide for an effective date; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 971—
BY REPRESENTATIVE BARROW
AN ACT

To enact R.S. 47:551.1, relative to special districts; to authorize the establishment of an automobile rental tax district in East Baton Rouge Parish; to provide for the boundaries, governance, and powers of the district; to authorize the levy of a tax on the lease or rental of certain automobiles under certain circumstances; to provide for the use of the avails of the tax; to provide for an effective date; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1044—
BY REPRESENTATIVE KLECKLEY
AN ACT

To appropriate funds for Fiscal Year 2012-2013 to defray the expenses of the Louisiana Legislature, including the expenses of the House of Representatives and the Senate, of legislative service agencies, and of the Louisiana State Law Institute; to provide for the salary, expenses and allowances of members, officers, staff and agencies of the Legislature; to provide with respect to the appropriations and allocations herein made; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1058—
BY REPRESENTATIVES FANNIN AND KLECKLEY AND SENATORS ALARIO AND DONAHUE
AN ACT

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

Reported without amendments.

HOUSE BILL NO. 1059—
BY REPRESENTATIVE FANNIN
AN ACT

To appropriate funds and to make certain reductions in appropriations from certain sources to be allocated to designated agencies and purposes in specific amounts for the making of supplemental appropriations and reductions for said agencies and purposes for Fiscal Year 2011-2012; to provide for an effective date; and to provide for related matters.

Reported with amendments.

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed House Bill No. 1059 by Representative Fannin

AMENDMENT NO. 1

In Senate Committee Amendment No. 3 proposed by the Senate Committee on Finance and adopted by the Senate on May 28, 2012, on page 1, line 26, change "20" to "30"

AMENDMENT NO. 2

In Senate Committee Amendment No. 69 proposed by the Senate Committee on Finance and adopted by the Senate on May 28, 2012, on page 9, lines 17 and 24, following "including" and before "but" delete " , "

HOUSE BILL NO. 1091—

BY REPRESENTATIVE FANNIN

AN ACT

To provide with respect to the Revenue Sharing Fund and the allocation and distribution thereof for Fiscal Year 2012-2013; and to provide for related matters.

Reported without amendments.

Respectfully submitted,
DANIEL R. MARTINY
Chairman

Adoption of Legislative Bureau Report

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

Message from the House

PASSED SENATE BILLS AND JOINT RESOLUTIONS

May 29, 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 the following Senate Bills and Joint Resolutions:

SENATE BILL NO. 750— (Substitute of Senate Bill No. 328 by Senator Broome)

BY SENATOR BROOME

AN ACT

To enact R.S. 49:953(A)(1)(a)(ix) and 973, relative to administrative procedure; to provide that prior to the adoption, amendment, or repeal of any rule by any state agency that a poverty impact statement be issued; to provide for contents of the poverty impact statement; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 754— (Substitute of Senate Bill No. 81 by Senator Mills)

BY SENATOR MILLS

AN ACT

To enact R.S. 42:1123(42), relative to the Code of Governmental Ethics; to provide for an exception to the provisions of law relative to ethical standards for public servants; to provide relative to a public servant doing business with a person who has a business relationship with the agency of the public servant under certain circumstances; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 422—

BY SENATOR CLAITOR

AN ACT

To amend and reenact R.S. 49:953(B)(1) and (4)(a), relative to the Administrative Procedure Act; to provide for legislative review of emergency rules or fees; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 386—

BY SENATOR WARD

AN ACT

To amend and reenact R.S. 23:1201(E), relative to timely payment of medical bills; to provide for a shorter time frame for timely payment for providers who utilize the electronic billing rules and regulations; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 404—

BY SENATOR MARTINY

AN ACT

To amend and reenact R.S. 38:2211(A)(12), relative to public contracts; to provide relative to letting contracts for public works; and to provide for related matters.

Reported with amendments.

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

Introduction of Senate Resolutions

SENATE RESOLUTION NO. 155—

BY SENATOR CLAITOR

A RESOLUTION

To commend and congratulate Pat R. Van Burkleo on being selected as National Executive of the Year by the Boys & Girls Clubs of America's Professional Association.

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

SENATE RESOLUTION NO. 156—

BY SENATOR BUFFINGTON

A RESOLUTION

To direct the Department of Health and Hospitals to submit a report on the status of implementation of the plan mandated by Act 299 of the 2011 Regular Session of the Legislature of Louisiana.

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

SENATE RESOLUTION NO. 157—

BY SENATOR APPEL

A RESOLUTION

To urge and request the Louisiana State Law Institute to study the Louisiana Binding Arbitration Act.

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

SENATE RESOLUTION NO. 158—

BY SENATOR APPEL

A RESOLUTION

To urge and request the Louisiana State Law Institute to study Louisiana's lien laws.

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

SENATE RESOLUTION NO. 159—

BY SENATOR MORRELL

A RESOLUTION

To amend the membership for the Behavior Analysts Licensure and Regulation Study Commission that shall study the licensure and regulation of behavior analysts and to require a report on the baseline framework for such licensure and regulation on or before February 1, 2013.

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

Introduction of Senate Concurrent Resolutions

SENATE CONCURRENT RESOLUTION NO. 142—

BY SENATORS KOSTELKA, LONG AND WALSWORTH AND REPRESENTATIVES JEFFERSON, JAY MORRIS AND SHADOIN

A CONCURRENT RESOLUTION

To urge and request the Louisiana State Fire Marshal to provide education and code enforcement at fraternity and sorority houses associated with colleges and universities located in the state.

May 29, 2012

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

SENATE CONCURRENT RESOLUTION NO. 143— BY SENATOR HEITMEIER

A CONCURRENT RESOLUTION

To commend Dr. Randall L. "Randy" Lemoine for his dedication and commitment to the citizens of Louisiana on the occasion of his retirement from the Department of Health and Hospitals after thirty-five years of service.

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

SENATE CONCURRENT RESOLUTION NO. 144— BY SENATOR GALLOT AND REPRESENTATIVE JEFFERSON

A CONCURRENT RESOLUTION

To express the sincere condolences of the Legislature of Louisiana upon the death of Eugene "Doc" Harvey, longtime Grambling State University athletic trainer.

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

Senate Resolutions on Second Reading

SENATE RESOLUTION NO. 148— BY SENATOR GUILLORY

A RESOLUTION

To express the sincere condolences of the Senate of the Legislature of Louisiana upon the death of John Anthony Vallien of Opelousas.

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

SENATE RESOLUTION NO. 149— BY SENATOR LAFLEUR

A RESOLUTION

To urge and request the United States government, particularly the Assistant Secretary-Indian Affairs of the United States Department of the Interior and the members of the Louisiana congressional delegation, to take appropriate action to formally recognize the Louisiana Precinct of the Southern Band of the Cherokee Nation of Webbers Falls, Oklahoma 74470, as an American Indian tribe.

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

SENATE RESOLUTION NO. 150— BY SENATOR HEITMEIER

A RESOLUTION

To commend Alhaji Abdulfatah Ahmed, executive governor of Kwara State, the Federal Republic of Nigeria, and invite him to visit the state of Louisiana to promote commerce and trade between Kwara State of the Federal Republic of Nigeria and the state of Louisiana.

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

SENATE RESOLUTION NO. 151— BY SENATOR MORRELL

A RESOLUTION

To commend Sue Schindler and other corporate mechanics at Lakefront Airport for saving the lives of animals.

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

SENATE RESOLUTION NO. 152— BY SENATOR CROWE

A RESOLUTION

To adopt Senate Rule 13.21.1 of the Rules of Order of the Senate relative to conference committee reports; to require that every senator who is a member of a conference committee be presented the conference committee report, sign it, and indicate affirmatively whether or not the member accepts or rejects the report.

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

SENATE RESOLUTION NO. 153— BY SENATOR DORSEY-COLOMB

A RESOLUTION

To urge and request the Department of Public Safety and Corrections, public safety services, to study safety devices for trailers or semitrailers with a gross weight capacity of up to ten thousand pounds.

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

SENATE RESOLUTION NO. 154— BY SENATOR THOMPSON

A RESOLUTION

To express the sincere condolences of the Senate of the Legislature of Louisiana upon the death of Ruby Mae Williams Washington.

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

Senate Concurrent Resolutions on Second Reading

SENATE CONCURRENT RESOLUTION NO. 138— BY SENATOR GALLOT AND REPRESENTATIVE DIXON

A CONCURRENT RESOLUTION

To urge and request the Red River Waterway Commission and the Louisiana Department of Economic Development to prepare and provide to the House Committee on Commerce and the Senate Committee on Commerce, Consumer Protection, and International Affairs, a report on economic development opportunities and strategies for the Red River area between the cities of Alexandria and Pineville.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Mr. President, Dorsey-Colomb, Murray. Lists names of senators and their votes (Yeas or Nays).

Total - 38

NAYS

Total - 0

ABSENT

Peacock
Total - 1

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

SENATE CONCURRENT RESOLUTION NO. 139—
BY SENATORS MORRELL, ALARIO AND HEITMEIER AND REPRESENTATIVES ADAMS, ARNOLD, BILLIOT, CONNICK, GIROD JACKSON AND LEOPOLD

A CONCURRENT RESOLUTION

To commend Stewart Young and Café Hope for cooking up great food and bright futures with the "Seeds of Success Program" located at the historic Hope Haven campus in Marrero.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Peacock
Total - 1

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

SENATE CONCURRENT RESOLUTION NO. 141—
BY SENATOR CLAITOR

A CONCURRENT RESOLUTION

To designate June 1, 2012, as Congenital Heart Defect Awareness Day in Louisiana and to name the Brett and Melanie Williams Family as 2012 Louisiana Congenital Heart Defect Ambassadors.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dorsey-Colomb	Murray
Adley	Erdey	Nevers
Allain	Gallot	Perry
Amedee	Guillory	Peterson
Appel	Heitmeier	Riser
Broome	Johns	Smith, G.
Brown	Kostelka	Smith, J.

Buffington	LaFleur	Tarver
Chabert	Long	Thompson
Claitor	Martiny	Walsworth
Cortez	Mills	Ward
Crowe	Morrell	White
Donahue	Morrish	
Total - 38		

NAYS

Total - 0

ABSENT

Peacock
Total - 1

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

Message from the House

ASKING CONCURRENCE IN HOUSE CONCURRENT RESOLUTIONS

May 29, 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. 112	HCR NO. 145	HCR NO. 168
HCR NO. 184	HCR NO. 185	HCR NO. 187
HCR NO. 186	HCR NO. 188	

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

House Concurrent Resolutions

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

HOUSE CONCURRENT RESOLUTION NO. 112—
BY REPRESENTATIVE HUNTER

A CONCURRENT RESOLUTION

To urge and request the Department of Health and Hospitals to assess the viability of establishing public health research centers in medically underserved areas of the state through public-private partnerships for the purpose of studying certain prevalent diseases and to report its findings to the legislative committees on health and welfare.

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

HOUSE CONCURRENT RESOLUTION NO. 145—
BY REPRESENTATIVE NANCY LANDRY

A CONCURRENT RESOLUTION

To urge and request the House Committee on House and Governmental Affairs and the Senate Committee on Senate and Governmental Affairs to meet and function as a joint committee to study issues relative to meetings of public bodies, particularly requirements regarding public comment at meetings, vote requirements for a public body to go into executive session or take up a matter not on the agenda, and the creation of committees and subcommittees by public bodies.

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

May 29, 2012

HOUSE CONCURRENT RESOLUTION NO. 168—
BY REPRESENTATIVES CARMODY AND HENRY BURNS
A CONCURRENT RESOLUTION

To provide legislative findings relative to the Louisiana State University Shreveport Commitment Plan as unanimously endorsed by the Board of Supervisors of Louisiana State University and Agricultural and Mechanical College on April 27, 2012, to urge and request all public postsecondary education institutions in the region to fully cooperate and support plan implementation; and to specify that the Board of Supervisors of Louisiana State University and Agricultural and Mechanical College shall make certain written reports to the legislature, the legislative education committees, and the Board of Regents for the next three academic years on its progress in plan implementation.

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

HOUSE CONCURRENT RESOLUTION NO. 184—
BY REPRESENTATIVE KLECKLEY AND SENATORS ALARIO, JOHNS, MARTINY, AND GARY SMITH
A CONCURRENT RESOLUTION

To commend Murphy "Andy" Dreher upon his retirement as the vice president of governmental affairs for Entergy Louisiana and Entergy Gulf States Louisiana.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 38

NAYS

Total - 0

ABSENT

Peacock
Total - 1

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

HOUSE CONCURRENT RESOLUTION NO. 185—
BY REPRESENTATIVE GAROFALO
A CONCURRENT RESOLUTION

To urge and request the Department of Homeland Security to direct the United States Coast Guard (USCG) to implement all reasonable containment, countermeasures, cleanup and removal efforts allowable during active response while allowing substantive input from and in collaboration with the state of Louisiana and the affected coastal parishes to ensure an efficient, coordinated, and effective cleanup of coastal Louisiana prior to bringing an active response to an end.

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

HOUSE CONCURRENT RESOLUTION NO. 186—
BY REPRESENTATIVE BARROW
A CONCURRENT RESOLUTION

To urge and request the Department of Environmental Quality to adopt rules and regulations to control fugitive emission impacts from rock, concrete, and asphalt crushing operations on human health and the environment.

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

HOUSE CONCURRENT RESOLUTION NO. 187—
BY REPRESENTATIVE SIMON AND SENATOR HEITMEIER
A CONCURRENT RESOLUTION

To commend Dr. Randall L. Lemoine for thirty-five years of dedicated service to the citizens of the state of Louisiana as an employee of the Louisiana Department of Health and Hospitals.

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

HOUSE CONCURRENT RESOLUTION NO. 188—
BY REPRESENTATIVES BURRELL, BURFORD, HENRY BURNS, CARMODY, COX, JEFFERSON, JIM MORRIS, NORTON, REYNOLDS, SEABAUGH, THOMPSON, AND PATRICK WILLIAMS
A CONCURRENT RESOLUTION

To urge and request the Department of Transportation and Development to ensure that the Northwest Louisiana Council of Governments (NLCOG), the Coordinating and Development Corporation (CDC), the North Delta Regional Planning and Development District, Incorporated, Ouachita Council of Governments (OCOG), and the Louisiana Department of Economic Development are included in the ongoing Interstate 20 high speed rail corridor study by the East Texas Corridor Council (ETCC).

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

**House Concurrent Resolutions on
Second Reading**

HOUSE CONCURRENT RESOLUTION NO. 178—
BY REPRESENTATIVE TALBOT
A CONCURRENT RESOLUTION

To urge and request the legislative auditor to study the cost to local governing authorities of employer contributions to statewide retirement systems and to report his findings to the legislature prior to the convening of the 2013 Regular Session of the Legislature of Louisiana.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 38

NAYS
 Total - 0
 ABSENT
 Peacock
 Total - 1

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

HOUSE CONCURRENT RESOLUTION NO. 179—

BY REPRESENTATIVE DIXON

A CONCURRENT RESOLUTION

To recognize September as "Pain Awareness Month in Louisiana" to increase awareness of the effects of pain and educate patients and the community on the importance of adequate treatment.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Peacock
 Total - 1

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

HOUSE CONCURRENT RESOLUTION NO. 180—

BY REPRESENTATIVE HONORE

A CONCURRENT RESOLUTION

To commend Stupp Corporation upon the celebration of its sixtieth anniversary.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dorsey-Colomb	Murray
Adley	Erdey	Nevers
Allain	Gallot	Perry
Amedee	Guillory	Peterson
Appel	Heitmeier	Riser
Broome	Johns	Smith, G.
Brown	Kostelka	Smith, J.

Buffington	LaFleur	Tarver
Chabert	Long	Thompson
Claitor	Martiny	Walsworth
Cortez	Mills	Ward
Crowe	Morrell	White
Donahue	Morrish	
Total - 38		

NAYS

Total - 0

ABSENT

Peacock
 Total - 1

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

HOUSE CONCURRENT RESOLUTION NO. 181—

BY REPRESENTATIVE HARRISON

A CONCURRENT RESOLUTION

To urge and request the re-creation of the Human Services Coordinated Transit Work Group created by House Concurrent Resolution No. 131 of the 2011 Regular Session of the Legislature.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Donahue
 Total - 3

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

HOUSE CONCURRENT RESOLUTION NO. 182—

BY REPRESENTATIVE TALBOT

A CONCURRENT RESOLUTION

To urge and request the division of administration, office of community development, disaster recovery unit, to require individuals who receive grant awards for individual mitigation measures to accomplish those measures within one year of the award.

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

NAYS

Total - 0

ABSENT

Peacock
Total - 1

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

HOUSE CONCURRENT RESOLUTION NO. 183—
BY REPRESENTATIVE TALBOT

A CONCURRENT RESOLUTION

To commend John Curtis Christian School upon winning six state athletic championships in the 2011-2012 school year.

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

NAYS

Total - 0

ABSENT

Peacock
Total - 1

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

LOCAL AND MUNICIPAL AFFAIRS

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

May 29, 2012

To the President and Members of the Senate:

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

HOUSE BILL NO. 906—
BY REPRESENTATIVE GAINES
AN ACT

To amend and reenact R.S. 33:4780.46(A)(2), relative to zoning boards of adjustment; to provide relative to the membership of any such board in certain parishes; to provide for the appointment of additional members to any such board; to provide relative to the terms and qualifications of board members; and to provide for related matters.

Reported favorably.

Respectfully submitted,
YVONNE DORSEY-COLOMB
Chairman

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

Senator Dorsey-Colomb asked for and obtained a suspension of the rules to take up House Bills and Joint Resolutions just reported by Committees.

HOUSE BILL NO. 906—
BY REPRESENTATIVE GAINES
AN ACT

To amend and reenact R.S. 33:4780.46(A)(2), relative to zoning boards of adjustment; to provide relative to the membership of any such board in certain parishes; to provide for the appointment of additional members to any such board; to provide relative to the terms and qualifications of board members; and to provide for related matters.

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

Rules Suspended

Senator Thompson asked for and obtained a suspension of the rules to advance to:

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

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.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Nancy Landry to Reengrossed Senate Bill No. 261 by Senator Nevers

AMENDMENT NO. 1

On page 1, line 17, after "that" and before "it" insert "the parent of the child has unreasonably denied the grandparent visitation of the child and"

AMENDMENT NO. 2

On page 2, line 7, after "D." insert "(1)"

AMENDMENT NO. 3

On page 2, at the beginning of line 9, change "(1)" to "(a)"

AMENDMENT NO. 4

On page 2, at the beginning of line 11, change "(2)" to "(b)"

AMENDMENT NO. 5

On page 2, at the beginning of line 13, change "(3)" to "(c)"

AMENDMENT NO. 6

On page 2, at the beginning of line 15, change "(4)" to "(d)"

AMENDMENT NO. 7

On page 2, at the beginning of line 17, change "(5)" to "(e)"

AMENDMENT NO. 8

On page 2, between lines 17 and 18, insert the following:
"(2) For the purposes of Paragraphs B and C of this Article, there shall be a presumption in favor of the parents' decision that visitation is not in the best interest of the child. This presumption may be rebutted by the party moving for visitation by clear and convincing evidence that visitation is in the best interest of the child."

AMENDMENT NO. 9

On page 2, between line 20 and 21, insert the following:
"E. When the court determines that visitation under Paragraphs B and C of this Article is in the best interest of the child, the court may grant reasonable visitation, but the periods of visitation shall not include overnight visitation unless the party moving for visitation establishes a history of overnight visitation with the moving party and the child."

F. When visitation is sought pursuant to Paragraphs B and C of this Article, the court shall appoint an attorney to represent the child. The attorney's fees incurred to represent the child shall be cast as court costs."

AMENDMENT NO. 10

On page 2, at the beginning of line 21, change "E." to "G."

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dorsey-Colomb	Murray
Adley	Erdey	Nevers
Allain	Gallot	Perry
Amedee	Guillory	Peterson
Appel	Heitmeier	Riser
Broome	Johns	Smith, G.
Brown	Kostelka	Smith, J.

Buffington	LaFleur	Tarver
Chabert	Long	Thompson
Claitor	Martiny	Walsworth
Cortez	Mills	Ward
Crowe	Morrell	White
Donahue	Morrish	
Total - 38		

NAYS

Total - 0

ABSENT

Peacock
Total - 1

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

SENATE BILL NO. 303—

BY SENATORS RISER, ADLEY, AMEDEE, BUFFINGTON, CHABERT, CROWE, ERDEY, GUILLORY, JOHNS, KOSTELKA, LAFLEUR, MORRISH, NEVERS, PEACOCK, PERRY, GARY SMITH, JOHN SMITH, THOMPSON, WALSWORTH, WARD AND WHITE AND REPRESENTATIVES ADAMS, ANDERS, ARMES, BERTHELOT, BROADWATER, HENRY BURNS, CHAMPAGNE, GAROFALO, HAVARD, HENRY, HODGES, HOFFMANN, LEOPOLD, LIGI, LORUSSO, MACK, MONTUCET, PYLANT, SCHEXNAYDER, SEABAUGH, TALBOT AND THOMPSON

A JOINT RESOLUTION

Proposing to amend Article I, Section 11 of the Constitution of Louisiana, relative to one's right to acquire, keep, possess, transport, carry, transfer, and use arms; to provide that any denial or infringement or other restriction be subject to a strict scrutiny standard by courts in determining a violation of the right; and to specify an election for submission of the proposition to electors and provide a ballot proposition.

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

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Administration of Criminal Justice to Reengrossed Senate Bill No. 303 by Senator Riser

AMENDMENT NO. 1

On page 1, at the end of line 2, delete "one's"

AMENDMENT NO. 2

On page 1, delete lines 3 through 5 in their entirety and insert "the right to keep and bear arms; to provide that the right to keep and bear arms is a fundamental right; to provide for a strict scrutiny standard of review by the court; and to specify an election"

AMENDMENT NO. 3

On page 1, delete lines 11 through 17 in their entirety

AMENDMENT NO. 4

On page 2, delete line 1 in its entirety and insert the following:

"§11. Right to Keep and Bear Arms
 Section 11. The right of each citizen to keep and bear arms is fundamental and shall not be abridged infringed, but this provision shall not prevent the passage of laws to prohibit the carrying of weapons concealed on the person. Any restriction on this right shall be subject to strict scrutiny."

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Civil Law and Procedure to Reengrossed Senate Bill No. 303 by Senator Riser

AMENDMENT NO. 1

On page 2, delete line 10 in its entirety and insert the following: "to provide that the right to keep and bear arms is a fundamental right and any restriction of that right requires the highest standard of review by a court?"

May 29, 2012

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Broome Murray
Dorsey-Colomb Peterson
Total - 4

ABSENT

Peacock
Total - 1

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

SENATE BILL NO. 338—
BY SENATOR APPEL

AN ACT

To amend and reenact R.S. 38:2215(C) and to enact R.S. 38:2215(D) and (E), relative to certain public works; to provide for the time period between award of the contract and execution of the contract; to provide for an effective date; and to provide for related matters.

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

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed Senate Bill No. 338 by Senator Appel

AMENDMENT NO. 1

On page 1, line 2, following "2215(C)" and before "and" insert "and (D)"

AMENDMENT NO. 2

On page 1, line 2, following "2215" and before "(E)" delete "(D) and"

AMENDMENT NO. 3

On page 1, line 7, following "38:2215(C)" and before "hereby" change "is" to "and (D) are"

AMENDMENT NO. 4

On page 1, line 7, following "and R.S." change "38:2215(D)" to "38:2215(E)"

AMENDMENT NO. 5

On page 1, line 8, at the beginning of the line and before "hereby" change "and (E) are" to "is"

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Peterson
Total - 1

ABSENT

Peacock
Total - 1

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

SENATE BILL NO. 389—
BY SENATOR MARTINY

AN ACT

To enact R.S. 51:1726 and 1727, relative to sweepstakes promotions; to provide for the regulation of sweepstakes promotions by the attorney general; to provide for definitions; to provide for the display of sweepstakes promotions winners; to provide for certain terms, conditions, and procedures; and to provide for related matters.

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

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Commerce to Reengrossed Senate Bill No. 389 by Senator Martiny

AMENDMENT NO. 1

On page 2, line 25, after "4" and before "and" delete the comma ";" and "26."

AMENDMENT NO. 2

On page 2, line 26, after "1950" change the comma ";" to a period "." and delete the remainder of the line

AMENDMENT NO. 3

On page 2, delete line 27 in its entirety and insert:
"F. The provisions of this Section shall not apply to any sweepstake, contest, or similar activity authorized and regulated by Title 26 of the Louisiana Revised Statutes of 1950."

AMENDMENT NO. 4

On page 4, line 24, after "4" and before "and" delete the comma ";" and "26."

AMENDMENT NO. 5

On page 4, line 25, after "1950" change the comma ";" to a period "." and delete the remainder of the line

AMENDMENT NO. 6

On page 4, delete line 26 in its entirety and insert:

"G. The provisions of this Section shall not apply to any sweepstake, contest, or similar activity authorized and regulated by Title 26 of the Louisiana Revised Statutes of 1950."

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Peacock
Total - 1

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

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.

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

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on House and Governmental Affairs to Engrossed Senate Bill No. 410 by Senator Claitor

AMENDMENT NO. 1

On page 3, at the end of line 2, delete period "." and insert a question mark "?"

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Nancy Landry to Engrossed Senate Bill No. 410 by Senator Claitor

AMENDMENT NO. 1

On page 2, line 12, after "**the district**" insert a comma "," and "**whether the parcel fee will be imposed or may be increased without an election.**"

AMENDMENT NO. 2

On page 3, line 1, after "the district" insert a comma "," and "whether the parcel fee will be imposed or may be increased without an election,"

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Ligi to Engrossed Senate Bill No. 410 by Senator Claitor

AMENDMENT NO. 1

On page 2, line 8, change "**forty-five**" to "**thirty**"

AMENDMENT NO. 2

On page 2, line 27, change "forty-five" to "thirty"

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Peacock
Total - 1

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

SENATE BILL NO. 420—
BY SENATOR MARTINY

AN ACT

To amend and reenact R.S. 9:2780.1(D), to enact R.S. 9:2780.1(G), and to repeal Section 2 of Act No. 492 of the 2010 Regular Session of the Legislature, relative to contract provisions; to provide relative to motor carrier transportation contracts; to provide for application of certain laws; and to provide for related matters.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Arnold to Reengrossed Senate Bill No. 420 by Senator Martiny

AMENDMENT NO. 1

On page 2, after line 5, insert the following:

"Section 3. The provisions of this Act are substantive and shall only be applied prospectively."

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 38

NAYS

Total - 0

ABSENT

Peacock
Total - 1

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

SENATE BILL NO. 485— BY SENATOR PERRY

AN ACT

To enact R.S. 14:32.1(A)(7) and 32.8(A)(2)(g), relative to operating a vehicle while intoxicated; to provide that certain crimes involving operating a vehicle while intoxicated include operating a vehicle when any detectable amount of certain controlled dangerous substances is present in the operator's blood; and to provide for related matters.

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

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Administration of Criminal Justice to Reengrossed Senate Bill No. 485 by Senator Perry

AMENDMENT NO. 1

On page 1, delete line 3 in its entirety and insert "intoxicated; to provide that the crimes of vehicular homicide and third degree feticide"

AMENDMENT NO. 2

On page 1, at the beginning of line 4, delete "intoxicated"

AMENDMENT NO. 3

On page 1, line 5, after "blood;" and before "and" insert "to provide for exceptions; to provide for an effective date;"

AMENDMENT NO. 4

On page 2, at the end of line 2, add a comma "," and add "or a metabolite of such controlled dangerous substance."

AMENDMENT NO. 5

On page 2, line 3, after "individual" delete the remainder of the line, delete line 4 in its entirety, and insert a period "."

AMENDMENT NO. 6

On page 2, at the end of line 16, add a comma "," and add "or a metabolite of such controlled dangerous substance."

AMENDMENT NO. 7

On page 2, line 17, after "individual" delete the remainder of the line, delete line 18 in its entirety, and insert a period "."

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 36

NAYS

Total - 0

ABSENT

Claitor Donahue Peacock
Total - 3

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

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 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; and to provide for related matters.

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

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Civil Law and Procedure to Engrossed Senate Bill No. 506 by Senator Claitor

AMENDMENT NO. 1

On page 1, line 4, after "attorney" and before "in" delete "or defendant"

AMENDMENT NO. 2

On page 1, after "matters" delete the remainder of the line and insert "by a district attorney" and at the beginning of line 10, delete "defendant"

AMENDMENT NO. 3

On page 1, line 11, after "attorney" and before "in" delete "or the defendant"

AMENDMENT NO. 4

On page 2, line 14, after "custody" and before "child" delete "or" and insert a comma, and after "support" change the period to a comma

and insert "visitation, and protective orders pursuant to Title 9 and Title 46 of the Louisiana Revised Statutes of 1950."

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Engrossed Senate Bill No. 506 by Senator Claitor

AMENDMENT NO. 1

In House Committee Amendment No. 2 proposed by the House Committee on Civil Law and Procedure to Engrossed Senate Bill No. 506 by Senator Claitor, on page 1, line 4, following "On page 1," insert "line 9,"

AMENDMENT NO. 2

In House Committee Amendment No. 4 proposed by the House Committee on Civil Law and Procedure to Engrossed Senate Bill No. 506 by Senator Claitor, on page 1, line 10, following "visitation," change "and" to "or"

AMENDMENT NO. 3

On page 1, line 17, following "include" and before "but" delete ";

AMENDMENT NO. 4

On page 1, line 17, following "to" and before "a" delete ";

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Dorsey-Colomb	Murray
Total - 2	

ABSENT

Peacock
Total - 1

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

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 under certain terms, procedures, and conditions; and to provide for related matters.

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

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Civil Law and Procedure to Engrossed Senate Bill No. 509 by Senator Claitor

AMENDMENT NO. 1

On page 1, at the end of line 12, change the period to a comma and insert "when costs therefore are posted with the court."

AMENDMENT NO. 2

On page 1, line 14, change "addressee/defendant" to "addressee who is the defendant"

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Amedee	Peacock
Total - 2	

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

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 relative to 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.

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

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Commerce to Reengrossed Senate Bill No. 516 by Senator Crowe

AMENDMENT NO. 1

On page 1, line 3, after "regulations;" delete the remainder of the line and delete lines 4 through 6 in their entirety and insert in lieu thereof the following: "to provide relative to the removal of officers, members, managers, or partners of certain business organizations; to"

May 29, 2012

AMENDMENT NO. 2

On page 1, line 14, after "§1701." and before "officers" change "Notification to" to "Judicial review; removal of"

AMENDMENT NO. 3

On page 1, delete lines 15 through 17 in their entirety and on page 2, delete lines 1 through 28 in their entirety and insert in lieu thereof the following:

"A. Should any officer, member, manager, or partner of any corporation, limited liability company, or partnership have his name removed from any document or record filed with the secretary of state in violation of state law or in contravention of any document of creation, organization or management of such business entity, the aggrieved party may file suit against the party who caused the aggrieved party's name to be removed from such document or record.

B. Such suit shall be filed in the judicial district court where the business entity is domiciled."

AMENDMENT NO. 4

On page 2, at the beginning of line 29, change "(2)" to "C."

AMENDMENT NO. 5

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

AMENDMENT NO. 6

On page 3, at the beginning of line 3, change "(4)" to "E."

AMENDMENT NO. 7

On page 3, line 6, after "aggrieved" and before "all" change "individual to" to "party on"

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Thompson to Reengrossed Senate Bill No. 516 by Senator Crowe

AMENDMENT NO. 1

On page 2, between lines 7 and 8, insert the following: "(c) There is a certificate from the juridical entity affirming that the pertinent requirements of the articles of incorporation and bylaws relative to removal have been satisfied."

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Stuart Bishop to Reengrossed Senate Bill No. 516 by Senator Crowe

AMENDMENT NO. 1

Delete House Floor Amendment No. 1 proposed by Representative Thompson and adopted by the House on May 24, 2012.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Crowe
Donahue
Total - 37

Morrish
Murray

NAYS

Total - 0

ABSENT

Morrell
Total - 2

Peacock

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

SENATE BILL NO. 563—
BY SENATOR WHITE

AN ACT

To enact R.S. 17:58.2(I), 67, and 67.1, relative to the Southeast Baton Rouge Community School System; to provide for the school system, including its establishment and geographic boundaries; to provide for the school board and an interim board of control; to provide for board membership, apportionment, qualifications, method of selection, terms of office, filling of vacancies, compensation, expenses, powers, duties, and responsibilities; to provide relative to facilities and property; to provide relative to the collection and remittance of certain taxes; to provide relative to the provision of certain student services; to provide relative to certain applications for funding; to provide for the reapportionment of the East Baton Rouge Parish School Board; to provide for effectiveness and for implementation; and to provide for related matters.

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

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Education to Re-Engrossed Senate Bill No. 563 by Senator White

AMENDMENT NO. 1

On page 10, at the end of line 23, change "December 1, 2012," to "November 6, 2012." and delete line 24 in its entirety

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Appropriations to Re-Engrossed Senate Bill No. 563 by Senator White

AMENDMENT NO. 1

On page 1, line 2, after "67.1" and before the comma "," insert "through 67.4"

AMENDMENT NO. 2

On page 1, line 17, after "67.1" and before "are hereby" insert "through 67.4"

AMENDMENT NO. 3

On page 10, between lines 8 and 9, add the following: "§67.2. Redistribution of MFP to other school systems To ensure that the minimum foundation program allocation of school systems located outside of East Baton Rouge Parish is not negatively impacted, beginning in Fiscal Year 2013-14 and continuing through Fiscal Year 2017-18, the Board of Elementary and Secondary Education shall determine the impact of the creation of the Southeast Baton Rouge School District on the minimum foundation program allocations to all school districts outside of East Baton Rouge Parish for each school year and shall subtract that amount from the total minimum foundation program dollars allocated to the Southeast Baton Rouge School District and reallocate those funds to the impacted school districts."

AMENDMENT NO. 4

On page 10, between lines 8 and 9, insert the following:

"§67.3. Benefits of reemployed retirees and Legacy Benefit Trust Fund for Retirees of East Baton Rouge Parish School System

A. East Baton Rouge Parish School System shall annually provide to the Southeast Baton Rouge Community School System an itemization of all postemployment benefits to be paid by the East Baton Rouge Parish School Board for the benefit of every individual hired by the Southeast Baton Rouge Community School System as a full time employee. Southeast Baton Rouge Community School System shall reimburse East Baton Rouge Parish School System at least quarterly for all post employment benefits for any employee hired by Southeast Baton Rouge Community School System as a full time employee until all post employment benefits to which said individual is entitled have been paid.

B. The Southeast Baton Rouge Community School System shall transfer to East Baton Rouge Parish School System on or before May 31, 2014, two million five hundred thousand dollars for the establishment of a trust pursuant to R.S. 17:1244, to be known as the "Legacy Benefit Trust for Retirees of the East Baton Rouge Parish School System", thereafter, the Louisiana Department of Education shall determine the amount of any increased costs of legacy benefits attributable to the separation of the Southeast Baton Rouge Community School System and provide for additional payments to be made by Southeast Baton Rouge Community School System to the fund.

C. In the event it is determined by an actuarial study that the funds on deposit in the Legacy Benefit Trust for Retirees of the East Baton Rouge Parish School System are sufficient to pay the costs of the legacy benefits due to individuals who retired from the East Baton Rouge Parish School System prior to July 1, 2013, Southeast Baton Rouge Community School System shall not be required to make any additional payments to the Legacy Benefit Trust for Retirees of the East Baton Rouge Parish School System."

AMENDMENT NO. 5

On page 10, between lines 8 and 9, insert the following:

"§67.4. Payments to East Baton Rouge Parish Educational Facilities Improvement District

A. On or before July 1, 2013, the East Baton Rouge Parish Facilities Improvement District shall provide to the Southeast Baton Rouge Community School Board a schedule of values for any construction completed within the boundaries of the Southeast Baton Rouge Community School System with the proceeds of Qualified School Construction Bonds issued prior to July 1, 2012, an accounting of payments made and to be made through June 30, 2012, on said bonds, and a payment schedule showing the unpaid principal and interest due for said projects.

B. Beginning on July 1, 2013, the Southeast Baton Rouge Community School System shall reimburse East Baton Rouge Parish Facilities Improvement District an amount equal to the percentage of the debt service attributable to the construction completed within the boundaries of the Southeast Baton Rouge Community School District. Said reimbursement shall be made to East Baton Rouge Parish Educational Facilities Improvement District within thirty days of receipt by the Southeast Baton Rouge Community School District of confirmation of payment of the debt service."

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Re-Reengrossed Senate Bill No. 563 by Senator White

AMENDMENT NO. 1

In House Committee Amendment No. 3 proposed by the House Committee on Appropriations to Re-Reengrossed Senate Bill No. 563 by Senator White, on page 1, line 7, change "MFP" to "minimum foundation program"

AMENDMENT NO. 2

In House Committee Amendment No. 3 proposed by the House Committee on Appropriations to Re-Reengrossed Senate Bill No. 563 by Senator White, on page 1, line 11, following "**the**" and before "**Board**" insert "**State**"

AMENDMENT NO. 3

In House Committee Amendment No. 3 proposed by the House Committee on Appropriations to Re-Reengrossed Senate Bill No. 563 by Senator White, on page 1, line 15, following "**program**" and before "**allocated**" change "**dollars**" to "**monies**"

AMENDMENT NO. 4

In House Committee Amendment No. 4 proposed by the House Committee on Appropriations to Re-Reengrossed Senate Bill No. 563 by Senator White, on page 1, line 25, following "**a**" and before "**employee**" change "**full time**" to "**full-time**"

AMENDMENT NO. 5

In House Committee Amendment No. 4 proposed by the House Committee on Appropriations to Re-Reengrossed Senate Bill No. 563 by Senator White, on page 1, line 28, following "**a**" change "**full time**" to "**full-time**"

AMENDMENT NO. 6

In House Committee Amendment No. 4 proposed by the House Committee on Appropriations to Re-Reengrossed Senate Bill No. 563 by Senator White, on page 1, line 34, following "**17:**" and before "**,**" change "**1244**" to "**1224**"

AMENDMENT NO. 7

In House Committee Amendment No. 5 proposed by the House Committee on Appropriations to Re-Reengrossed Senate Bill No. 563 by Senator White, on page 2, line 24, following "**District.**" and before "**reimbursement**" change "**Said**" to "**The**"

AMENDMENT NO. 8

On page 2, line 24, following "**which**" and before "**elected**" insert "**he was**"

AMENDMENT NO. 9

On page 2, line 25, at the beginning of the line change "**said**" to "**his**"

AMENDMENT NO. 10

On page 4, line 7, following "**census**" and before "**and**" insert "**,**"

AMENDMENT NO. 11

On page 4, line 8, following "**provided**" and before "**law**" change "**in**" to "**by**"

AMENDMENT NO. 12

On page 4, line 12, following "**journal**" and before "**at**" insert "**,**"

AMENDMENT NO. 13

On page 4, line 26, following "**expenses**" and before "**shall**" delete "**also**"

AMENDMENT NO. 14

On page 5, line 24, following "**of**" and before "**buses**" change "**handicapped accessible**" to "**handicapped-accessible**"

AMENDMENT NO. 15

On page 7, lines 19 and 22, delete "**actually**"

AMENDMENT NO. 16

On page 9, line 19, following "**other**" and before "**files**" change "**student related**" to "**student-related**"

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Ponti to Re-Reengrossed Senate Bill No. 563 by Senator White

May 29, 2012

AMENDMENT NO. 1

Delete Legislative Bureau Amendment Nos. 2, 3, and 6 proposed by Legislative Bureau and adopted by the House of Representatives on May 16, 2012.

AMENDMENT NO. 2

In House Committee Amendment No. 3 proposed by the House Committee on Appropriations and adopted by the House of Representatives on May 16, 2012, on page 1, delete lines 8 through 16 and insert the following: "To ensure that the minimum foundation program allocation to school systems is not negatively impacted by the creation of the Southeast Baton Rouge Community School District, beginning in Fiscal Year 2013-14 and continuing through the 2017-18 Fiscal Year, the State Board of Elementary and Secondary Education shall identify the districts on which there is a negative impact and determine the amount of the negative impact. The State Board of Elementary and Secondary Education shall withhold the total of the amounts of the negative impact on all districts from the total minimum foundation program allocation to the Southeast Baton Rouge Community School District and transfer those funds to the impacted school districts."

AMENDMENT NO. 3

In House Committee Amendment No. 4 proposed by the House Committee on Appropriations and adopted by the House of Representatives on May 16, 2012, on page 1, at the beginning of line 21, change the comma "," to a period "."

AMENDMENT NO. 4

In House Committee Amendment No. 4 proposed by the House Committee on Appropriations and adopted by the House of Representatives on May 16, 2012, on page 1, delete lines 31 through 39 and insert the following:

"B. A trust to be known as the "Legacy Benefit Trust for Retirees of the East Baton Rouge Parish School System" shall be established pursuant to R.S. 17:1224. Within twelve months of beginning operation, the Southeast Baton Rouge Community School System shall deposit into the trust an initial sum of two million five hundred thousand dollars. On or before July 1, 2012, the president of the State Board of Elementary and Secondary Education shall appoint a study committee to analyze the impact of separation of the Southeast Community School System on post employment benefits owed to individuals who retired from the East Baton Rouge Parish School System prior to operation of the Southeast Community School System. The study committee shall determine the proportional amount of post employment benefits which the Southeast Baton Rouge Community School District shall be required to deposit into the trust and shall determine the schedule for such payments. The study committee shall have the authority to modify the payment schedule until such time as Southeast Baton Rouge Community School District makes the final payment."

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Donahue Morrish
Adley Erdey Nevers
Allain Gallot Perry
Amedee Guillory Riser
Appel Heitmeier Smith, G.
Brown Johns Smith, J.
Buffington Kostelka Tarver
Chabert LaFleur Thompson
Claitor Long Walsworth

Cortez Martiny Ward
Crowe Mills White
Total - 33

NAYS

Broome Murray
Dorsey-Colomb Peterson
Total - 4

ABSENT

Morrell Peacock
Total - 2

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

SENATE BILL NO. 594

BY SENATOR BROWN

AN ACT

To enact R.S. 17:158(L), relative to school transportation; to provide for the transportation of certain students to certain technical colleges; to provide for responsibilities of city, parish, and other local public school boards; to allow local school boards to assess a fee to students using such transportation; to provide for exemptions; to provide for the adoption of rules; and to provide for related matters.

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

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Transportation, Highways, and Public Works to Engrossed Senate Bill No. 594 by Senator Brown

AMENDMENT NO. 1

On page 2, line 1, delete "shall" and insert "may facilitate the transportation or"

AMENDMENT NO. 2

On page 2, line 4, delete "Each" and insert "The" and after "board" insert "where the student resides."

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 38

NAYS

Total - 0

ABSENT

Peacock
Total - 1

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

SENATE BILL NO. 698—

BY SENATORS MORRISH AND JOHNS AND REPRESENTATIVE KLECKLEY

AN ACT

To enact R.S. 34:218, relative to the Lake Charles Harbor and Terminal District; to provide for additional powers and authority of the district; to provide for the Calcasieu River and Pass Project; to provide for the acquisition of certain lands; to provide terms, conditions, and requirements; and to provide for related matters.

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

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Transportation, Highways, and Public Works to Engrossed Senate Bill No. 698 by Senator Morrish

AMENDMENT NO. 1

On page 1, at the end of line 2, insert "for recognition as the local sponsor and"

AMENDMENT NO. 2

On page 1, line 4, after "acquisition" and before "of" insert "and sale" and at the end of the line change "terms," to "for terms, exceptions,"

AMENDMENT NO. 3

On page 1, at the beginning of line 9, change "A." to "A.(1)"

AMENDMENT NO. 4

On page 1, between lines 16 and 17, insert the following:

"(2)(a) Notwithstanding the provisions of this Section to the contrary, the Lake Charles Harbor and Terminal District, or any person on behalf of the district including but not limited to lessees, assignees, or any third party otherwise occupying property, shall not as to property the district owns in Cameron Parish, other than that property which it currently owns in Sections 43 and 44, Township 12 South, Range 9 West and in Sections 1 and 12 South, Range 10 West, Louisiana Meridian, Cameron Parish, Louisiana, hereafter referred to as "the exempt property", undertake any port activities in Cameron Parish.

(b) As used in this Section, "port activities" shall mean the acquisition or leasing of land for the construction, operation, or maintenance of docks, wharfs, sheds, slips, canals, machinery, or industrial plant facilities or facilities for the handling of cargos or materials of any type and other substantially similar activities, other than dredged materials in connection with construction operation and maintenance of the Calcasieu River and Pass Project.

(c) The Lake Charles Harbor and Terminal District may conduct port activities on any property in Cameron Parish pursuant to an intergovernmental agreement or cooperative agreement with the approval of the governing authority of Cameron Parish. As to the exempt property as defined in Subparagraph (a) of this Paragraph, nothing in this Section shall require the Lake Charles Harbor and Terminal District to enter into any intergovernmental agreement or cooperative agreement with the governing authority of Cameron Parish.

AMENDMENT NO. 5

On page 1, line 17, after "to" and before "any" change "acquire, purchase, or lease" to "acquire by purchase, lease, expropriation, or otherwise."

AMENDMENT NO. 6

On page 2, at the end of line 2, insert the following: "Any expropriation undertaken by the district of property located in Cameron Parish shall be expropriated only upon prior approval of the governing authority of Cameron Parish."

AMENDMENT NO. 7

On page 2, at the beginning of line 3, change "C." to "C.(1)" and after "not" and before "any" delete "acquire, purchase, or lease" and insert "acquire by purchase, lease, expropriation, or otherwise, or convey, sell, assign, or donate"

AMENDMENT NO. 8

On page 2, line 6, after the period "." delete the remainder of the line, delete line 7 in its entirety, and at the beginning of line 8 delete "effective date of this Section." and insert the following:

"(2) The provisions of this Subsection shall not apply to the exempt property as defined in Subparagraph (A)(2)(a) of this Section."

AMENDMENT NO. 9

On page 2, line 8, before "Prior" insert "(3)" and at the end of the line insert "purchased"

AMENDMENT NO. 10

On page 2, at the end of line 11, change the period "." to a comma "," and insert "unless the first right of refusal is otherwise reserved in the act of sale by the seller of the property sold to the district as provided by law for the sale of property by a political subdivision."

AMENDMENT NO. 11

On page 2, between lines 11 and 12, insert the following:

"(4) Prior to the sale of any land in Cameron Parish expropriated by the Lake Charles Harbor and Terminal District, the owner from whom the property was expropriated shall have the first right of refusal for the purchase of such land, regardless of whether the exception for leases or operation agreements for port facilities as provided by Constitution Article 1, Section 4(H)(1) is applicable to the district."

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representatives Hensgens and Kleckley to Engrossed Senate Bill No. 698 by Senator Morrish

AMENDMENT NO. 1

Delete House Committee Amendment No. 4 proposed by the House Committee on Transportation, Highways and Public Works and adopted by the House of Representatives on May 16, 2012.

AMENDMENT NO. 2

On page 1, between line 16 and 17, insert the following:

"(2)(a) Notwithstanding the provisions of this Section to the contrary, the Lake Charles Harbor and Terminal District, or any person on behalf of the district including but not limited to lessees, assignees, or any third party otherwise occupying property, shall not as to property the district owns in Cameron Parish, other than that property which it currently owns in Sections 43 and 44, Township 12 South, Range 9 West and in Sections 1 and 12, Township 12 South, Range 10 West, in the Southwestern Land District, Louisiana Meridian, Cameron Parish, Louisiana, hereafter referred to as "the exempt property", undertake any port activities in Cameron Parish.

(b) As used in this Section, "port activities" shall mean the acquisition or leasing of land for the construction, operation, or maintenance of docks, wharfs, sheds, slips, canals, machinery, or industrial plant facilities or facilities for the handling of cargos or materials of any type and other substantially similar activities, other than dredged materials in connection with construction operation and maintenance of the Calcasieu River and Pass Project. Any function by the Lake Charles Harbor and Terminal District necessary for the construction, operation, and maintenance of the Calcasieu River and Pass Project shall not be considered port activities.

(c) The Lake Charles Harbor and Terminal District may conduct port activities on any property in Cameron Parish pursuant to an intergovernmental agreement or cooperative agreement with the approval of the governing authority of Cameron Parish. As to the exempt property as defined in

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Subparagraph (a) of this Paragraph, nothing in this Section shall require the Lake Charles Harbor and Terminal District to enter into any intergovernmental agreement or cooperative agreement with the governing authority of Cameron Parish."

AMENDMENT NO. 3

Delete House Committee Amendment No. 6 proposed by the House Committee on Transportation, Highways and Public Works and adopted by the House of Representatives on May 16, 2012.

AMENDMENT NO. 4

On page 2, at the end of line 2, insert the following: "The venue for any petition for expropriation filed by the district for property located in Cameron Parish shall be in accordance with R.S. 19:2.1."

AMENDMENT NO. 5

In House Committee Amendment No. 9 proposed by the House Committee on Transportation, Highways and Public Works and adopted by the House of Representatives on May 16, 2012, on page 2, at the end of line 17, change "purchased" to "purchased or expropriated"

AMENDMENT NO. 6

Delete House Committee Amendment Nos. 10 and 11 proposed by the House Committee on Transportation, Highways and Public Works and adopted by the House of Representatives on May 16, 2012.

AMENDMENT NO. 7

On page 2, at the end of line 11, change the period to a comma and insert the following: "which right is subordinate to the following: (a) A first right of refusal if so reserved in the act of sale by the seller of the property sold to the district. (b) A first right of refusal in favor of the owner from whom the property was expropriated."

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Peacock Total - 1

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

SENATE BILL NO. 753— (Substitute of Senate Bill No. 162 by Senator Erdey)

BY SENATORS ERDEY, ADLEY, APPEL, BROOME, BROWN, CORTEZ, CROWE, DORSEY-COLOMB, GUILLORY, JOHNS, KOSTELKA, LAFLEUR, MILLS, MURRAY, NEVERS, PERRY, RISER, GARY SMITH, JOHN SMITH, THOMPSON AND WARD

AN ACT

To amend and reenact R.S. 14:91.2(D) and (E) and to enact R.S. 14:91.2(A)(5) and (6) and (F), relative to sex offenders; to add public libraries to the places at which the physical presence of sex offenders is prohibited; to provide for exceptions; to provide relative to immunity from civil and criminal liability for certain public servants; to provide for definitions; and to provide for related matters.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Broadwater to Reengrossed Senate Bill No. 753 by Senator Erdey

AMENDMENT NO. 1

On page 2, between lines 26 and 27, insert the following: "(7) No provision of this Subsection shall apply when the sex offender is reporting to a police station or a court house which is within the distance specified herein from a library."

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Cortez Total - 1

ABSENT

Nevers Peacock Total - 2

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

Regular Order, Resumed

Reconsideration

The vote by which House Bill No. 1097 failed to pass on Monday, May 28, 2012, was reconsidered.

HOUSE BILL NO. 1097—
BY REPRESENTATIVE CHAMPAGNE
AN ACT

To enact R.S. 40:1498(H), relative to Vermilion Parish Fire Protection District No. 7; to provide relative to the per diem paid for members of its governing board; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Erdey Perry
Allain Gallot Peterson
Chabert Guillory Smith, G.
Cortez Johns Smith, J.
Crowe Mills Thompson
Donahue Morrell Ward
Dorsey-Colomb Morrish White
Total - 21

NAYS

Adley Buffington Murray
Amedee Kostelka Nevers
Appel LaFleur Riser
Broome Long Tarver
Brown Martiny Walsworth
Total - 15

ABSENT

Claitor Heitmeier Peacock
Total - 3

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

Reconsideration

The vote by which House Bill No. 1117 failed to pass on Monday, May 28, 2012, was reconsidered.

HOUSE BILL NO. 1117—
BY REPRESENTATIVE BILLIOT
AN ACT

To amend and reenact R.S. 33:1236(21)(a)(i), relative to liens; to provide relative to the recordation and enforcement of certain liens; to provide for an award of attorney fees and court costs in certain circumstances; and to provide for related matters.

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

Special Order of the Day No. 1

HOUSE BILL NO. 209—
BY REPRESENTATIVE FOIL
AN ACT

To amend and reenact R.S. 18:134(E) and 541, relative to voting; to provide for the hours of voting; to provide for the time for opening of the polls; to provide for the hours of the principal office of the registrar on election day; 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 Donahue Morrish
Adley Erdey Nevers
Allain Guillory Perry
Appel Heitmeier Smith, G.
Buffington Johns Smith, J.
Chabert Kostelka Thompson
Claitor Long Walsworth
Cortez Martiny Ward
Crowe Mills White
Total - 27

NAYS

Amedee Gallot Peterson
Broome LaFleur Riser
Brown Morrell Tarver
Dorsey-Colomb Murray
Total - 11

ABSENT

Peacock
Total - 1

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

Senate Concurrent Resolutions
on Third Reading and Final Passage

SENATE CONCURRENT RESOLUTION NO. 128—
BY SENATORS DONAHUE AND ALARIO
A CONCURRENT RESOLUTION

To make available for appropriation from the Budget Stabilization Fund the sum of \$204,700,000 not to exceed one-third of the balance of the Budget Stabilization Fund, due to the reduction of the revenue forecast for the current fiscal year in the amount of \$204,700,000 as adopted by the Revenue Estimating Conference at its meeting of April 24, 2012, and as recognized by the Joint Legislative Committee on the Budget at its meeting of May 10, 2012.

Floor Amendments

Senator Donahue proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Donahue to Engrossed Senate Concurrent Resolution No. 128 by Senator Donahue

AMENDMENT NO. 1

On page 2, delete lines 17 through 22, and insert the following: "2012, indicating that the projected deficit increased from \$204,700,000 to \$219,791,000 in the State General Fund for Fiscal Year 2011-2012 due to additional unexpected election costs in the secretary of state's office and additional TOPS scholarship costs; and"

AMENDMENT NO. 2

On page 3, line 20, delete the period "." and insert "; and WHEREAS, in the event that actual collections of revenue become available in Fiscal Year 2011-2012 which exceed the official forecast of revenue available for expenditures in Fiscal Year 2011-2012 as promulgated by the Revenue Estimating Conference on April 24, 2012, the legislature desires that the difference, not to exceed the amount of \$204,700,000, should be deposited into the Budget Stabilization Fund."

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On motion of Senator Donahue, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Table with 2 columns: Morrell, Peacock, Total - 2

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

Rules Suspended

Senator Guillory asked for and obtained a suspension of the rules to pass over House Concurrent Resolutions on Second Reading Reported by Committees.

House Bills and Joint Resolutions on Third Reading and Final Passage, Subject to Call

Called from the Calendar

Senator Guillory asked that House Bill No. 204 be called from the Calendar.

HOUSE BILL NO. 204— BY REPRESENTATIVE GUILLORY AN ACT

To enact R.S. 14:95.2.3, relative to offenses affecting public safety; to create the crime of reckless discharge of a firearm on residential property in unincorporated areas of a parish; to provide for definitions; to provide for penalties; and to provide for related matters.

Floor Amendments

Senator Gallot proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Gallot to Reengrossed House Bill No. 204 by Representative Guillory

AMENDMENT NO. 1

On page 2, line 3, after "property" insert ", or any discharge of a firearm by a person engaged in any lawful hunting or sport shooting activity"

On motion of Senator Gallot, 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

Table with 2 columns: Guillory, Total - 1

NAYS

Table with 3 columns of names: Mr. President, Adley, Allain, Amedee, Appel, Broome, Brown, Buffington, Chabert, Claitor, Cortez, Donahue, Dorsey-Colomb, Erdey, Gallot, Heitmeier, Johns, Kostelka, Long, Martiny, Mills, Morrell, Murray, Nevers, Perry, Peterson, Riser, Smith, G., Smith, J., Tarver, Thompson, Walsworth, Ward, Total - 33

ABSENT

Table with 3 columns: Crowe, LaFleur, Morrish, Peacock, White, Total - 5

The Chair declared the amended bill failed to pass. Senator Adley moved to reconsider the vote by which the bill failed to pass and laid the motion on the table.

Called from the Calendar

Senator Perry asked that House Bill No. 781 be called from the Calendar.

HOUSE BILL NO. 781— BY REPRESENTATIVE PYLANT AN ACT

To amend and reenact R.S. 32:666(A)(1)(a)(i), (2)(introductory paragraph), and (3), relative to chemical tests for suspected drunken drivers; to provide for the administration of multiple chemical tests; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns of names: Mr. President, Adley, Allain, Appel, Buffington, Claitor, Cortez, Crowe, Gallot, Guillory, Heitmeier, Johns, Kostelka, LaFleur, Long, Martiny, Nevers, Perry, Riser, Smith, J., Tarver, Thompson, Walsworth, Ward

Donahue Erdey Total - 29	Mills Morrish	White
NAYS		
Brown Chabert Total - 6	Dorsey-Colomb Murray	Peterson Smith, G.
ABSENT		
Amedee Broome Total - 4	Morrell Peacock	

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

Called from the Calendar

Senator Broome asked that House Bill No. 1106 be called from the Calendar.

HOUSE BILL NO. 1106—
BY REPRESENTATIVES KATRINA JACKSON AND PATRICK WILLIAMS

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 donations to certain public schools; to provide for the amount and issuance of the rebate; to provide for certain requirements and limitations; to provide for an effective date; and to provide for related matters.

Floor Amendments

Senator Adley proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Adley to Engrossed House Bill No. 1106 by Representative Katrina Jackson

AMENDMENT NO. 1
In Senate Committee Amendment No. 1, proposed by the Senate Committee on Revenue and Fiscal Affairs, and adopted by the Senate on May 15, 2012 on page 1, line 2, after "insert "" and before "and" insert "or any variation thereof for the most recent year."

AMENDMENT NO. 2
In Senate Committee Amendment No. 2, proposed by the Senate Committee on Revenue and Fiscal Affairs, and adopted by the Senate on May 15, 2012 on page 1, line 6, after "insert "" and before "and" insert "for the most recent year."

AMENDMENT NO. 3
In Senate Committee Amendment No. 3, proposed by the Senate Committee on Revenue and Fiscal Affairs, and adopted by the Senate on May 15, 2012 on page 1, line 9, after "insert "" and before "and" insert "for the most recent year."

AMENDMENT NO. 4
In Senate Committee Amendment No. 5, proposed by the Senate Committee on Revenue and Fiscal Affairs, and adopted by the Senate on May 15, 2012 on page 1, line 14, after "insert "" and before "and" insert "for the most recent year."

AMENDMENT NO. 5
On page 2, between lines 27 and 28, insert the following:
"(5)(a) The governing authority of the public school which has received a donation eligible for a rebate pursuant to this Section shall provide a public report to the Department of Revenue which shall be prepared by a certified public accountant and shall be submitted to the department no later than the first day of January each year. The

report shall contain the name and address of the public school, the total number and total dollar amount of donations received during the previous fiscal year, the total amount of contributions made by each contributor during the previous calendar year, and the social security number or Louisiana taxpayer identification number of each contributor.

(b) Upon receipt of such report, the Department of Revenue shall prepare from its records as an addendum to each report, the amount and date of issuance of each rebate issued for a donation made to such school pursuant to this Section. The release of such information shall not be a violation of R.S. 47:1508.

(c) An electronic format for this report shall be furnished to the Department of Education by the Department of Revenue on or by the first day of February of each year.

AMENDMENT NO. 6

On page 3, line 1, delete "ten" and, on line 2, delete "million dollar" and insert "current year"

AMENDMENT NO. 7

On page 3, line 5, after "been issued" insert "starting on January first for income tax years ending prior to that date"

On motion of Senator Adley, the amendments were adopted.

Floor Amendments

Senator Nevers proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Nevers to Engrossed House Bill No. 1106 by Representative Katrina Jackson

AMENDMENT NO. 1

Delete Senate Committee Amendments Nos. 1, 2, 3, and 5 proposed by the Senate Committee on Revenue and Fiscal Affairs and adopted by the Senate on May 15, 2012.

AMENDMENT NO. 2

On page 1, line 13, after "F" insert "for the most recent year"

AMENDMENT NO. 3

On page 2, line 6, after "thereof" insert "for the most recent year"

AMENDMENT NO. 4

On page 2, line 10, after "thereof" insert "for the most recent year"

AMENDMENT NO. 5

On page 2, line 14, after "thereof" insert "for the most recent year"

Senator Nevers moved the adoption of the amendments.

Senator Adley objected.

ROLL CALL

The roll was called with the following result:

YEAS

Allain	Johns	Peterson
Broome	Kostelka	Smith, G.
Brown	LaFleur	Smith, J.
Buffington	Mills	Tarver
Cortez	Morrell	Thompson
Crowe	Morrish	Ward
Dorsey-Colomb	Murray	White
Gallot	Nevers	
Heitmeier	Perry	
Total - 25		

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NAYS

Mr. President	Claitor	Long
Adley	Donahue	Riser
Appel	Guillory	Walsworth
Total - 9		

ABSENT

Amedee	Erdey	Peacock
Chabert	Martiny	
Total - 5		

The Chair declared 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	Guillory	Nevers
Allain	Heitmeier	Perry
Broome	Johns	Peterson
Brown	Kostelka	Riser
Buffington	LaFleur	Smith, G.
Chabert	Long	Smith, J.
Cortez	Martiny	Tarver
Crowe	Mills	Thompson
Dorsey-Colomb	Morrell	Walsworth
Erdey	Morrish	Ward
Gallot	Murray	White
Total - 33		

NAYS

Adley	Claitor
Appel	Donahue
Total - 4	

ABSENT

Amedee	Peacock
Total - 2	

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

Called from the Calendar

Senator Appel asked that House Bill No. 831 be called from the Calendar.

HOUSE BILL NO. 831—
BY REPRESENTATIVE HAZEL

AN ACT

To amend and reenact R.S. 38:2227(A), relative to bidders on public contracts; to revise provisions prohibiting certain contractors from bidding on public contracts; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dorsey-Colomb	Morrish
Adley	Erdey	Murray
Allain	Gallot	Nevers

Appel	Guillory	Perry
Broome	Heitmeier	Riser
Brown	Johns	Smith, G.
Buffington	Kostelka	Smith, J.
Chabert	LaFleur	Tarver
Claitor	Long	Thompson
Cortez	Martiny	Walsworth
Crowe	Mills	Ward
Donahue	Morrell	White
Total - 36		

NAYS

Total - 0

ABSENT

Amedee	Peacock	Peterson
Total - 3		

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

Called from the Calendar

Senator Allain asked that House Bill No. 1117 be called from the Calendar for reconsideration.

HOUSE BILL NO. 1117—
BY REPRESENTATIVE BILLIOT

AN ACT

To amend and reenact R.S. 33:1236(21)(a)(i), relative to liens; to provide relative to the recordation and enforcement of certain liens; to provide for an award of attorney fees and court costs in certain circumstances; and to provide for related matters.

Floor Amendments

Senator Allain proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Allain to Engrossed House Bill No. 1117 by Representative Billiot

AMENDMENT NO. 1

In Senate Committee Amendment No. 3, proposed by the Senate Committee on Judiciary A and adopted by the Senate on May 22, 2012, on page 1, line 3, after "or use" insert: "provided that the property is used for the purpose for which it was dedicated by June 1, 2014"

On motion of Senator Allain, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Gallot	Murray
Adley	Guillory	Nevers
Allain	Heitmeier	Perry
Appel	Johns	Peterson
Broome	Kostelka	Smith, G.
Brown	LaFleur	Smith, J.
Buffington	Long	Tarver
Chabert	Martiny	Thompson
Crowe	Mills	Ward
Donahue	Morrell	
Dorsey-Colomb	Morrish	
Total - 31		

NAYS

Claitor
Total - 2

Walsworth

ABSENT

Amedee
Cortez
Total - 6

Erdey
Peacock

Riser
White

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

Rules Suspended

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

Appointment of Conference Committee on Senate Bill No. 261

The President of the Senate appointed the following members to confer with a like committee from the House to consider the disagreement on **Senate Bill No. 261**:

Senators Nevers,
Murray
and Ward.

Introduction of Senate Resolutions

SENATE RESOLUTION NO. 160—
BY SENATOR WALSWORTH

A RESOLUTION

To commend the West Monroe High School football team for winning the 2011 Class 5A state football championship game in the Louisiana Superdome in the Louisiana High School Athletic Association State Farm Prep Classic.

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

SENATE RESOLUTION NO. 161—
BY SENATOR WALSWORTH

A RESOLUTION

To commend the Neville High School football team for winning the 2011 Class 4A state football championship game in the Louisiana Superdome in the Louisiana High School Athletic Association State Farm Prep Classic.

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

SENATE RESOLUTION NO. 162—
BY SENATOR WALSWORTH

A RESOLUTION

To commend the Ouachita Christian High School team for winning the 2011 Class 1A state football championship game in the Louisiana Superdome in the Louisiana High School Athletic Association State Farm Prep Classic.

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

SENATE RESOLUTION NO. 163—
BY SENATOR WALSWORTH

A RESOLUTION

To commend the Ouachita Christian High School boys track team for winning the 2012 Class 1A state track championship.

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

SENATE RESOLUTION NO. 164—
BY SENATOR WALSWORTH

A RESOLUTION

To commend the Ouachita Christian High School boys baseball team for winning the 2012 Class 1A state championship.

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

SENATE RESOLUTION NO. 165—
BY SENATOR WALSWORTH

A RESOLUTION

To commend the Ouachita Christian High School girls track team for winning the 2012 Class 1A state track championship.

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

Reports of Committees

The following reports of committees were received and read:

REPORT OF COMMITTEE ON

FINANCE

Senator Jack Donahue, Chairman on behalf of the Committee on Finance, submitted the following report:

May 29, 2012

To the President and Members of the Senate:

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

HOUSE BILL NO. 2—
BY REPRESENTATIVE ROBIDEAUX
AN ACT

To provide with respect to the capital outlay budget and the capital outlay program for state government, state institutions, and other public entities; to provide for the designation of projects and improvements; to provide for the financing thereof making appropriations from certain sources; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 183—
BY REPRESENTATIVE LEGER
AN ACT

To amend and reenact R.S. 27:247 and 270(A)(3)(a), relative to the casino support services contract; to provide for the funding of such contract; to establish the Casino Support Services Fund as a special treasury fund; to provide for uses of monies in the fund; to provide for an effective date; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 203—
BY REPRESENTATIVE LEGER
AN ACT

To amend and reenact R.S. 27:247, relative to the casino support services contract; to provide for compensation to the parish for providing support services; to provide for an effective date; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 741—
BY REPRESENTATIVE BROADWATER
AN ACT

To enact R.S. 39:88.3, relative to the Louisiana Collection Policy and Procedure Act; to provide for the sale or securitization of long-

May 29, 2012

term delinquent accounts receivable and other obligations due to the state; to provide for selling or securitizing certain percentages in 2013 and 2014; to provide for reporting results of such sale or securitization; to direct the Louisiana State Law Institute to redesignate the provisions of R.S. 39:88.3 and 88.4 as R.S. 39:88.4 and 88.5; to provide for exceptions; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 810—

BY REPRESENTATIVE JAMES

AN ACT

To enact R.S. 42:456(A)(3), relative to permitted payroll withholdings for public employees; to provide authority for certain payroll deductions; to provide for an effective date; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 812—

BY REPRESENTATIVES CHAMPAGNE, BARRAS, BERTHELOT, GAROFALO, GISCLAIR, GREENE, GUINN, HENSGENS, HUNTER, HUVAL, GIROD JACKSON, JONES, NANCY LANDRY, LEGER, MILLER, ORTEGO, PIERRE, SCHEXNAYDER, ST. GERMAIN, THIERRY, WHITNEY, AND WILLMOTT

A JOINT RESOLUTION

Proposing to add Article VII, Section 10.2(G) of the Constitution of Louisiana, to provide for the deposit of any monies received by the state from violations of federal and state environmental and water quality laws associated with the Deepwater Horizon oil spill into the Coastal Protection and Restoration Fund; to provide for submission of the proposed amendment to the electors; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 1092—

BY REPRESENTATIVE FANNIN

AN ACT

To amend and reenact R.S. 47:1621(D)(1), relative to the payment of tax refunds; to authorize the payment of refunds for overpayments by means of a debit card under certain circumstances; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 1131—

BY REPRESENTATIVE PEARSON

AN ACT

To amend and reenact R.S. 11:102(B)(1), (2)(introductory paragraph), (b)(introductory paragraph) and (ii), and (c), (3)(a) and (d)(vii), (4), and (5)(b) and to enact R.S. 11:102(D), relative to employer contribution rates for the Teachers' Retirement System of Louisiana; to provide for calculation of individualized employer contribution rates for classes of employees; to provide for system valuations; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 1189— (Substitute for House Bill No. 892 by Representative Hodges)

BY REPRESENTATIVE HODGES

AN ACT

To enact R.S. 32:1717(D), relative to motor vehicles; to provide that certain operators of car carriers are not required to have certain license plates or insurance; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 1209— (Substitute for House Bill No. 312 by Representative Richard)

BY REPRESENTATIVES RICHARD, ADAMS, ARNOLD, BADON, BERTHELOT, BILLIOT, WESLEY BISHOP, BROADWATER, HENRY BURNS, BURRELL, CARMODY, CARTER, CHAMPAGNE, CHANEY, COX, DIXON, EDWARDS, GAINES, GISCLAIR, GUILLORY, HOLLIS, HUNTER, GIROD JACKSON, KATRINA JACKSON, JAMES, JEFFERSON, JONES, LEGER, LIGI, MORENO, PIERRE, PRICE, REYNOLDS, SHADOIN,

SMITH, ST. GERMAIN, THIBAUT, THIERRY, THOMPSON, ALFRED WILLIAMS, PATRICK WILLIAMS, AND WILLMOTT

AN ACT

To amend and reenact R.S. 17:416(A)(2)(c) and 416.2(A) and (D) and to repeal R.S. 17:416.2(B) and (F), relative to students suspended or expelled from school; to provide relative to placement of students in alternative education programs; to require attendance of students placed in alternative schools or alternative education programs; to require parents, tutors, and guardians of the students to assure attendance, and to provide for enforcement and penalties for violations; to provide relative to such programs, including provisions for agreements for provision of education services to certain students; to remove the exclusion of certain students from the requirement for supervision of expelled and suspended students; to repeal provisions relative to waivers from a requirement for alternative education programs and provisions prohibiting return of certain students to alternative education programs; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 1212— (Substitute for House Bill No. 935 by Representative St. Germain)

BY REPRESENTATIVE ST. GERMAIN

AN ACT

To enact R.S. 47:820.5.8, Chapter 2 of Subtitle VIII of Title 47 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 47:7011 through 7018, and R.S. 48:954 and 954.1, relative to the Department of Transportation and Development; to provide for an election to determine if tolls are collected on the Crescent City Connection Bridge; to provide relative to collection of tolls; to provide relative to the distribution of toll collections; to create a fund; to provide for an advisory body; to provide for ferry fares; to provide for privatization; to authorize the State Bond Commission to issue bonds secured by certain funds; to provide for the use of the proceeds of the bonds; to provide for a special fund; to provide for certain requirements and limitations on the issuance of bonds; to provide for a procedure to contest the validity of issuance of the bonds; to provide for the rights of bondholders; to authorize the issuance of refunding bonds; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 1213— (Substitute for House Bill No. 664 by Representative Ortego)

BY REPRESENTATIVES ORTEGO, ARMES, ARNOLD, BARROW, BROSETT, HENRY BURNS, CARMODY, CHAMPAGNE, COX, DIXON, EDWARDS, FOIL, GISCLAIR, GUINN, HAVARD, HUNTER, HUVAL, JOHNSON, LEGER, MONTOUCKET, REYNOLDS, RICHARD, RITCHIE, WHITNEY, AND ALFRED WILLIAMS

AN ACT

To amend and reenact R.S. 39:364, relative to motor vehicles used by state agencies; to provide for the purchase or lease of vehicles which use certain fuels; to provide for the types of vehicles; to provide for the use of certain funds administered by the Department of Natural Resources; to provide for an effective date; and to provide for related matters.

Reported with amendments.

Respectfully submitted,
JACK DONAHUE
Chairman

REPORT OF COMMITTEE ON

JUDICIARY B

Senator Jean-Paul "JP" Morrell, Chairman on behalf of the Committee on Judiciary B, submitted the following report:

May 29, 2012

To the President and Members of the Senate:

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

HOUSE BILL NO. 370—
BY REPRESENTATIVE HOFFMANN
AN ACT

To enact R.S. 40:1094, relative to prenatal addiction; to provide for the convening of a multidisciplinary team by a district attorney in parishes with certain population ranges regarding the disposition of cases involving pregnant women who test positive for controlled dangerous substances while under arrest; to provide for the makeup of the multidisciplinary team; to provide for the term of members of the multidisciplinary team; to provide for definitions; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 1216— (Substitute for House Bill No. 717 by Representative Thompson)
BY REPRESENTATIVES THOMPSON, BILLIOT, BROWN, BURFORD, HENRY BURNS, BURRELL, CARMODY, JEFFERSON, JIM MORRIS, NORTON, REYNOLDS, SEABAUGH, AND PATRICK WILLIAMS
AN ACT

To amend and reenact R.S. 27:92(B)(2)(b)(i) and (c) and to enact R.S. 27:92(B)(2)(d) and (D), relative to the collection and disposition of fees from the conduct of gaming activities on a riverboat; to dedicate a portion of fees collected from certain riverboats operating within Bossier Parish and Caddo Parish; to require the deposit of proceeds under certain circumstances; to establish the Caddo-Bossier Economic Development and Tourism Fund as a special treasury fund; to provide for deposits into a special treasury fund; to provide for uses of a special treasury fund; to provide for reporting; to provide for an effective date; and to provide for related matters.

Reported with amendments.

Respectfully submitted,
JEAN-PAUL "JP" MORRELL
Chairman

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

Senator Donahue asked for and obtained a suspension of the rules to take up House Bills and Joint Resolutions just reported by Committees.

HOUSE BILL NO. 2—
BY REPRESENTATIVE ROBIDEAUX
AN ACT

To provide with respect to the capital outlay budget and the capital outlay program for state government, state institutions, and other public entities; to provide for the designation of projects and improvements; to provide for the financing thereof making appropriations from certain sources; and to provide for related matters.

Reported with amendments by the Committee on Finance.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Finance to Reengrossed House Bill No. 2 by Representative Robideaux

AMENDMENT NO. 1
Delete Senate Committee Amendment No. 245, proposed by the Senate Committee on Revenue and Fiscal Affairs and adopted by the Senate on May 28, 2012.

AMENDMENT NO. 2
In Senate Committee Amendment No. 37, proposed by the Senate Committee on Revenue and Fiscal Affairs and adopted by the Senate on May 28, 2012, on page 6, delete line 20, and insert the following:

"Priority 2	\$ 300,000
Payable from Federal Funds	\$ 250,000
Payable from the Conservation Fund	\$ 250,000
Total	<u>\$ 800,000"</u>

AMENDMENT NO. 3
On page 7, delete line 6, and insert the following:

"Priority 2	\$ 10,000,000
Payable from State General Fund (Direct)	\$ 1,300,000
Total	<u>\$ 11,300,000"</u>

AMENDMENT NO. 4
On page 13, delete lines 13 through 15, and insert the following:

"Planning and Construction (Red River); and Act 29 of 2008 for Department of Education Louisiana Tech"

AMENDMENT NO. 5
On page 13, delete line 17, and insert the following:

"Construction (Lincoln)	\$ 593,337"
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AMENDMENT NO. 6
On page 14, delete line 32, and insert the following:

"Total	<u>\$122,532,333"</u>
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AMENDMENT NO. 7
On page 38, between lines 29 and 30, insert the following:

"(1976) Oyster Hatchery, Planning and Construction (Jefferson)	
Payable from Fees and Self Generated Revenues	<u>\$ 3,000,000"</u>

AMENDMENT NO. 8
On page 43, delete line 25, and insert the following:

"Priority 1	\$ 2,000,000
Payable from Fees and Self-Generated Revenues	\$ 720,000
Total	<u>\$ 2,720,000"</u>

AMENDMENT NO. 9
On page 44, after line 46, insert the following:

"(2004) Acquisition of Existing Student Housing (Caddo)	
Payable from Fees and Self-Generated Revenues	<u>\$ 18,700,000</u>

Provided, however, that the capital outlay budget request is deemed compliant with the provisions of R.S. 39:112."

AMENDMENT NO. 10
On page 45, between lines 44 and 45, insert the following:

"() Intramural Center Renovations and Expansions, Planning and Construction (Lincoln)	
Payable from Fees and Self-Generated Revenues including a loan from the United States Department of Education	<u>\$ 6,000,000</u>

Pending submittal and approval of a capital outlay budget request pursuant to the provisions of R.S. 39:112."

AMENDMENT NO. 11
On page 48, delete line 11, and insert the following:

"Priority 1	\$ 650,000
Payable from the balance of fees and self-generated revenues previously allocated under the authority of Act 26 of 2005 for	

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University of Louisiana, Early Childhood Development Center, Planning and Construction (Lafayette); and the Joint Legislative Committee on the Budget in 2009 for University of Louisiana, Girard Hall Renovation (Lafayette); and the Joint Legislative Committee on the Budget in 2009 for University of Louisiana, Burke Hathorne Hall Renovation and Expansion, Planning and Construction (Lafayette), or insomuch as is available and unobligated as reported by the office of the state treasurer on June 30, 2012

	\$ 6,500,000
Total	\$ 7,150,000"

AMENDMENT NO. 12

On page 114, delete lines 22 and 23, and insert the following:

"Construction (East Baton Rouge)	\$ 247,500
Payable from the balance of State General Fund (Direct) previously allocated by the authority of Act 28 of 2007 for Serenity 67, Serenity Community Center Improvements and Acquisitions (East Baton Rouge)	\$ 88,450
Total	\$ 2,175,950"

AMENDMENT NO. 13

On page 123, between lines 18 and 19, insert the following:

"50/NQD SOUTH WEBSTER INDUSTRIAL DISTRICT

(1296) Industrial Park Rail Crossing, Planning and Construction (Webster)
 Payable from the balance of General Obligation Bond proceeds previously allocated under the authority of Act 22 of 2011 for Sarepta, Town Hall Improvements and Handicap Accessible Bathroom Facility, Planning and Construction (Webster)

	\$ 100,000"
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AMENDMENT NO. 14

On page 129, between lines 5 and 6, insert the following:

"Section 1A. Notwithstanding any other provision of this Act or any other provision of law to the contrary, ninety-five thousand five hundred dollars of the appropriation from State General Fund (Direct) for Executive Department, Division of Administration, Capitol Complex - Acquisitions, Demolitions, Sitework, Planning and Construction (East Baton Rouge) contained in Act No. 28 of the 1997 Regular Session is hereby rescinded. Notwithstanding any other provision of this Act or any other provision of law to the contrary, one thousand five hundred dollars of the appropriation from State General Fund (Direct) for Executive Department, Division of Administration, Capitol Complex - Acquisitions, Demolitions, Sitework, Planning and Construction (East Baton Rouge) contained in Act No. 479 of the 1997 Regular Session is hereby rescinded. Notwithstanding any other provision of this Act or any other provision of law to the contrary, forty-three thousand dollars of the appropriation from State General Fund (Direct) for Executive Department, Division of Administration, Capitol Complex-Acquisitions, Demolitions, Sitework, Construction and Renovation of Facilities (East Baton Rouge) contained in Act No. 73 of the 1998 Regular Session is hereby rescinded. Notwithstanding any other provision of this Act or any other provision of law to the contrary, one hundred forty thousand dollars of the appropriation from State General Fund (Direct) for Executive Department, Division of Administration, Emergency Major Repairs, Planning and Construction (Statewide) contained in Act No. 26 of the 2005 Regular Session is hereby rescinded. Notwithstanding any other provision of this Act or any other provision of law to the contrary, twenty two million five hundred ninety-five thousand dollars of the appropriation from State General Fund (Direct) Non-Recurring Revenues for Executive Department, Division of Administration, Major Repairs for Higher Education Facilities – Infrastructure and Buildings Based on Statewide Condition Assessment, Planning and Construction (Statewide) contained in Act No. 7 of the 2008 2nd Extraordinary Session is hereby rescinded and five hundred forty thousand dollars of the appropriation from State General Fund

(Direct) for Executive Department, Division of Administration, Major Repairs for State Buildings Based on Statewide Condition Assessment, and Infrastructure, Planning and Construction (Statewide) contained in Act No. 29 of the 2008 Regular Session is hereby rescinded and three million two hundred thirty-five thousand dollars of the appropriation from State General Fund (Direct) for Executive Department, Division of Administration, Major Repairs for State Buildings Based on Statewide Condition Assessment, and Infrastructure, Planning and Construction (Statewide) contained in Act No. 51 of the 2010 Regular Session is hereby rescinded and six million three hundred dollars of the appropriation from State General Fund (Direct) for Executive Department, Division of Administration, Major Repairs for Higher Education Facilities Based on Condition Assessment (Statewide) contained in Act No. 203 of the 2007 Regular Session is hereby rescinded. Notwithstanding any other provision of this Act or any other provision of law to the contrary, fifty thousand dollars of the appropriation from State General Fund (Direct) for Executive Department, Division of Administration, Rural Health Clinics, Planning, Construction, Expansion, and Renovation (Statewide) contained in Act No. 203 of the 2007 Regular Session is hereby rescinded. Notwithstanding any other provision of this Act or any other provision of law to the contrary, three hundred fifty thousand dollars of the appropriation from State General Fund (Direct) Non-Recurring Revenues for Executive Department, Division of Administration, State Office Buildings Major Repairs - Baton Rouge State Office Building Renovations, Planning and Construction (East Baton Rouge) contained in Act No. 23 of the 2002 Regular Session is hereby rescinded. Notwithstanding any other provision of this Act or any other provision of law to the contrary, one hundred thousand dollars of the appropriation from State General Fund (Direct) Non-Recurring Revenues for Executive Department, Division of Administration, State Office Buildings Major Repairs - Capitol Annex Renovations, Planning and Construction (East Baton Rouge) contained in Act No. 23 of the 2002 Regular Session is hereby rescinded. Notwithstanding any other provision of this Act or any other provision of law to the contrary, sixty thousand dollars of the appropriation from State General Fund (Direct) for Office of State Museum, Wedell Williams/Cypress Sawmill Branch State Museum, Planning and Construction (St. Mary) contained in Act No. 24 of the 2003 Regular Session is hereby rescinded. Notwithstanding any other provision of this Act or any other provision of law to the contrary, fifty thousand dollars of the appropriation from State General Fund (Direct) Non-Recurring Revenues for Department of Culture, Recreation and Tourism, Office of State Parks, Fort DeRussy Planning and Acquisition of Historic Sites (Avoyelles) contained in Act No. 20 of the 1999 Regular Session is hereby rescinded. Notwithstanding any other provision of this Act or any other provision of law to the contrary, two hundred seventy-five thousand dollars of the appropriation from State General Fund (Direct) for Department of Culture, Recreation, and Tourism, Office of State Parks, Lake Bruin State Park-Acquisition (Tensas) contained in Act No. 479 of the 1997 Regular Session is hereby rescinded. Notwithstanding any other provision of this Act or any other provision of law to the contrary, fifty thousand dollars of the appropriation from State General Fund (Direct) for Office of State Parks, New State Park Region Two, Master Plan, Planning and Construction (Pointe Coupee, West Feliciana) contained in Act No. 26 of the 2005 Regular Session is hereby rescinded. Notwithstanding any other provision of this Act or any other provision of law to the contrary, thirty-five thousand dollars of the appropriation from State General Fund (Direct) Non-Recurring Revenues for Department of Culture, Recreation and Tourism, New Orleans City Park, Construction of Maintenance Facility, City Park, Planning and Construction (Cash and/or In-Kind Match) (Orleans) contained in Act No. 20 of the 2009 Regular Session is hereby rescinded. Notwithstanding any other provision of this Act or any other provision of law to the contrary, five thousand dollars of the appropriation from State General Fund (Direct) Non-Recurring Revenues for Department of Health and Hospitals, Hammond Developmental Center, Replacement of Underground High Temperature Hot Water System, Planning and Construction (Tangipahoa) contained in Act No. 23 of the 2002 Regular Session is hereby rescinded. Notwithstanding any other provision of this Act or any other provision of law to the contrary, sixty thousand dollars

of the appropriation from State General Fund (Direct) for Department of Education, LSU Alexandria, Central Utilities System Repair and Upgrade, Planning and Construction (Rapides) contained in Act No. 21 of the 2000 Regular Session is hereby rescinded. Notwithstanding any other provision of this Act or any other provision of law to the contrary, five million four hundred twenty thousand dollars of the appropriation from State General Fund (Direct) Non-Recurring Revenues for Department of Education, University of New Orleans, Library Fourth Floor Completion Information Resource Center (Orleans) contained in Act No. 20 of the 2009 Regular Session is hereby rescinded. Notwithstanding any other provision of this Act or any other provision of law to the contrary, three million two hundred seventy-five thousand dollars of the appropriation from State General Fund (Direct) for Department of Education, University of New Orleans, Science Building Mechanical Renovations, Planning and Construction (Orleans) contained in Act No. 21 of the 2010 Regular Session is hereby rescinded. Notwithstanding any other provision of this Act or any other provision of law to the contrary, five hundred forty thousand dollars of the appropriation from State General Fund (Direct) for Higher Education, LSU Health Sciences Center Shreveport, Feist-Weiller Cancer Research Center, Planning, Construction, and Acquisitions (Caddo) contained in Act No. 203 of the 2007 Regular Session is hereby rescinded. Notwithstanding any other provision of this Act or any other provision of law to the contrary, three million dollars of the appropriation from State General Fund (Direct) Non-Recurring Revenues for Higher Education, Pennington Biomedical Research Center, New Clinical Research Building, Imaging Center, and High-Tech Research Instrumentation and Equipment (East Baton Rouge) contained in Act No. 7 of the 2008 Regular Session is hereby rescinded. Notwithstanding any other provision of this Act or any other provision of law to the contrary, five thousand dollars of the appropriation from State General Fund (Direct) for Department of Education, Baton Rouge Community College, Acquisitions, Renovations, Planning, Construction and Equipment (East Baton Rouge) contained in Act No. 479 of the 1997 Regular Session is hereby rescinded. Notwithstanding any other provision of this Act or any other provision of law to the contrary, five hundred eighty thousand dollars of the appropriation from State General Fund (Direct) for Department of Education, Baton Rouge Community College, Old Office of Motor Vehicles Building Renovation, Land Acquisition, Parking, and Fencing for Community College, Planning and Construction (East Baton Rouge) contained in Act No. 29 of the 1998 Regular Session is hereby rescinded. Notwithstanding any other provision of this Act or any other provision of law to the contrary, twenty thousand dollars of the appropriation from State General Fund (Direct) for Department of Education, Southern University Baton Rouge, Major Repairs to F.G. Clark Activity Center, Planning and Construction (East Baton Rouge) contained in Act No. 479 of the 1997 Regular Session is hereby rescinded. Notwithstanding any other provision of this Act or any other provision of law to the contrary, two million two hundred fifty thousand dollars of the appropriation from State General Fund (Direct) Non-Recurring Revenues for Department of Education, Southern University Baton Rouge, Provide Localized Boilers and Replace Chilled Water Loop (East Baton Rouge) contained in Act No. 20 of the 2009 Regular Session is hereby rescinded. Notwithstanding any other provision of this Act or any other provision of law to the contrary, one hundred fifty thousand dollars of the appropriation from State General Fund (Direct) for Higher Education, Southern University Shreveport, New Classroom Building, Southern University - Shreveport, Planning and Construction (Caddo) contained in Act No. 28 of the 2007 Regular Session is hereby rescinded. Notwithstanding any other provision of this Act or any other provision of law to the contrary, two million five hundred eighty-five thousand dollars of the appropriation from State General Fund (Direct) for Department of Education, Southern University Shreveport, Building Acquisitions and Renovations, School of Nursing (Caddo) contained in Act No. 511 of the 2008 Regular Session is hereby rescinded. Notwithstanding any other provision of this Act or any other provision of law to the contrary, one hundred thirty-five thousand dollars of the appropriation from State General Fund (Direct) Non-Recurring Revenues for Department of Education, University of Louisiana - Lafayette, Girard Hall Renovation (Lafayette) contained in Act No. 20 of the 2009 Regular

Session is hereby rescinded. Notwithstanding any other provision of this Act or any other provision of law to the contrary, one million dollars of the appropriation from State General Fund (Direct) Non-Recurring Revenues for Department of Education, Board of Regents, Jefferson West Learning Center, Land Acquisition, Planning and Construction (Jefferson) contained in Act No. 20 of the 2009 Regular Session is hereby rescinded. Notwithstanding any other provision of this Act or any other provision of law to the contrary, two hundred ninety thousand dollars of the appropriation from State General Fund (Direct) Non-Recurring Revenues for Department of Education, Board of Regents, Information Technology Acquisition Program (Statewide) contained in Act No. 23 of the 2002 Regular Session is hereby rescinded. Notwithstanding any other provision of this Act or any other provision of law to the contrary, one million eight hundred seventy thousand dollars of the appropriation from State General Fund (Direct) for Higher Education, Board of Regents, Library, Instructional and Scientific Equipment Acquisitions contained in Act No. 138 of the 2005 Regular Session is hereby rescinded. Notwithstanding any other provision of this Act or any other provision of law to the contrary, thirty thousand dollars of the appropriation from State General Fund (Direct) Non-Recurring Revenues for Department of Education, Board of Regents, Library, Instructional and Scientific Equipment Acquisitions (Statewide) contained in Act No. 23 of the 2002 Regular Session is hereby rescinded. Notwithstanding any other provision of this Act or any other provision of law to the contrary, six hundred fifteen thousand dollars of the appropriation from State General Fund (Direct) Non-Recurring Revenues for Department of Education, Board of Regents, Performance and Quality Improvement Program (Statewide) contained in Act No. 23 of the 2002 Regular Session is hereby rescinded. Notwithstanding any other provision of this Act or any other provision of law to the contrary, one hundred seventy thousand dollars of the appropriation from State General Fund (Direct) Non-Recurring Revenues for Department of Education, Board of Regents, Work Keys Program (Statewide) contained in Act No. 23 of the 2002 Regular Session is hereby rescinded. Notwithstanding any other provision of this Act or any other provision of law to the contrary, twenty-five thousand dollars of the appropriation from State General Fund (Direct) Non-Recurring Revenues for Jefferson Parish, Jefferson Parish Housing Authority Street Lighting and Security Upgrades (Between Betty and Julie Street in the East-West Direction and Acre and Lapalco in the North-South Direction), Planning and Construction (Jefferson) contained in Act No. 20 of the 2009 Regular Session is hereby rescinded. Notwithstanding any other provision of this Act or any other provision of law to the contrary, fifty-five thousand dollars of the appropriation from State General Fund (Direct) for Lafayette Parish, Acadiana Recovery Center Planning and Construction (Lafayette) contained in Act No. 73 of the 1998 Regular Session is hereby rescinded. Notwithstanding any other provision of this Act or any other provision of law to the contrary, twenty thousand dollars of the appropriation from State General Fund (Direct) Non-Recurring Revenues for Plaquemines Parish, Belle Chasse Water Tower, Planning and Construction (Plaquemines) contained in Act No. 20 of the 2009 Regular Session is hereby rescinded. Notwithstanding any other provision of this Act or any other provision of law to the contrary, forty-five thousand dollars of the appropriation from State General Fund (Direct) for Berwick, Sewer Rehabilitation on Third and Fourth Streets and Sinclair Alley, Planning and Construction (St. Mary) contained in Act No. 28 of the 2007 Regular Session is hereby rescinded. Notwithstanding any other provision of this Act or any other provision of law to the contrary, fifty thousand dollars of the appropriation from State General Fund (Direct) for Campti, Multi-Purpose Community Center (Natchitoches) contained in Act No. 28 of the 2007 Regular Session is hereby rescinded. Notwithstanding any other provision of this Act or any other provision of law to the contrary, one hundred thousand dollars of the appropriation from State General Fund (Direct) for Clayton, Clayton School Gymnasium, Planning and Construction (Concordia) contained in Act No. 27 of the 2006 Regular Session is hereby rescinded. Notwithstanding any other provision of this Act or any other provision of law to the contrary, fifty thousand dollars of the appropriation from State General Fund (Direct) Non-Recurring Revenues for Dequincy, Sewer Rehabilitation of 8" Sewer on Holly and North Division Streets and 18" Sewer on William Still Road -

City of Dequincy (Calcasieu) contained in Act No. 20 of the 2009 Regular Session is hereby rescinded. Notwithstanding any other provision of this Act or any other provision of law to the contrary, twenty thousand dollars of the appropriation from State General Fund (Direct) Non-Recurring Revenues for Folsom, Road and Street Repairs, Planning and Construction (Cash and/or In-Kind Match Required) (St. Tammany) contained in Act No. 20 of the 2009 Regular Session is hereby rescinded. Notwithstanding any other provision of this Act or any other provision of law to the contrary, twenty-five thousand dollars of the appropriation from State General Fund (Direct) for Napoleonville, Community Center Improvements (Assumption) contained in Act No. 28 of the 2007 Regular Session is hereby rescinded. Notwithstanding any other provision of this Act or any other provision of law to the contrary, Thirty thousand dollars of the appropriation from State General Fund (Direct) Non-Recurring Revenues for New Orleans, Algiers Regional Library, Planning and Construction (Cash and/or In-Kind Match Required) (Orleans) contained in Act No. 20 of the 2009 Regular Session is hereby rescinded. Notwithstanding any other provision of this Act or any other provision of law to the contrary, fifty thousand dollars of the appropriation from State General Fund (Direct) Non-Recurring Revenues for New Orleans, Historic Algiers Courthouse Renovation, Planning and Construction (Cash and/or In-Kind Match Required) (Orleans) contained in Act No. 20 of the 2009 Regular Session is hereby rescinded. Notwithstanding any other provision of this Act or any other provision of law to the contrary, twenty thousand dollars of the appropriation from State General Fund (Direct) Non-Recurring Revenues for Sun, Town Hall Renovations, Planning and Construction (St. Tammany) contained in Act No. 20 of the 2009 Regular Session is hereby rescinded. Notwithstanding any other provision of this Act or any other provision of law to the contrary, three hundred forty-five thousand dollars of the appropriation from State General Fund (Direct) Non-Recurring Revenues for Baton Rouge Recreation and Parks Commission, Anna T. Jordan Site and Facility Improvements (Non-State Match Required) (East Baton Rouge) contained in Act No. 20 of the 2009 Regular Session is hereby rescinded. Notwithstanding any other provision of this Act or any other provision of law to the contrary, one million dollars of the appropriation from State General Fund (Direct) Non-Recurring Revenues for Lafayette Metropolitan Expressway Commission, Lafayette Loop Project, Planning and Construction (Lafayette) contained in Act No. 21 of the 2010 Regular Session is hereby rescinded. Notwithstanding any other provision of this Act or any other provision of law to the contrary, three thousand six hundred and twenty-eight dollars of the appropriation from State General Fund (Direct) for Department of Education, Board of Regents, Library, Instructional and Scientific Equipment Acquisitions for Higher Education Institutions (Acadia, Ascension, Bossier, Caddo, Calcasieu, East Baton Rouge, Iberia, Lafayette, Lafourche, Lincoln, Natchitoches, Orleans, Ouachita, Rapides, St. Bernard, Tangipahoa) contained in Act No. 20 of the 1999 Regular Session is hereby rescinded. Notwithstanding any other provision of this Act or any other provision of law to the contrary, thirty thousand dollars of the appropriation from State General Fund (Direct) Non-Recurring Revenues for Department of Culture, Recreation and Tourism, Office of State Parks, Tunica Hills State Preservation Area, Acquisition, Planning and Construction (West Feliciana) contained in Act No. 23 of the 2002 Regular Session is hereby rescinded. Notwithstanding any other provision of this Act or any other provision of law to the contrary, two thousand three hundred and sixty-one dollars of the appropriation from State General Fund (Direct) Non-Recurring Revenues for Education, Grambling State University, Dunbar Hall Replacement, Planning and Construction (Lincoln) contained in Act No. 23 of the 2002 Regular Session is hereby rescinded. Notwithstanding any other provision of this Act or any other provision of law to the contrary, forty thousand dollars of the appropriation from State General Fund (Direct) Non-Recurring Revenues for Education, Nunez Community College, Site Development, Planning and Construction (St. Bernard) contained in Act No. 23 of the 2002 Regular Session is hereby rescinded. Notwithstanding any other provision of this Act or any other provision of law to the contrary, two thousand four hundred and three dollars of the appropriation from State General Fund (Direct) Non-Recurring Revenues for Education, Board of Regents,

Governor's Biotechnology Initiative to be distributed in accordance with a plan adopted by Regents (Statewide) contained in Act No. 23 of the 2002 Regular Session is hereby rescinded. Notwithstanding any other provision of this Act or any other provision of law to the contrary, two thousand nine hundred and thirty-four dollars of the appropriation from State General Fund (Direct) Non-Recurring Revenues for St. Tammany Parish, Refurbish St. Tammany Parish Livestock Show Facility, Planning and Construction (Local Match Required) (St. Tammany) contained in Act No. 23 of the 2002 Regular Session is hereby rescinded. Notwithstanding any other provision of this Act or any other provision of law to the contrary, five thousand dollars of the appropriation from State General Fund (Direct) Non-Recurring Revenues for New Orleans, Behrman Park Improvements, Planning and Construction (Orleans) contained in Act No. 23 of the 2002 Regular Session is hereby rescinded. Notwithstanding any other provision of this Act or any other provision of law to the contrary, two thousand four hundred and fifty-four dollars of the appropriation from State General Fund (Direct) for Elected Officials, Secretary of State, Tioga Heritage Park and Museum, Planning and Construction (Rapides) contained in Act No. 24 of the 2003 Regular Session is hereby rescinded. Notwithstanding any other provision of this Act or any other provision of law to the contrary, one hundred thousand dollars of the appropriation from State General Fund (Direct) Non-Recurring Revenues for Deridder, Sidewalk Farmers Market City Park, Planning and Construction (Local Match Required) (Beauregard) contained in Act No. 24 of the 2003 Regular Session is hereby rescinded. Notwithstanding any other provision of this Act or any other provision of law to the contrary, two hundred and fifty-five thousand dollars of the appropriation from State General Fund (Direct) for Department of Health and Hospitals, Mental Health Area C, New Psychiatric Hospital at Central Louisiana State Hospital (Rapides) contained in Act No. 203 of the 2007 Regular Session is hereby rescinded. Notwithstanding any other provision of this Act or any other provision of law to the contrary, four hundred and five thousand dollars of the appropriation from State General Fund (Direct) Non-Recurring Revenues for Department of Education, Pennington Biomedical Research Center, New Clinical Research Facility, Planning and Construction (East Baton Rouge) contained in Act No. 20 of the 2009 Regular Session is hereby rescinded. Notwithstanding any other provision of this Act or any other provision of law to the contrary, forty thousand dollars of the appropriation from State General Fund (Direct) Non-Recurring Revenues for Judicial Expenses, Louisiana Judiciary, Land Acquisition, Planning, and Construction of New Courthouse for the Louisiana Court of Appeal, Third Circuit (Calcasieu) contained in Act No. 20 of the 2009 Regular Session is hereby rescinded."

AMENDMENT NO. 15

On page 139, line 7, after "expenses." and before "The State" insert the following: "Notwithstanding anything contained in this or any other capital outlay act to the contrary, for projects administered by the Office of Facility Planning and Control which are payable from the proceeds of self-generated revenues and other means of finance, the Office of Facility Planning and Control shall consider expenditures to be paid first from sources other than self-generated revenues and then to self-generated revenues. The commissioner of administration shall direct the Office of Facility Planning and Control to reclassify the expenditures previously made for the University of Louisiana Early Childhood Development Center project, the University of Louisiana Girard Hall Renovation project, and the Burke Hathorne Hall Renovation and Expansion project, and any surplus self-generated funds shall be transferred to the University of Louisiana, Fletcher Hall Exterior Repairs project."

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

HOUSE BILL NO. 183—
BY REPRESENTATIVE LEGER
AN ACT

To amend and reenact R.S. 27:247 and 270(A)(3)(a), relative to the casino support services contract; to provide for the funding of such contract; to establish the Casino Support Services Fund as

a special treasury fund; to provide for uses of monies in the fund; to provide for an effective date; and to provide for related matters.

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

HOUSE BILL NO. 203—

BY REPRESENTATIVE LEGER

AN ACT

To amend and reenact R.S. 27:247, relative to the casino support services contract; to provide for compensation to the parish for providing support services; to provide for an effective date; and to provide for related matters.

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

HOUSE BILL NO. 370—

BY REPRESENTATIVE HOFFMANN

AN ACT

To enact R.S. 40:1094, relative to prenatal addiction; to provide for the convening of a multidisciplinary team by a district attorney in parishes with certain population ranges regarding the disposition of cases involving pregnant women who test positive for controlled dangerous substances while under arrest; to provide for the makeup of the multidisciplinary team; to provide for the term of members of the multidisciplinary team; to provide for definitions; 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 Reengrossed House Bill No. 370 by Representative Hoffmann

AMENDMENT NO. 1

On page 1, line 13, after "thirty thousand" delete "and" and insert a comma " , "

AMENDMENT NO. 2

On page 1, at the beginning of line 15, after "thousand" insert a comma " , " and insert "and a parish with a population of not less than three hundred thousand and not more than four hundred thousand"

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

HOUSE BILL NO. 741—

BY REPRESENTATIVE BROADWATER

AN ACT

To enact R.S. 39:88.3, relative to the Louisiana Collection Policy and Procedure Act; to provide for the sale or securitization of long-term delinquent accounts receivable and other obligations due to the state; to provide for selling or securitizing certain percentages in 2013 and 2014; to provide for reporting results of such sale or securitization; to direct the Louisiana State Law Institute to redesignate the provisions of R.S. 39:88.3 and 88.4 as R.S. 39:88.4 and 88.5; to provide for exceptions; and to provide for related matters.

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

HOUSE BILL NO. 810—

BY REPRESENTATIVE JAMES

AN ACT

To enact R.S. 42:456(A)(3), relative to permitted payroll withholdings for public employees; to provide authority for certain payroll deductions; to provide for an effective date; and to provide for related matters.

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

HOUSE BILL NO. 812—

BY REPRESENTATIVES CHAMPAGNE, BARRAS, BERTHELOT, GAROFALO, GISCLAIR, GREENE, GUINN, HENSGENS, HUNTER, HUVAL, GIROD JACKSON, JONES, NANCY LANDRY, LEGER, MILLER, ORTEGO, PIERRE, SCHEXNAYDER, ST. GERMAIN, THIERRY, WHITNEY, AND WILLMOTT

A JOINT RESOLUTION

Proposing to add Article VII, Section 10.2(G) of the Constitution of Louisiana, to provide for the deposit of any monies received by the state from violations of federal and state environmental and water quality laws associated with the Deepwater Horizon oil spill into the Coastal Protection and Restoration Fund; to provide for submission of the proposed amendment to the electors; and to provide for related matters.

Reported with amendments by the Committee on Finance.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Finance to Reengrossed House Bill No. 812 by Representative Champagne

AMENDMENT NO. 1

On page 2, between lines 9 and 10, insert the following:

"(4) The legislature, by a favorable vote of two-thirds of the elected members of each house, may authorize the expenditure of monies received by the state under the provisions of this Paragraph for any purpose not prohibited by this constitution or by an Act of the United States Congress, or a Pact or Compact between the state of Louisiana and the United State Government related to such Deepwater Horizon oil spill monies. Any such authorization shall be approved by passage of a specific legislative instrument which clearly states the purposes for which the monies will be expended."

AMENDMENT NO. 2

On page 2, line 21, change "efforts?" to "efforts and to allow for the use of the monies for other purposes if authorized by two-thirds of the members of each house of the legislature?"

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

HOUSE BILL NO. 1092—

BY REPRESENTATIVE FANNIN

AN ACT

To amend and reenact R.S. 47:1621(D)(1), relative to the payment of tax refunds; to authorize the payment of refunds for overpayments by means of a debit card under certain circumstances; and to provide for related matters.

Reported with amendments by the Committee on Finance.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Finance to Engrossed House Bill No. 1092 by Representative Fannin

AMENDMENT NO. 1

On page 2, after line 3, insert the following:

"Section 2. The provisions of this Act shall be effective for taxable years 2013, 2014, and 2015."

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

HOUSE BILL NO. 1131—

BY REPRESENTATIVE PEARSON

AN ACT

To amend and reenact R.S. 11:102(B)(1), (2)(introductory paragraph), (b)(introductory paragraph) and (ii), and (c), (3)(a) and (d)(vii), (4), and (5)(b) and to enact R.S. 11:102(D), relative

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to employer contribution rates for the Teachers' Retirement System of Louisiana; to provide for calculation of individualized employer contribution rates for classes of employees; to provide for system valuations; and to provide for related matters.

Reported with amendments by the Committee on Finance.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Finance to Reengrossed House Bill No. 1131 by Representative Pearson

AMENDMENT NO. 1

On page 5, line 16 between "board" and the period "." insert the following: "who are not employed for the sole purpose of providing instruction or administrative services at the primary or secondary level, including at any lab school and the Louisiana School for Math, Science, and the Arts"

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

HOUSE BILL NO. 1189— (Substitute for House Bill No. 892 by Representative Hodges)

BY REPRESENTATIVE HODGES
AN ACT

To enact R.S. 32:1717(D), relative to motor vehicles; to provide that certain operators of car carriers are not required to have certain license plates or insurance; and to provide for related matters.

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

HOUSE BILL NO. 1209— (Substitute for House Bill No. 312 by Representative Richard)

BY REPRESENTATIVES RICHARD, ADAMS, ARNOLD, BADON, BERTHELOT, BILLIOT, WESLEY BISHOP, BROADWATER, HENRY BURNS, BURRELL, CARMODY, CARTER, CHAMPAGNE, CHANEY, COX, DIXON, EDWARDS, GAINES, GISCLAIR, GUILLORY, HOLLIS, HUNTER, GIROD JACKSON, KATRINA JACKSON, JAMES, JEFFERSON, JONES, LEGER, LIGI, MORENO, PIERRE, PRICE, REYNOLDS, SHADOIN, SMITH, ST. GERMAIN, THIBAUT, THIERRY, THOMPSON, ALFRED WILLIAMS, PATRICK WILLIAMS, AND WILLMOTT
AN ACT

To amend and reenact R.S. 17:416(A)(2)(c) and 416.2(A) and (D) and to repeal R.S. 17:416.2(B) and (F), relative to students suspended or expelled from school; to provide relative to placement of students in alternative education programs; to require attendance of students placed in alternative schools or alternative education programs; to require parents, tutors, and guardians of the students to assure attendance, and to provide for enforcement and penalties for violations; to provide relative to such programs, including provisions for agreements for provision of education services to certain students; to remove the exclusion of certain students from the requirement for supervision of expelled and suspended students; to repeal provisions relative to waivers from a requirement for alternative education programs and provisions prohibiting return of certain students to alternative education programs; and to provide for related matters.

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

HOUSE BILL NO. 1212— (Substitute for House Bill No. 935 by Representative St. Germain)

BY REPRESENTATIVE ST. GERMAIN
AN ACT

To enact R.S. 47:820.5.8, Chapter 2 of Subtitle VIII of Title 47 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 47:7011 through 7018, and R.S. 48:954 and 954.1, relative to the Department of Transportation and Development; to provide for an election to determine if tolls are collected on the Crescent City Connection Bridge; to provide relative to collection of tolls; to provide relative to the distribution of toll collections; to create a fund; to provide for an advisory body; to provide for

ferry fares; to provide for privatization; to authorize the State Bond Commission to issue bonds secured by certain funds; to provide for the use of the proceeds of the bonds; to provide for a special fund; to provide for certain requirements and limitations on the issuance of bonds; to provide for a procedure to contest the validity of issuance of the bonds; to provide for the rights of bondholders; to authorize the issuance of refunding bonds; and to provide for related matters.

Reported with amendments by the Committee on Finance.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Finance to Reengrossed House Bill No. 1212 by Representative St. Germain

AMENDMENT NO. 1

In Senate Committee Amendment No. 9, proposed by the Senate Committee on Transportation, Highways and Public Works and adopted by the Senate on May 23, 2012, on page 2, delete line 4 and insert the following: "US 90, including the following:"

AMENDMENT NO. 2

Delete Senate Committee Amendment No. 5, proposed by the Senate Committee on Transportation, Highways and Public Works and adopted by the Senate on May 23, 2012.

AMENDMENT NO. 3

Delete Senate Committee Amendment No. 7, proposed by the Senate Committee on Transportation, Highways and Public Works and adopted by the Senate on May 23, 2012.

AMENDMENT NO. 4

Delete Senate Committee Amendment No. 8, proposed by the Senate Committee on Transportation, Highways and Public Works and adopted by the Senate on May 23, 2012.

AMENDMENT NO. 5

On page 2, line 4, after "mean" delete the remainder of the line

AMENDMENT NO. 6

On page 2, delete lines 5 and 6, and insert "precincts within Jefferson Parish and Orleans Parish."

AMENDMENT NO. 7

On page 3, line 5, change "Section" to "Chapter"

AMENDMENT NO. 8

On page 3, line 23, after "issuance" insert "of"

AMENDMENT NO. 9

On page 3, line 29, change "Section" to "Chapter"

AMENDMENT NO. 10

On page 9, line 24, change "R.S. 47:7012." to "R.S. 47:7012 and 7013."

AMENDMENT NO. 11

On page 9, delete lines 25 and 26, and insert the following: "the deposit of not less than ten million dollars annually of such monies into the Crescent City Connection Capital Projects Fund to provide for payment of amounts due on bonds and related expenses and used to make payment under the bond documents pursuant to which any bonds were issued pursuant to the provisions of R.S. 47:7016, to provide funds to finance capital projects on a 'pay-as-you go' basis, or to provide funds to match federal funds."

AMENDMENT NO. 12

On page 9, at the end of line 28, insert "and after deposit of not less than ten million dollars annually to the Crescent City Connection Capital Projects Fund."

AMENDMENT NO. 13

On page 10, line 4, after "shall" delete the remainder of line 4 and insert "be transferred to and deposited by the treasurer into the Crescent City Connection Capital Projects Fund."

AMENDMENT NO. 14

On page 10, line 19, after "Fund" insert " - Regular"

AMENDMENT NO. 15

On page 11, between lines 2 and 3, insert the following:
 "(5) Transportation Trust Fund - Regular monies shall not be expended to provide special, dedicated police functions on the Crescent City Connection."

AMENDMENT NO. 16

On page 11, delete line 3 and insert the following:
 "§7016. Crescent City Connection Capital Projects Fund; capital projects; bonds

"A. There is hereby created, as a special fund in the state treasury, the Crescent City Connection Capital Projects Fund, hereinafter referred to as the "CP Fund". The source of monies for the CP Fund shall be not less than ten million dollars annually of tolls collected for passage over the Crescent City Connection Bridge and all unexpended and unencumbered monies in the Crescent City Connection Toll Fund at the end of each fiscal year and transferred to the CP Fund pursuant to R.S. 47:7015.

B. Monies in the CP Fund shall be subject to annual appropriation by the legislature solely and exclusively to the Department of Transportation and Development to provide funds for capital projects on a pay-as-you-go basis, or as match for federal funds relative to the Crescent City Connection, or to provide funds for the payment of amounts due on bonds and related expenses as provided in this Chapter."

AMENDMENT NO. 17

On page 11, line 4, change "A." to "C."

AMENDMENT NO. 18

On page 11, line 7, change "shall" to "may"

AMENDMENT NO. 19

On page 11, line 10, change "be the first" to "be not less than"

AMENDMENT NO. 20

On page 11, between lines 23 and 24, insert the following:
 "(c) If funds are available to finance projects in addition to specific projects listed in this Subsection, the Regional Planning Commission shall prioritize such projects."

AMENDMENT NO. 21

On page 12, line 7, change "B." to "D."

AMENDMENT NO. 22

On page 12, line 15, delete "of Subsection A"

AMENDMENT NO. 23

On page 12, line 22, change "C." to "E."

AMENDMENT NO. 24

On page 13, line 3, change "D." to "F."

AMENDMENT NO. 25

On page 13, line 11, change "E." to "G."

AMENDMENT NO. 26

On page 13, line 14, change "F." to "H."

AMENDMENT NO. 27

On page 13, line 19, change "G." to "I."

AMENDMENT NO. 28

On page 14, line 5, change "H." to "J."

AMENDMENT NO. 29

On page 14, line 7, change "I." to "K."

AMENDMENT NO. 30

On page 14, line 16, change "J." to "L."

AMENDMENT NO. 31

On page 14, line 19, change "K." to "M."

AMENDMENT NO. 32

On page 14, line 29, delete "Subsection A of"

AMENDMENT NO. 33

On page 15, line 9, change "L." to "N."

AMENDMENT NO. 34

On page 15, line 11, change "M." to "O."

AMENDMENT NO. 35

On page 15, line 16, change "N." to "P."

AMENDMENT NO. 36

On page 15, line 23, change "O." to "Q."

AMENDMENT NO. 37

On page 15, line 25, change "P." to "R."

AMENDMENT NO. 38

On page 16, line 1, change "Q." to "S."

AMENDMENT NO. 39

On page 16, line 6, delete "A."

AMENDMENT NO. 40

On page 16, line 9, after "fares" delete "as follows"

AMENDMENT NO. 41

On page 16, delete lines 10 through 13

AMENDMENT NO. 42

On page 16, line 14, change "(3)" to "(1)"

AMENDMENT NO. 43

On page 16, line 16, change "R.S. 47:7013" to "R.S. 47:7014"

AMENDMENT NO. 44

On page 16, line 17, change "(4)" to "(2)"

AMENDMENT NO. 45

On page 16, delete lines 20 and 21

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

HOUSE BILL NO. 1213— (Substitute for House Bill No. 664 by Representative Ortego)

BY REPRESENTATIVES ORTEGO, ARMES, ARNOLD, BARROW, BROSSETT, HENRY BURNS, CARMODY, CHAMPAGNE, COX, DIXON, EDWARDS, FOIL, GISCLAIR, GUINN, HAVARD, HUNTER, HUVAL, JOHNSON, LEGER, MONTOUCET, REYNOLDS, RICHARD, RITCHIE, WHITNEY, AND ALFRED WILLIAMS
 AN ACT

To amend and reenact R.S. 39:364, relative to motor vehicles used by state agencies; to provide for the purchase or lease of vehicles which use certain fuels; to provide for the types of vehicles; to provide for the use of certain funds administered by the Department of Natural Resources; to provide for an effective date; and to provide for related matters.

Reported with amendments by the Committee on Finance.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Finance to Reengrossed House Bill No. 1213 by Representative Ortego

May 29, 2012

AMENDMENT NO. 1

On page 2, line 22, change "either" to "either any" and change "applies:" to "applies apply:"

AMENDMENT NO. 2

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

"(c) If the vehicle does not meet the required specifications as determined by the division of administration."

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

HOUSE BILL NO. 1216— (Substitute for House Bill No. 717 by Representative Thompson)

BY REPRESENTATIVES THOMPSON, BILLIOT, BROWN, BURFORD, HENRY BURNS, BURRELL, CARMODY, JEFFERSON, JIM MORRIS, NORTON, REYNOLDS, SEABAUGH, AND PATRICK WILLIAMS
AN ACT

To amend and reenact R.S. 27:92(B)(2)(b)(i) and (c) and to enact R.S. 27:92(B)(2)(d) and (D), relative to the collection and disposition of fees from the conduct of gaming activities on a riverboat; to dedicate a portion of fees collected from certain riverboats operating within Bossier Parish and Caddo Parish; to require the deposit of proceeds under certain circumstances; to establish the Caddo-Bossier Economic Development and Tourism Fund as a special treasury fund; to provide for deposits into a special treasury fund; to provide for uses of a special treasury fund; to provide for reporting; to provide for an effective date; 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 Reengrossed House Bill No. 1216 by Representative Thompson

AMENDMENT NO. 1

On page 2, line 10, after "(d)(i)" delete "(aa)"

AMENDMENT NO. 2

On page 2, line 11, after "of the" insert "net gaming proceeds that are paid from the combined total of the"

AMENDMENT NO. 3

On page 2, at the end of line 11, after "R.S. 27:91(C)(1)" insert "and the licence fee paid pursuant to R.S. 27:91(B)(2)"

AMENDMENT NO. 4

On page 2, delete lines 16 through 21

AMENDMENT NO. 5

On page 3, at the end of line 17, change the period "." to a comma "," and insert the following: "which shall allocate no less than fifteen percent of the funds received for promotion and support of sporting events advancing diversity, including but not limited to, the Port City Classic and other such sporting events."

AMENDMENT NO. 6

On page 3, line 19, change "Two" to "One"

AMENDMENT NO. 7

On page 3, line 21, change "Two" to "One"

AMENDMENT NO. 8

On page 3, line 23, change "Two and one half" to "One"

AMENDMENT NO. 9

On page 3, between lines 23 and 24, insert the following: "(vi) Two percent to the North Caddo Medical Center in Vivian."

AMENDMENT NO. 10

On page 3, at the beginning of line 24, change "(vi) Two and one half" to "(vii) Two"

AMENDMENT NO. 11

On page 3, between lines 24 and 25, insert the following:

"(viii) Two percent to the Louisiana Coalition for Assessible and Sustainable Healthcare."

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

Rules Suspended

Senator Gary Smith asked for and obtained a suspension of the rules to recall House Bill No. 701 from the Committee on Finance.

HOUSE BILL NO. 701—

BY REPRESENTATIVE GAROFALO
AN ACT

To amend and reenact R.S. 38:330.7, relative to police officers for the Southeast Louisiana Flood Protection Authorities; to authorize the employment of a superintendent by the Southeast Flood Protection Authority - East; to provide for such superintendent's powers and authority; to authorize the use of police security personnel from one levee district within another under certain circumstances; and to provide for related matters.

The bill was read by title and referred to the Legislative Bureau.

Appointment of Conference Committee on Senate Bill No. 420

The President of the Senate appointed the following members to confer with a like committee from the House to consider the disagreement on **Senate Bill No. 420**:

Senators Martiny,
Adley
and Appel.

Appointment of Conference Committee on Senate Bill No. 516

The President of the Senate appointed the following members to confer with a like committee from the House to consider the disagreement on **Senate Bill No. 516**:

Senators Crowe,
Martiny
and Johns.

Privilege Report of the Committee on Senate and Governmental Affairs

ENROLLMENTS

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

May 29, 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:

The following Senate Bills have been properly enrolled:

SENATE BILL NO. 70—
BY SENATOR MURRAY

AN ACT

To amend and reenact Code of Civil Procedure Articles 3421, 3431(A)(introductory paragraph), and 3432(A)(8) and (9), to enact Code of Civil Procedure Article 3432.1, and to repeal Code of Civil Procedure Article 3422.1(G) and 3432(A)(10), relative to small successions; to provide relative to small succession procedures and effects; to provide certain definitions, conditions, terms, and requirements; and to provide for related matters.

SENATE BILL NO. 72—
BY SENATOR MILLS AND REPRESENTATIVE BARRAS
AN ACT

To enact R.S. 13:3049(B)(1)(e)(iii) and (iv) and R.S. 15:255(P) and (Q), relative to special funds for certain district courts; to provide for the deposit and use of certain monies in special funds in the Sixteenth Judicial District Court and the First Judicial District Court; to provide with respect to surplus juror compensation fees; to provide with respect to surplus witness fees payable to off-duty law enforcement officers; and to provide for related matters.

SENATE BILL NO. 135—
BY SENATORS MORRELL AND MURRAY AND REPRESENTATIVE LEGER

AN ACT

To enact Part I-B of Chapter 5 of Title 18 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 18:418.1 and 418.2 and to repeal Part I-B of Chapter 5 of Title 18 of the Louisiana Revised Statutes of 1950, comprised of R.S. 18:418.1 and 418.2, effective June 1, 2014, 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.

SENATE BILL NO. 153—
BY SENATORS BROOME AND PETERSON AND REPRESENTATIVES BARROW, KATRINA JACKSON, MORENO, NORTON, SMITH, ST. GERMAIN AND THIERRY

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.

SENATE BILL NO. 257—
BY SENATOR AMEDEE
AN ACT

To amend and reenact R.S. 30:124(E)(1)(b), relative to the lease of public lands for alternative energy sources; to provide certain terms, conditions, and requirements for certain lands governed by ports, harbors, and terminal districts; to provide for the reimbursement of studies and reports; and to provide for related matters.

SENATE BILL NO. 281—
BY SENATOR JOHNS
AN ACT

To amend and reenact R.S. 22:42.1 and 43(A) and (B), relative to confidentiality of records in the custody of the Department of Insurance; to provide with respect to disclosure of categorical descriptors relative to complaints filed against all persons and

entities subject to the jurisdiction of the department; and to provide for related matters.

SENATE BILL NO. 312—
BY SENATOR CORTEZ
AN ACT

To enact R.S. 33:2571, relative to the position of assistant chief of police in certain municipalities; to provide that the position of assistant chief of police in the municipalities of Broussard, Carencro, Scott and Youngsville shall be in the unclassified service; to provide relative to the seniority of any person appointed to such position from a position in the classified service; and to provide for related matters.

SENATE BILL NO. 403—
BY SENATOR MORRELL
AN ACT

To enact R.S. 44:9(E)(1)(c) and (d), relative to expungement of criminal records; to authorize the expungement of criminal records of persons who have successfully completed the Department of Public Safety and Corrections intensive incarceration program; to provide relative to other conditions necessary for the expungement of criminal records; and to provide for related matters.

SENATE BILL NO. 4—
BY SENATORS MORRELL, DORSEY-COLOMB, MILLS, PERRY AND WHITE AND REPRESENTATIVE LEGER
AN ACT

To amend and reenact R.S. 14:403(A) and Children's Code Article 603(15)(introductory paragraph) and (d) and 610(A) and (E)(1) and (2), and to enact Children's Code Article 603(15)(j), relative to the reporting of abuse or neglect of children; to provide for criminal penalties; to provide relative to the reporting of sexual abuse of children; to provide for definitions; to amend the definition of "mandatory reporter" for purposes of reporting abuse of children; and to provide for related matters.

SENATE BILL NO. 631—
BY SENATOR LONG
AN ACT

To enact R.S. 37:2804(L), relative to chiropractors; to provide for licensure of chiropractors; to provide for criminal background checks; and to provide for related matters.

SENATE BILL NO. 90—
BY SENATOR RISER
AN ACT

To amend and reenact R.S. 40:46(A), relative to filiation; to provide for new birth certificate after judgment of filiation; and to provide for related matters.

SENATE BILL NO. 258—
BY SENATOR APPEL
AN ACT

To amend and reenact the introductory paragraph of R.S. 9:2772(A), (B)(3), and (E) and to enact R.S. 9:2772(A)(1)(c), relative to peremptive periods for certain actions; to authorize the filing of certain contribution, indemnity or third-party claims; to provide certain terms, conditions and requirements; and to provide for related matters.

SENATE BILL NO. 203—
BY SENATORS KOSTELKA, GUILLORY, THOMPSON 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.

SENATE BILL NO. 377—
BY SENATORS GARY SMITH AND THOMPSON AND REPRESENTATIVES WESLEY BISHOP, BROWN, HARRISON, HODGES, HONORE, HOWARD, MILLER, MORENO, POPE, REYNOLDS, ST. GERMAIN AND WILLMOTT

May 29, 2012

AN ACT

To amend and reenact R.S. 15:542.1.2(A), 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.

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.

SENATE BILL NO. 436—

BY SENATORS LONG, AMEDEE, BROWN, CORTEZ, CROWE, GUILLORY, JOHNS, KOSTELKA, MORRELL, MORRISH, MURRAY, PEACOCK, RISER, JOHN SMITH, TARVER, THOMPSON, WALSWORTH AND WHITE AND REPRESENTATIVES HOWARD, BERTHELOT, BILLIOT, WESLEY BISHOP, BROWN, BURFORD, HENRY BURNS, CARMODY, COX, DANAHAY, EDWARDS, FOIL, GAROFALO, HARRIS, HAZEL, HENRY, HILL, HONORE, HUNTER, KATRINA JACKSON, JONES, NANCY LANDRY, LEBAS, LEOPOLD, LIGI, LORUSSO, MORENO, NORTON, ORTEGO, REYNOLDS AND WILLMOTT

AN ACT

To amend and reenact R.S. 38:2325(A)(16), relative to the Sabine River Authority; to provide for the powers and duties of the authority; to provide rules, conditions, and requirement for the sale, utilization, distribution, or consumption of water outside the state; and to provide for related matters.

SENATE BILL NO. 205—
BY SENATOR MORRISH

AN ACT

To amend and reenact R.S. 22:550.3(B), 550.10, 550.12(A), 550.13(B)(4), 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.

SENATE BILL NO. 601—

BY SENATORS BUFFINGTON, THOMPSON AND WALSWORTH

AN ACT

To amend and reenact R.S. 32:1306(C)(1) and (2), relative to motor vehicle inspections; to require official inspection stations to offer one year and two year certificates of inspection; to provide relative to the charge or fee; to provide for technical corrections; and to provide for related matters.

SENATE BILL NO. 616—

BY SENATOR MORRELL AND REPRESENTATIVE LEGER

AN ACT

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

SENATE BILL NO. 59—

BY SENATORS MORRELL AND BROOME AND REPRESENTATIVE WESLEY BISHOP

AN ACT

To amend and reenact R.S. 40:981.2(A) and (C), relative to soliciting minors to distribute controlled dangerous substances; to amend elements of the crime; to add certain controlled dangerous substances to enhanced penalty provisions; and to provide for related matters.

SENATE BILL NO. 124—

BY SENATOR JOHNS

AN ACT

To enact R.S. 37:21(B)(7), (8), and (9), relative to limitations on disciplinary proceedings by professional or occupational boards

and commissions; to provide an exemption for certain entities; and to provide for related matters.

SENATE BILL NO. 177—

BY SENATOR ADLEY

AN ACT

To amend and reenact R.S. 47:1705(B)(2)(c)(i)(introductory paragraph), (ii), and (iii)(cc), relative to information provided regarding millage rates; to provide relative to certain public notice requirements with respect to the levy of additional or increased millage rates without voter approval; and to provide for related matters.

SENATE BILL NO. 595—

BY SENATOR CROWE AND REPRESENTATIVE STUART BISHOP

AN ACT

To enact R.S. 12:2.1 and 2.2 and R.S. 44:4.1(B)(37), relative to access of certain public records; to provide for the "Business Identity Theft Prevention Act"; to make confidential certain electronic mail addresses and short message service numbers; to provide for notifications; to provide relative to the duties of the secretary of state; and to provide for related matters.

SENATE BILL NO. 156—

BY SENATORS MURRAY AND MORRELL

AN ACT

To enact Children's Code Article 905.1, relative to children committed to the Department of Public Safety and Corrections; to provide for an assessment of academic grade level; to provide for creation of an academic plan; to provide for submission of the academic plan and reports to the court; to provide certain procedures, terms and conditions; and to provide for related matters.

SENATE BILL NO. 467—

BY SENATORS BROOME AND PETERSON AND REPRESENTATIVES BARROW, HODGES, KATRINA JACKSON, MORENO, NORTON, SMITH, ST. GERMAIN AND THIERRY

AN ACT

To amend and reenact Children's Code Articles 730 (introductory paragraph) and 731(A) and to enact Children's Code Articles 731(C)(5) and 749(A)(5), relative to families in need of services; to provide for grounds for initiating proceedings; to provide for required documentation prior to filing complaints; to provide for required allegations; and to provide for related matters.

SENATE BILL NO. 752— (Substitute of Senate Bill No. 447 by Senator Peterson)

BY SENATORS PETERSON, APPEL, MARTINY AND MORRELL AND REPRESENTATIVES ADAMS, BILLIOT, CONNICK, HENRY, LEOPOLD, LIGI, LOPINTO, LORUSSO, TALBOT AND WILLMOTT

AN ACT

To enact R.S. 9:5396 and R.S. 33:5065 through 5069, relative to ordinances requiring abandoned property be maintained in a safe and sanitary condition; to allow the governing authority of certain municipalities to maintain abandoned properties; to provide for definitions; to provide for notice; and to provide for related matters.

SENATE BILL NO. 706—

BY SENATOR GALLOT

AN ACT

To enact R.S. 47:1508(B)(30) and (31), relative to the Department of Revenue; to provide with respect to the confidentiality of taxpayer records; to authorize the sharing of information to the Public Service Commission and the Louisiana Senate and House of Representatives in certain circumstances; and to provide for related matters.

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.

SENATE BILL NO. 483—
BY SENATOR PERRY

AN ACT

To enact R.S. 32:127.2, relative to golf carts; to authorize operation of golf carts on roadways within Palmetto Island State Park; and to provide for related matters.

SENATE BILL NO. 486—
BY SENATOR PERRY

AN ACT

To enact R.S. 32:414(D)(1)(c) and 667(H)(3), relative to offenses involving operating a vehicle while intoxicated; to provide relative to a hardship license for certain persons convicted of certain offenses involving operating a vehicle while intoxicated; and to provide for related matters.

SENATE BILL NO. 633—BY SENATORS JOHNS AND NEVERS
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 amend the crime of unauthorized use of food stamp coupons, authorization cards, or access devices; to change all references to "supplemental nutrition assistance program benefits"; to amend criminal penalties; to create the crime of failure to report the unauthorized use of supplemental nutrition assistance program benefits; to provide for definitions; to provide for penalties; and to provide for related matters.

SENATE BILL NO. 79—
BY SENATOR MORRISH

AN ACT

To enact R.S. 32:388(B)(1)(b)(iv), relative to trucks hauling concrete or construction aggregates; to authorize ready-mixed concrete trucks to exceed licensed gross vehicle weight under certain conditions; and to provide for related matters.

SENATE BILL NO. 216—
BY SENATOR MILLS

AN ACT

To amend and reenact R.S. 37:1103(7) and (12)(e), relative to mental health counselors; to provide with respect to certain definitions for the Mental Health Counselors Licensing Act; and to provide for related matters.

SENATE BILL NO. 513—
BY SENATOR CROWE

AN ACT

To enact R.S. 51:940.1, relative to standards and procedures for the state Department of Economic Development or the office of entertainment industry development; to provide for requirements for state certification for motion picture productions; to require submission of certain information; to prohibit state certification under certain circumstances; and to provide for related matters.

SENATE BILL NO. 352—BY SENATOR MURRAY AND REPRESENTATIVE LEGER
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.

SENATE BILL NO. 525—
BY SENATOR ALLAIN

AN ACT

To enact R.S. 30:28(I), relative to drilling permits; to require notice to landowners affected by certain drilling operations; to provide terms, conditions, and requirements; and to provide for related matters.

SENATE BILL NO. 644—
BY SENATOR DONAHUE

AN ACT

To amend and reenact R.S. 22:453(B), 454(A), 458, 459, 461(B),(C), (D), (E), (F), (G), and (H), and 463, to enact R.S. 22:462(H), and to repeal R.S. 22:454(C) and (D) and 461(I), relative to group self-insurers; to provide for application for certificates of authority; to provide for fidelity bonds and insolvency of deposits; to provide for self-insured trusts; to provide for excess stop-loss coverage; to provide for annual audits, examinations by the commissioner, and issuance of annual reports; and to provide for related matters.

SENATE BILL NO. 99—BY SENATORS GALLOT AND RISER
AN ACT

To amend and reenact R.S. 18:532.1(C)(3)(a) and 532.1(D)(1), relative to the election code; to allow certain parish governing authorities to merge certain precincts; to provide for approval and review of certain precinct changes; and to provide for related matters.

SENATE BILL NO. 139—BY SENATOR LONG AND REPRESENTATIVE HUNTER
AN ACT

To amend and reenact R.S. 9:3306(9), relative to leases of movables; to provide with respect to definitions; to provide an exception for employer-sponsored lease programs; and to provide for related matters.

SENATE BILL NO. 152—

BY SENATOR BROOME

AN ACT

To amend and reenact Children's Code Articles 606(A)(5), 623(B) and (C), 661(B),(C) and (D), 672.1(C)(2) and (3), 675(B)(2), (3), (4), and (5), 679(C) and (D), 695, 696(B), 702(J), 705, 706(B), 776(B), 853, 908(C), the introductory paragraph of 1015(3) and (k), 1030(2), the introductory paragraph of 1211, to enact Children's Code Articles 623(D) and (E), 661(E), 675(B)(6), 679(E) and (F), 696(C), 706(C), and 908(D), and to repeal Children's Code Article 730(10), relative to continuous revision of the Children's Code; to provide for the grounds which must be alleged in a child in need of care proceeding; to provide relative to notice and who has the right to be heard at a continued custody Child in Need of Care ("CINC") hearing; to provide for who shall be present at an adjudication hearing; to provide for a reunification efforts determination; to provide for the purpose and contents of the case plan; to provide for notice and who may be present at the disposition hearing; to provide for who shall receive notice of the right to appear and be heard at a case review hearing; to provide for the rights of the parties at a case review hearing; to provide for permanency hearings; to provide for notice of, the right to be heard, and the rights of the parties at permanency hearings; to provide for permanency planning reports; to provide for the effect of a parent's non-appearance at a delinquency hearing; to provide for the juvenile's care and treatment by the department; to provide for the grounds for termination of parental rights; to provide for suspension of the right of voluntary surrender of parental rights by initiation of a termination proceeding; to provide for the final decree at an adoption hearing; to provide for the grounds upon which an allegation that a family is a Family in Need of Services (or "FINS") must be based; and to provide for related matters.

SENATE BILL NO. 723—

BY SENATORS APPEL, ALARIO, ALLAIN, BROOME, CHABERT, CORTEZ, CROWE, DONAHUE, DORSEY-COLOMB, ERDEY, GALLOT, JOHNS, KOSTELKA, LAFLEUR, MARTINY, MILLS, MORRELL, MORRISH, MURRAY, RISER, GARY SMITH, THOMPSON, WALSWORTH, WARD AND WHITE AND REPRESENTATIVES BROSSETT, LEGER, ARNOLD, BADON, WESLEY BISHOP, BROADWATER, TIM BURNS, CARMODY, CONNICK, DIXON, HARRIS, HAZEL, HOFFMANN, HOWARD, HUNTER, GIROD JACKSON, LIGI, LOPINTO, LORUSSO, MILLER, MORENO, ORTEGO, PONTI, POPE, REYNOLDS, SIMON AND THIBAUT

May 29, 2012

AN ACT

To enact R.S. 36:109(V) and Chapter 54 of Title 51 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 51:3111 through 3118, relative to the Louisiana International Commerce Initiative; to create the office of international commerce within the Department of Economic Development; to create the Louisiana Board of International Commerce; to provide for membership of the board; to provide for powers and duties of the board; to provide for definitions, terms, procedures, and conditions; to provide for development of the Master Plan of International Commerce and an annual report; to provide for legislative oversight; and to provide for related matters.

Respectfully submitted,
"JODY" AMEDEE
Chairman

The foregoing Senate Bills were signed by the President of the Senate.

Message to the Governor

SIGNED SENATE BILLS

May 29, 2012

To the Honorable Governor of the State of Louisiana:

The President of the Senate and the Speaker of the House of Representatives have signed the following Senate Bills:

SENATE BILL NO. 122—
BY SENATOR WHITE

AN ACT

To amend and reenact R.S. 15:541(2)(k) and (25)(f), relative to the registration of sex offenders; to provide relative to certain definitions; and to provide for related matters.

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

SENATE BILL NO. 219—
BY SENATOR JOHNS

AN ACT

To authorize McNeese State University to transfer certain state property to the Chenault International Airport Authority; to provide for the property description; to provide for reservation of mineral rights; to provide terms and conditions; and to provide for related matters.

SENATE BILL NO. 304—
BY SENATORS PETERSON, ALARIO, BROOME, BROWN, BUFFINGTON, DORSEY-COLOMB, GUILLORY, LONG, MILLS, MORRELL, MORRISH, MURRAY, NEVERS, PERRY, RISER, GARY SMITH, JOHN SMITH, TARVER, THOMPSON AND WALSWORTH

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 Academic Research Hospital"; and to provide for related matters.

SENATE BILL NO. 421—
BY SENATOR DONAHUE

AN ACT

To amend and reenact the introductory paragraph of R.S. 22:347(A)(4)(a) and the introductory paragraph of R.S. 48:756(A)(1), relative to population estimates used in certain fund distributions; to provide for an entity under the latest federal-state cooperative program for local population estimates;

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

SENATE BILL NO. 68—
BY SENATOR KOSTELKA

AN ACT

To amend and reenact Code of Criminal Procedure Article 895.5(D), relative to restitution recovery divisions established by district attorneys; to authorize a district attorney to assess a collection fee on funds due when the amount payable to the state or to a crime victim has not been satisfied; and to provide for related matters.

SENATE BILL NO. 107—
BY SENATOR MURRAY

AN ACT

To amend and reenact R.S. 18:107(A) and (D), 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.

SENATE BILL NO. 176—
BY SENATOR BUFFINGTON AND REPRESENTATIVE HUNTER

AN ACT

To enact R.S. 40:1299.41(L), relative to medical malpractice; to provide for definitions and general applications; to provide relative to certain acts or omissions regarding declarations or orders related to life-sustaining procedures; to provide for prospective application; to provide for an effective date; and to provide for related matters.

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.

SENATE BILL NO. 376—
BY SENATOR GARY SMITH

AN ACT

To amend and reenact R.S. 32:1525(A)(1) and (3), relative to motor carrier violations; to provide for notice of a violation of provisions regarding the transportation of hazardous waste; and to provide for related matters.

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.

SENATE BILL NO. 224—
BY SENATORS RISER, AMEDEE AND THOMPSON AND REPRESENTATIVE PUGH

AN ACT

To enact R.S. 32:410(A)(6), relative to the form and information on a driver's license; to provide an option to include certain special endorsement codes on a driver's license; to authorize endorsement codes for a lifetime hunting license, a lifetime sports fishing license, a combination lifetime hunting and sports fishing license, a firearm and hunter education certificate, and a boating safety education certificate; and to provide for related matters.

SENATE BILL NO. 263—
BY SENATOR MARTINY AND REPRESENTATIVE HUNTER

AN ACT

To amend and reenact R.S. 9:3424(B), R.S. 13:3471(1)(c), R.S. 22:177(B), 335, and 442(B), and R.S. 45:200.8(B), relative to

service of process; to provide for the manner in which the secretary of state effects service of process; to allow the secretary of state to obtain service of process by certified mail, and to remove the requirement that return receipt be requested; to provide for the secretary of state's service of process on a foreign corporation or foreign limited liability company; to provide for the secretary of state's service of process on an insurer's attorney-in-fact, on a foreign insurer and on an unauthorized insurer; to provide for the secretary of state's service of process on the owner of a public carrier vehicle; and to provide for related matters.

SENATE BILL NO. 285—
BY SENATOR ADLEY

AN ACT

To enact R.S. 22:835(F) and 835.1, relative to the dedication of a portion of the fire marshal tax receipts; to provide for the dedication of a portion of such receipts for fire protection at Camp Minden; to create the Camp Minden Fire Protection Fund as a special 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.

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.

SENATE BILL NO. 354—
BY SENATOR AMEDEE

AN ACT

To amend and reenact R.S. 49:968(B), relative to the Administrative Procedure Act; provides for electronic reporting of rules to oversight committees; and to provide for related matters.

SENATE BILL NO. 378—
BY SENATOR MILLS AND REPRESENTATIVES ARNOLD, WESLEY BISHOP, BROSSETT, BROWN, BURRELL, NANCY LANDRY, LEBAS, LEGER, NORTON, ORTEGO AND PIERRE

AN ACT

To enact R.S. 37:1218.1, relative to immunizations; to provide for the administration of certain immunizations in primary care health professional shortage areas; to provide for the requirements of pharmacists administering the immunization; and to provide for related matters.

SENATE BILL NO. 370—
BY SENATOR CROWE

AN ACT

To amend and reenact R.S. 56:105(A), relative to wild birds and wild quadrupeds; to provide for special permits and licenses; to provide for special permits and licenses for the entertainment industry to take and possess certain wildlife; and to provide for related matters.

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.

SENATE BILL NO. 489—
BY SENATOR PERRY

AN ACT

To amend and reenact the introductory paragraph of R.S. 32:668(A), relative to hearing procedures following revocation or denial of drivers' licenses; to provide relative to testimony of law enforcement officers; and to provide for related matters.

SENATE BILL NO. 596—

BY SENATOR KOSTELKA AND REPRESENTATIVES BARROW, COX, DIXON, HOFFMANN, HUNTER, KATRINA JACKSON, NANCY LANDRY AND PIERRE

AN ACT

To enact Code of Evidence Article 519, relative to testimonial privileges for judges in civil and criminal cases; to prohibit the issuance of a subpoena requiring a judge to testify in a civil, criminal, or juvenile proceeding without a hearing to determine privilege; to provide for specific requirements regarding the information being sought through the judge's testimony; to provide for a waiver for failure of a judge to timely object to a subpoena; to extend privilege to any judge or commissioner provided for in the constitution of Louisiana; and to provide for related matters.

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.

SENATE BILL NO. 531—

BY SENATOR PEACOCK

AN ACT

To amend and reenact R.S. 56:39(A) and 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.

SENATE BILL NO. 538—

BY SENATOR WHITE

AN ACT

To amend and reenact R.S. 40:1730.42 and 1730.45(A) and (B), relative to the state fire marshal; to provide for definitions; to provide for enforcement and rules; and to provide for related matters.

SENATE BILL NO. 549—

BY SENATOR MILLS

AN ACT

To amend and reenact R.S. 47:302.27, relative to disposition of certain collections in St. Martin Parish; to provide for appropriations from the St. Martin Parish Enterprise Fund to the St. Martin Parish government; and to provide for related matters.

SENATE BILL NO. 652—

BY SENATOR CLAITOR

AN ACT

To amend and reenact R.S. 47:9010(A)(7), relative to the Louisiana Lottery Corporation; to provide for the content of the annual budget report submitted to the Joint Legislative Committee on the Budget; to provide for the reporting of certain personnel information; to provide for an effective date; and to provide for related matters.

SENATE BILL NO. 661—

BY SENATOR JOHNS

AN ACT

To authorize the Chennault International Airport Authority to transfer certain property to the governing authority of the city of Lake Charles; to provide for the property description; to provide for reservation of mineral rights; to provide terms and conditions; and to provide for related matters.

SENATE BILL NO. 264—

BY SENATOR MORRELL

AN ACT

To amend and reenact R.S. 15:874(5), relative to the inmate compensation fund; provides relative to disbursements from the fund; and to provide for related matters.

SENATE BILL NO. 75—

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

AN ACT

To amend and reenact R.S. 14:403.3(D) and to enact R.S. 14:403.3(E), 403.7 and 403.8, relative to offenses affecting law enforcement; to increase the penalty for communicating false information to law enforcement regarding a missing child under certain circumstances; to create the crimes of failure to report a missing child and failure to report the death of a child; to provide for definitions; to provide for penalties; and to provide for related matters.

SENATE BILL NO. 96—

BY SENATOR MORRELL

AN ACT

To amend and reenact R.S. 15:1228.6(6) and (7), relative to component systems of the Integrated Criminal Justice Information System (ICJIS) operated by the Department of Public Safety and Corrections; to change the name of certain component systems; and to provide for related matters.

SENATE BILL NO. 111—

BY SENATOR JOHNS

AN ACT

To amend and reenact R.S. 44:9(F) and (G), relative to the Public Records Law; relative to records of violations of municipal ordinances and of state statutes classified as a misdemeanor or felony; to provide the Louisiana Board of Pharmacy and the office of financial institutions with access to expunged records under certain circumstances; and to provide for related matters.

SENATE BILL NO. 121—

BY SENATORS KOSTELKA, GUILLORY, MILLS, PERRY, ALARIO, ALLAIN, APPEL, BROOME, BUFFINGTON, CORTEZ, CROWE, LONG, MARTINY, MURRAY, NEVERS, PEACOCK, RISER, JOHN SMITH, TARVER, THOMPSON, WALSWORTH AND WHITE

AN ACT

To amend and reenact R.S. 14:35.3(G)(2) and to enact R.S. 14:37.7, relative to assault and battery affecting domestic household members; to create the crime of domestic abuse aggravated assault; to provide for enhancement of penalties when a minor under the age of thirteen is present during the commission of the crime; to provide relative to the cleansing period for prior domestic abuse battery convictions; to provide for definitions; to provide for penalties; and to provide for related matters.

SENATE BILL NO. 202—

BY SENATOR MORRISH

AN ACT

To amend and reenact R.S. 56:435.1.1(A), relative to oyster harvesting in Calcasieu Lake; to remove the time limitation on the issuance of special permits for oyster harvesting in Calcasieu Lake; to remove the limitations on the number of special permits issued; and to provide for related matters.

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.

and they are hereby presented for executive approval.

Respectfully submitted,
GLENN A. KOEPP
Secretary of the Senate

Message from the House

SIGNED HOUSE BILLS AND JOINT RESOLUTIONS

May 29, 2012

To the Honorable President and Members of the Senate:

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

HOUSE BILL NO. 39—

BY REPRESENTATIVE MONTOU CET

AN ACT

To enact R.S. 11:2254(E), 2256(B)(5), and 2271(7), relative to the Firefighters' Retirement System; to provide for compliance with federal tax qualification requirements; to provide relative to benefits accrued during military service; and to provide for related matters.

HOUSE BILL NO. 41—

BY REPRESENTATIVE PEARSON

AN ACT

To amend and reenact R.S. 11:1532 and to enact R.S. 11:1518, 1521.2, 1524(C), and 1533(F), relative to the Clerks' of Court Retirement and Relief Fund; to provide relative to federal tax qualification status; to authorize changes to be made using the Administrative Procedure Act; and to provide for related matters.

HOUSE BILL NO. 50—

BY REPRESENTATIVE PEARSON

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.

HOUSE BILL NO. 106—

BY REPRESENTATIVE DOVE

AN ACT

To amend and reenact R.S. 33:2481.3(C), relative to the city of Houma; to provide relative to the position of police chief in the city; to provide relative to provisions that place the position in the unclassified service; to provide relative to the date on which such provisions shall terminate; and to provide for related matters.

HOUSE BILL NO. 124—

BY REPRESENTATIVES EDWARDS, CHAMPAGNE, GISCLAIR, HILL, HODGES, HONORE, HOWARD, LEOPOLD, MACK, RICHARDSON, AND ST. GERMAIN

AN ACT

To enact R.S. 47:490.25, relative to military honor license plates; to provide for the Korean Defense Service license plate; to provide for qualified applicants; to provide for rules and regulations; and to provide for related matters.

HOUSE BILL NO. 295—

BY REPRESENTATIVES WESLEY BISHOP AND SMITH

AN ACT

To amend and reenact R.S. 37:2950(A) and to enact R.S. 37:2950(D)(1)(a)(xv), (xvi), and (xvii), relative to employment restrictions; to provide relative to criminal record; to provide for exceptions; and to provide for related matters.

HOUSE BILL NO. 317—

BY REPRESENTATIVE GISCLAIR

AN ACT

To amend and reenact R.S. 48:264.1, relative to salvaged material; to authorize the use of salvage material in coastal protection and restoration projects; to provide for the powers and duties of the secretary of the Department of Transportation and Development

and the Office of Coastal Protection and Restoration; and to provide for related matters.

HOUSE BILL NO. 367—

BY REPRESENTATIVE LEGER

AN ACT

To amend and reenact R.S. 38:2212(A)(3)(g), relative to construction managers; to remove certain restrictions on the use of construction managers or third-party consultants in Orleans Parish; and to provide for related matters.

HOUSE BILL NO. 413—

BY REPRESENTATIVE HARRISON

AN ACT

To amend and reenact R.S. 38:3086.24(H)(1) and 3086.26 and to enact R.S. 38:3086.24(L), relative to the Bayou Lafourche Fresh Water District; to authorize the board of such district to control and regulate the activities on the banks of Bayou Lafourche; to authorize the Coastal Protection and Restoration Authority to assist the district; to authorize the board to contract for services related to integrated coastal protection; and to provide for related matters.

HOUSE BILL NO. 435—

BY REPRESENTATIVES LORUSSO, ABRAMSON, ADAMS, ANDERS, ARMES, ARNOLD, BADON, BARRAS, BARROW, BERTHELOT, BILLIOT, STUART BISHOP, WESLEY BISHOP, BROADWATER, BROSSETT, BROWN, BURFORD, HENRY BURNS, TIM BURNS, BURRELL, CARMODY, CARTER, CHAMPAGNE, CHANEY, CONNICK, COX, CROMER, DANAHAY, DIXON, DOVE, EDWARDS, FANNIN, FOIL, FRANKLIN, GAINES, GAROFALO, GEYMANN, GISCLAIR, GREENE, GUILLORY, GUINN, HARRIS, HARRISON, HAVARD, HAZEL, HENRY, HENSGENS, HILL, HODGES, HOFFMANN, HOLLIS, HONORE, HOWARD, HUNTER, HUVAL, GIROD JACKSON, KATRINA JACKSON, JAMES, JEFFERSON, JOHNSON, JONES, KLECKLEY, LAMBERT, NANCY LANDRY, TERRY LANDRY, LEBAS, LEGER, LEOPOLD, LIGI, LOPINTO, MACK, MILLER, MONTOU CET, MORENO, JAY MORRIS, JIM MORRIS, NORTON, ORTEGO, PEARSON, PIERRE, PONTI, POPE, PRICE, PUGH, PYLANT, REYNOLDS, RICHARD, RICHARDSON, RITCHE, SCHEXNAYDER, SCHRODER, SEABAUGH, SHADOIN, SIMON, SMITH, ST. GERMAIN, TALBOT, THIBAUT, THIERRY, THOMPSON, WHITNEY, ALFRED WILLIAMS, PATRICK WILLIAMS, AND WILLMOTT AND SENATOR JOHN SMITH

AN ACT

To enact R.S. 17:2137(E), relative to resident classification for tuition purposes at public colleges and universities; to provide that certain veterans shall be entitled to resident classification for such purposes without regard to length of time of residency in the state; to provide conditions and limitations; to provide relative to implementation; to provide an effective date; and to provide for related matters.

HOUSE BILL NO. 478—

BY REPRESENTATIVE GISCLAIR

AN ACT

To amend and reenact Section 1(A) of Act No. 57 of the 2005 Regular Session of the Legislature, as amended by Act No. 79 of the 2007 Regular Session of the Legislature, relative to the Grand Isle Port Commission; to provide relative to the use of certain waters for seafood production research; to provide relative to the specification of the boundaries and size of the area in which the research will be done; and to provide for related matters.

HOUSE BILL NO. 504—

BY REPRESENTATIVE DOVE

AN ACT

To amend and reenact R.S. 30:5.1 and 10(A)(introductory paragraph), (1), and (2), relative to pooling of oil and gas wells; to provide for authority of the commissioner of conservation to create such pools; to provide for applications, allocation of costs, and rules and regulations; to provide for the agreements for drilling units; to provide for pooling interests; to provide for the election not to participate in a unit well; to provide for payment to certain royalty owners; to provide terms and conditions; and to provide for related matters.

HOUSE BILL NO. 865—

BY REPRESENTATIVE BARROW AND SENATOR DORSEY-COLOMB

AN ACT

To amend and reenact R.S. 48:1456(A), (C), and (E) and 1460(3) and (9), relative to the Capital Area Transit System; to provide relative to membership of the board of commissioners, including qualifications and procedures for appointment; to provide for appointment of new members; to provide for powers and duties of the board; to remove a requirement for approval of certain board actions by the appropriate parish governing authority; to provide relative to fare increases by the board; and to provide for related matters.

HOUSE BILL NO. 907—

BY REPRESENTATIVES KATRINA JACKSON AND HENRY BURNS AND SENATORS ALLAIN, LONG, AND THOMPSON

AN ACT

To amend and reenact R.S. 3:2(D), 4274.1, 4276, 4279(A), 4292, 4325, and 4326 and to repeal R.S. 3:4271(B), 4274(6), 4274.2, 4279(B) and (C), 4280, 4284 through 4289, 4290, 4291, 4293 through 4295, and 4302, relative to forests and forestry; to provide for cooperative endeavors; to provide for the powers and duties of the state forester; to provide for the duties of forestry officers; to provide for the clearing of combustible material; to provide for the instruction of forestry on certain days; to provide for a parish board of forestry; to provide for a forestry program; to repeal certain provisions for the protection and reforestation of lands; to repeal certain provisions relative to forest tree seedling nurseries; to repeal the provisions of acreage tax on certain forest lands; and to provide for related matters.

HOUSE BILL NO. 937—

BY REPRESENTATIVES ROBIDEAUX, ADAMS, BARRAS, WESLEY BISHOP, BROADWATER, BURFORD, GUILLORY, HAZEL, HOFFMANN, LORUSSO, AND THIBAUT

AN ACT

To enact Chapter 54 of Title 51 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 51:3111 through 3115, relative to the creation of a Corporate Headquarters Relocation Program; to authorize contracts with businesses that relocate or expand a headquarters in the state; to provide for the content and approval of contracts; to provide for the authority of the Department of Economic Development; to provide for an effective date; and to provide for related matters.

HOUSE BILL NO. 948—

BY REPRESENTATIVE SEABAUGH

AN ACT

To amend and reenact R.S. 13:3733(D)(introductory paragraph) and 3733.1(C) and (G)(1)(a) and Code of Civil Procedure Article 2636(5)(b), relative to the admissibility of certain business records and security agreements; to provide for admissibility; and to provide for related matters.

HOUSE BILL NO. 954—

BY REPRESENTATIVE DANAHAY

AN ACT

To amend and reenact R.S. 3:2004, 4222(C), and 4674(F), R.S. 12:1084, 1164, and 1413, R.S. 13:32, R.S. 14:403.6(A), R.S. 17:1808(G), 2048.31(B), 2048.32(C), 3139.5(3)(a), 3201(A) and (B)(1), 3202(1), 3351.11(D)(3), 3973(introductory paragraph), (1)(e), and (2)(b)(i) and (ii), 3991(F), 3995(B), and 4001(A) and (C)(1), (2), and (4), R.S. 23:43, 1203.1(F)(introductory paragraph), and 1294(A)(1), R.S. 24:36(C)(3), 513(A)(4) and (5)(a)(ii) and (F), R.S. 28:821(C) and 824(A) and (C), R.S. 32:123(B) and (D), 143(A)(5) and (6), 175(A), 213, 215, and 234(A)(1), R.S. 33:4169.1(G), R.S. 36:3(4), 4(B)(1)(aa) and (ee), (6)(a), and (18), (F), (L), (N), (U), and (X), 4.1(D)(9) and (15), 53(A), 109(N), 201(C)(1), 209(B)(1)(a), (C)(1), (F), (H)(1), (4), (5), (6), (10), and (11), (J), (K), (L), (M), (N), (O), (Q), (S), (T), (U), (W)(2), and (X), 239(B)(1), (4), and (6) and (E), 259(E), (F)(9), (10), (16), (18), and (21), (G), (I)(5), (J)(1), and (L)(1), (M), (Q), (T), (U), (W), (X), (BB)(1), (CC), and (GG), 309(B), (C)(1), and (D), 359(D), (J), (K), and (L), 409(B), (C)(1), (2), (4), (5), and (8), (D), (E), (F), (G), (H), (J), (L), and

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(O), 459(B), (C), and (H), 474(B)(1)(a)(introductory paragraph) and (i), 475(A), 478(F), (H)(3) and (4), 509(C), (F)(2), (3), and (8), (H), (K), (L), (M), (O), (Q), (R), (S), and (T), 610(B)(1), (10), and (11), (E), (F), (H), (I), (K), (L), and (N), 629(C)(5), (6), and (8), (D), (E), (F), (G), (H), (J), (K), (L), and (N), 643(A) and (C), 651(B), (C), (D), (E), (H), (L), (M), (P), (U), (X), (Y), (Z), and (BB), 686(A)(2), (3), and (5), (B), and (F), 706(B) and (C), 725(A), 744(E), (H), (I), (J), (Q), (T), and (U), 769(C), (D)(1), (2), (4), and (6), (F), (H), (I), and (L), 802(introductory paragraph), 802.6, 802.9, 803(A)(1), 851(A), 901(A), 918, and 921(A), R.S. 37:3103(A)(3.1) and 3134, R.S. 39:1593.1(B), R.S. 40:2009.1(C)(2)(d), R.S. 42:17(A)(9), 66(C), 1119(C)(3), and 1123(12) and (14), and R.S. 56:1699(C)(introductory paragraph), to enact R.S. 36:4(B)(14) and (H), 4.1(D)(16), 239(C), 259(D), 309(F) and (G), 409(I), (P), and (Q), 459(D), 478(M), 629(R), 651(S), and 686(G), and to repeal R.S. 17:3138, Chapter 10 of Title 25 of the Louisiana Revised Statutes of 1950, comprised of R.S. 25:571 through 576, R.S. 25:802(3), (4), (10), and (11), R.S. 35:396, R.S. 36:4.1(D)(18), 53(E), 109(A), 209(A), (H)(9) and (14), and (AA), 239(A) and (B)(3) and (5), 259(A), (C)(24), (E)(22), (F)(8), (15), and (19), and (I)(4), 309(A) and (C)(3), 359(A), 408(B)(3), 409(A) and (J)(2), 459(A), 478(A), (B), and (H)(8), (9), (10), and (11), 509(A), (E), (F)(1), and (G), 610(A), 629(A) and (C)(4), 650(B), 651(A), (K), (N), and (V), 744(A), 769(A), (D)(3) and (5), (E), and (K), 802.4, and 802.8, R.S. 37:3601, Chapter 30 of Title 40 of the Louisiana Revised Statutes of 1950, comprised of R.S. 40:2801 through 2803, and Act No. 16 of the 1960 Regular Session of the Legislature, relative to the various provisions of the Louisiana Revised Statutes of 1950; to provide for various technical corrections in provisions of the statutes, including corrections in legal citations, corrections in names of agencies, officers, and other entities, removal of references to agencies and other entities that have otherwise been repealed or no longer exist, and conforming changes to clarify potentially conflicting language; and to provide for related matters.

HOUSE BILL NO. 958—

BY REPRESENTATIVES ROBIDEAUX, ADAMS, BARRAS, WESLEY BISHOP, BROADWATER, GUILLORY, HAZEL, HOFFMANN, JOHNSON, LORUSSO, AND THIBAUT

AN ACT

To enact Chapter 54 of Title 51 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 51:3111, relative to the creation of the Competitive Projects Payroll Incentive Program; to provide for contract for the payment of rebates to certain qualified businesses; to provide for procedures and requirements for the execution of such contracts and the payment or repayment of such rebates; to prohibit the approval of certain contracts after a certain date; to provide for an effective date; and to provide for related matters.

HOUSE BILL NO. 1177—

BY REPRESENTATIVE HARRISON

AN ACT

To enact R.S. 22:1576, relative to insurance producers; to require certain training for insurance producers in order to sell annuity products; to provide for the registration of annuity training course providers as continuing education providers; to require insurers to verify that a producer who sells annuities has satisfied annuity training requirements; and to provide for related matters.

HOUSE BILL NO. 1196— (Substitute for House Bill No. 868 by Representative Pearson)

BY REPRESENTATIVE PEARSON

AN ACT

To amend and reenact R.S. 22:1046(B), (C), (F), and (G)(3) and (4) and to repeal R.S. 22:1046(E), relative to group health plans; to provide for continuation of group health plans; and to provide for related matters.

HOUSE BILL NO. 321—

BY REPRESENTATIVE FANNIN AND SENATOR WALSWORTH

AN ACT

To amend and reenact R.S. 42:1170(A)(3), relative to mandatory ethics education and training; to exempt uncompensated volunteer firemen and uncompensated auxiliary or reserve law enforcement officers from such education and training; and to provide for related matters.

HOUSE BILL NO. 361—

BY REPRESENTATIVE PONTI AND SENATOR WALSWORTH

AN ACT

To amend and reenact R.S. 35:191(A)(2), relative to notaries; to provide for parish commissioned notary jurisdiction; and to provide for related matters.

HOUSE BILL NO. 373—

BY REPRESENTATIVE TIM BURNS

AN ACT

To enact R.S. 49:191(5)(n) and to repeal R.S. 49:191(4)(g), relative to the Department of State Civil Service, including provisions to provide for the re-creation of the Department of State Civil Service and the statutory entities made a part of the department by law; to provide for the effective termination date for all statutory authority for the existence of such statutory entities; and to provide for related matters.

HOUSE BILL NO. 480—

BY REPRESENTATIVE BARROW

AN ACT

To enact R.S. 33:9097.13, relative to East Baton Rouge Parish; to create the Glen Oaks Crime Prevention and Improvement District within the parish; to provide relative to the purpose, boundaries, governance, and powers and duties of the district; to provide for the imposition of a parcel fee and for the use thereof; and to provide for related matters.

HOUSE BILL NO. 509—

BY REPRESENTATIVE LORUSSO

AN ACT

To enact R.S. 18:1461.5(A)(4), relative to elections; to prohibit certain conduct relative to the withdrawal from an election of a candidate for public office; to provide for penalties; and to provide for related matters.

HOUSE BILL NO. 511—

BY REPRESENTATIVE LEGER

AN ACT

To enact R.S. 44:4.1(B)(37), relative to public records; to provide for the application of the Public Records Law to certain information regarding archaeological sites; and to provide for related matters.

HOUSE BILL NO. 657—

BY REPRESENTATIVE LEGER

AN ACT

To amend and reenact R.S. 41:1603(B), relative to the Department of Culture, Recreation, and Tourism; provides relative to the division of archaeology; provides relative to the minimum qualifications of the state archaeologist; and to provide for related matters.

HOUSE BILL NO. 698—

BY REPRESENTATIVE ANDERS

AN ACT

To amend and reenact R.S. 42:441(2) and (3), 442, 443(A), (C), (D), and (F), 445(A), and 447, relative to the state employee leave transfer program; to allow for the donation, receipt, and use of compensatory leave; and to provide for related matters.

HOUSE BILL NO. 784—

BY REPRESENTATIVE RICHARD

AN ACT

To enact R.S. 44:4(45), relative to records exempt from the public records law; to provide for an exemption for information contained on certain electronic devices used by court reporters; to provide for an exemption for certain physical medium used

in or as an electronic storage device by a court reporter; to provide an exemption for certain paper documents created by court reporters; to provide for definitions; to provide for exceptions; and to provide for related matters.

HOUSE BILL NO. 861— BY REPRESENTATIVES SIMON AND LEGER AND SENATOR JOHNS AN ACT

To amend and reenact R.S. 46:1421 and to enact R.S. 46:1430, relative to child care facilities and child-placing agencies; to provide relative to the penalty for operating without or in violation of license; to authorize the Department of Children and Family Services to issue a written warning which includes a corrective action plan, in lieu of revocation, for certain violations; to provide for the issuance of sanctions for failure to comply with a corrective action plan; to require the department to adopt rules and regulations providing for notice and appeal procedures; to authorize the department to institute civil court actions to collect fines; to create the Child Care Licensing Trust Fund; to provide for the use and administration of the fund; to provide an effective date; and to provide for related matters.

HOUSE BILL NO. 1083— BY REPRESENTATIVE PYLANT AN ACT

To amend and reenact R.S. 23:1201.4, relative to workers' compensation; to provide for the forfeiture of certain benefits while incarcerated; to provide with respect to work release; to provide with respect to a transitional work program; to provide with respect to medical benefits; and to provide for related matters.

HOUSE BILL NO. 1086— BY REPRESENTATIVES SEABAUGH, ADAMS, ANDERS, ARNOLD, BADON, BARROW, BERTHELOT, BROADWATER, BROWN, BURFORD, HENRY BURNS, TIMBURNS, CHAMPAGNE, CHANEY, CONNICK, COX, EDWARDS, FRANKLIN, HARRIS, HARRISON, HAVARD, HENRY, HENSGENS, HILL, HODGES, HOFFMANN, HOWARD, KATRINA JACKSON, LEBAS, LIGI, LOPINTO, LORUSSO, MILLER, JAY MORRIS, ORTEGO, POPE, PUGH, PYLANT, REYNOLDS, RICHARD, RICHARDSON, SCHEXNAYDER, SIMON, TALBOT, THOMPSON, WHITNEY, PATRICK WILLIAMS, AND WILLMOTT AND SENATOR NEVERS AN ACT

To amend and reenact R.S. 40:1299.55 and 1299.58.10(A), relative to consent to medical treatment and procedures; to provide for general application of laws providing for medical consent and declarations concerning life-sustaining procedures; and to provide for related matters.

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

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

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

ATTENDANCE ROLL CALL

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns of names: Mr. President, Adley, Allain, Amedee, Appel, Broome, Brown, Buffington, Chabert, Dorsey-Colomb, Erdey, Gallot, Guillory, Heitmeier, Johns, Kostelka, LaFleur, Long, Murray, Nevers, Perry, Peterson, Riser, Smith, G., Smith, J., Tarver, Thompson

Table with 3 columns of names: Claitor, Cortez, Crowe, Donahue, Martiny, Mills, Morrell, Morrish, Walsworth, Ward, White

Total - 38

NAYS

Total - 0

ABSENT

Peacock

Total - 1

Leaves of Absence

The following leaves of absence were asked for and granted:

Peacock 1 Day

Announcements

The following committee meetings for May 30, 2012, were announced:

Table with 3 columns: Judiciary B, Senate and Gov't Affairs, 3:00 P.M., 9:30 A.M., Room E, Room F

Adjournment

On motion of Senator Thompson, at 7:10 o'clock P.M. the Senate adjourned until Wednesday, May 30, 2012, at 4:00 o'clock P.M.

The President of the Senate declared the Senate adjourned until 4:00 o'clock P.M. on Wednesday, May 30, 2012.

GLENN A. KOEPP Secretary of the Senate

DIANE O' QUIN Journal Clerk

