

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

FORTY-EIGHTH DAY'S PROCEEDINGS

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

Senate Chamber
State Capitol
Baton Rouge, Louisiana

Friday, June 20, 2008

The Senate was called to order at 9:50 o'clock A.M., by Hon. Joel T. Chaisson II, President of the Senate.

Morning Hour

CONVENING ROLL CALL

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

PRESENT

Mr. President	Erdey	Morrish
Adley	Gautreaux B	Mount
Amedee	Gautreaux N	Murray
Broome	Gray	Nevers
Cassidy	Hebert	Riser
Cheek	Kostelka	Shaw
Crowe	Long	Smith
Donahue	Marionneaux	Thompson
Duplessis	Martiny	Walsworth
Dupre	McPherson	
Total - 29		

ABSENT

Alario	Heitmeier	Michot
Cravins	Jackson	Quinn
Dorsey	LaFleur	Shepherd
Total - 9		

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

Prayer

The prayer was offered by Dr. Jay Hogewood, following which the Senate joined in pledging allegiance to the flag of the United States of America.

Reading of the Journal

On motion of Senator Thompson, the reading of the Journal was dispensed with and the Journal of June 19, 2008, was adopted.

**Introduction of Resolutions,
Senate and Concurrent**

Senator Gray asked for and obtained a suspension of the rules for the purpose of introducing and reading the following Resolutions, Senate and Concurrent, a first and second time and acting upon them as follows:

SENATE RESOLUTION NO. 158—
BY SENATOR GRAY

A RESOLUTION

To commend the Broadmoor Improvement Association for hosting the second annual Kids Count in Broadmoor event on Saturday, June 21, 2008 at St. Matthias Catholic Church.

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

SENATE CONCURRENT RESOLUTION NO. 128—
BY SENATOR CROWE

A CONCURRENT RESOLUTION

To urge and request the Senate Committee on Commerce, Consumer Protection and International Affairs and the House Committee on Commerce to meet and function as a joint committee to study the Hudson Initiative and to create the Hudson Initiative Task Force to assist the joint committee.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dupre	Morrish
Adley	Erdey	Mount
Alario	Gautreaux B	Murray
Amedee	Gautreaux N	Quinn
Broome	Gray	Riser
Cassidy	Hebert	Shaw
Cheek	Kostelka	Smith
Crowe	Long	Thompson
Donahue	Marionneaux	Walsworth
Duplessis	Martiny	
Total - 29		

NAYS

Total - 0

ABSENT

Cravins	Jackson	Michot
Dorsey	LaFleur	Nevers
Heitmeier	McPherson	Shepherd
Total - 9		

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

SENATE CONCURRENT RESOLUTION NO. 129—
BY SENATOR ERDEY

A CONCURRENT RESOLUTION

To urge and request the secretary of the Department of Transportation and Development to study prohibiting certain trucks from using the far left lane on highways with three or more lanes of traffic moving in the same direction and to report its findings to the legislature prior to the convening of the 2009 Regular Session.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dupre	Mount
Adley	Erdey	Murray
Alario	Gautreaux B	Nevers
Amedee	Gautreaux N	Quinn
Broome	Gray	Riser
Cassidy	Hebert	Shaw
Cheek	Long	Smith
Crowe	Marionneaux	Thompson

June 20, 2008

Donahue
Duplessis
Total - 29

Martiny
Morrish

Walsworth

NAYS

Total - 0

ABSENT

Cravins
Dorsey
Heitmeier
Total - 9

Jackson
Kostelka
LaFleur

McPherson
Michot
Shepherd

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

**Privilege Report of the
Legislative Bureau**

June 20, 2008

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. 745—
BY REPRESENTATIVE FRANKLIN
AN ACT

To enact R.S. 33:2740.69, relative to Calcasieu Parish; to create and provide for the Lake Charles North Economic Development District within such parish; to provide for the governance, plans, boundaries, and powers and duties of the district; and to provide for related matters.

Reported with amendments.

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed House Bill No. 745 by Representative Franklin

AMENDMENT NO. 1

In Senate Committee Amendment No. 6 proposed by the Senate Committee on Local and Municipal Affairs and adopted by the Senate on June 19, 2008, on line 15, after "Chamber Southwest" add "Louisiana"

AMENDMENT NO. 2

In Senate Committee Amendment No. 6 proposed by the Senate Committee on Local and Municipal Affairs and adopted by the Senate on June 19, 2008, on line 16, change "Afro American Chamber" to "African American Chamber of Commerce at Lake Charles, LA"

Respectfully submitted,
ROB MARIONNEAUX
Chairman

Adoption of Legislative Bureau Report

On motion of Senator Marionneaux, the Legislative Bureau amendments were adopted and the Bill was read by title and passed to a third reading.

Messages from the House

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

Message from the House

**PASSED SENATE BILLS AND
JOINT RESOLUTIONS**

June 20, 2008

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. 308—
BY SENATOR DONAHUE
AN ACT

To amend and reenact Code of Civil Procedure Article 1425(C) and to enact Code of Civil Procedure Article 1425(F), relative to discovery and experts; to extend the deadline for filing expert witness disclosures; to provide for a pre-trial hearing regarding the qualifications and admissibility of testimony of an expert witness; to provide procedures for conducting the hearing and appealing the decision of the judge; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 342—
BY SENATOR ERDEY
AN ACT

To enact R.S. 32:289 and 398.10(A)(6), relative to operating motor vehicles; to prohibit certain persons from using a cellular telephone while operating a motor vehicle; to provide for certain exceptions; to provide relative for violations; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 437—
BY SENATOR WALSWORTH
AN ACT

To amend and reenact R.S. 39:126, relative to capital outlay projects; to provide for certain change orders to be approved by the Joint Legislative Committee on the Budget; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 573—
BY SENATOR MICHOT
AN ACT

To amend and reenact R.S. 39:1490(B)(5), 1522, and 1526(A), relative to procurement; to provide for appeals under the Professional, Personal, Consulting, and Social Services Procedure Code; to clarify that an appeal to the First Circuit Court of Appeal or the Louisiana Supreme Court is authorized by law under the code; to provide for an effective date; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 601—
BY SENATOR MICHOT
AN ACT

To enact Subpart P 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. 39:100.71 through 100.77, relative to special treasury funds; to create the Post Employment Benefits Trust Fund as a special permanent trust in the state treasury; to establish sources of funding for the trust; to provide for the deposit, investment,

and use of monies in the fund; to establish the Board of Trustees of the Post Employment Benefits Trust Fund; to provide for the composition and powers, duties, and functions of the board; to provide for reports; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 644—

BY SENATORS ADLEY, ALARIO, BROOME, CASSIDY, CHEEK, CRAVINS, CROWE, DONAHUE, DORSEY, DUPLESSIS, DUPRE, ERDEY, B. GAUTREAU, N. GAUTREAU, GRAY, HEBERT, HEITMEIER, JACKSON, KOSTELKA, LAFLEUR, LONG, MARIONNEAUX, MARTINY, MCPHERSON, MICHOT, MORRISH, MOUNT, MURRAY, NEVERS, RISER, SCALISE, SHEPHERD, SMITH AND WALSWORTH

AN ACT

To enact R.S.36:784(A)(8), relative to veterans' affairs; to provide for a Louisiana Veterans' Honor Medal Program; to provide that the secretary of veterans affairs shall manage the program; to provide for an advisory committee to assist the secretary of veterans affairs in operating the program; to provide for eligibility of awards; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 652—

BY SENATOR MICHOT

AN ACT

To amend and reenact R.S. 40:1299.41(E)(1), 1299.42(A)(3), (B)(2) and (3)(a), 1299.44(A)(4) and 1299.47(A)(1)(e), and to enact R.S. 40:1299.41(A)(22) and 1299.44(D)(2)(b)(xiv) and (xv) and (E), relative to medical malpractice; to provide certain definitions; to provide certain terms, conditions, and procedures; to allow the Patient's Compensation Fund Oversight Board to intervene in lawsuits under certain circumstances; to provide for the admissibility of certain documents relative to stipulations exceeding one hundred thousand dollars; to provide for the board to receive a copy of the complaint filed in court by a person having a claim subject to the Medical Malpractice Act and notice of the trial date; to provide for an effective date; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 678—

BY SENATOR ADLEY

AN ACT

To enact Subpart P of Part II-A of Subtitle I of Title 39 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 39:100.71, relative to the FEMA Mobile Home Reimbursement Fund; to provide for the deposit and credit of certain money to the fund; to require appropriations for refunding certain tax, penalty, and interest paid on certain mobile or manufactured homes; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 771—

BY SENATOR HEBERT

AN ACT

To enact R.S. 32:297.1, relative to motor vehicles; to authorize certain Kie series mini-trucks to operate on the streets and highways, except interstate highways; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 808— (Substitute of Senate Bill No. 527 by Senator Marionneaux)

BY SENATOR MARIONNEAUX

AN ACT

To amend and reenact R.S. 39:101(A)(1), (B)(1)(a), (c), (d) and (2) and (F)(1), 103(A)(1) and (B)(1), 111, 112, 113, and 115, to enact R.S. 39:101(F)(3) and 103(B)(3), and to repeal R.S.

39:105, relative to capital outlay; to provide with respect to capital outlay budget development and enactment; to provide relative to the submission of capital outlay budget requests; to provide relative to the standards for capital projects and evaluation of such projects; to provide relative to inclusion of certain non-state projects in the capital outlay budget; to provide for inclusion of certain revenue bond projects in the capital outlay budget; to provide for an effective date; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 566—

BY SENATOR CROWE

AN ACT

To enact Chapter 34 of Title 25 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 25:1311 through 1315, relative to the Louisiana Wetlands Conservation and Hurricane Protection Tourist Center; to provide for legislative intent; to provide for creation, domicile, and membership; to provide for powers and duties; to provide for donations and grants; to provide for operating funds; to provide for rules; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 454—

BY SENATOR MICHOT

AN ACT

To amend and reenact R.S. 39:29(A)(2), relative to the budget of the state; to provide relative to the submission of the continuation budget; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 528—

BY SENATOR MICHOT

AN ACT

To amend and reenact R.S. 47:9029(B), relative to the Compulsive and Problem Gaming Fund; to provide that the treasurer shall annually transfer five hundred thousand dollars from the Louisiana Lottery Proceeds Fund to the Compulsive and Problem Gaming Fund; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 541—

BY SENATOR SMITH

AN ACT

To enact R.S. 39:562(O), relative to the limit of indebtedness of school districts; to authorize an increase in bonded indebtedness in certain parishes, with voter approval; to provide for an effective date; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 42—

BY SENATORS B. GAUTREAU AND NEVERS AND REPRESENTATIVE ROBIDEAUX

AN ACT

To amend and reenact R.S. 11:102(B)(3)(introductory paragraph) and (d)(introductory paragraph), (i), (ii), (iii), and (iv) and to enact R.S. 11:102(B)(3)(d)(viii), relative to employer contributions for the State Police Pension and Retirement System; to provide for the annual amortization payments to the system; to specify that the amortization period for certain changes, gains, and losses shall be thirty years from the year in which the change, gain, or loss occurs; to provide for amortization of outstanding balances of previously established amortization bases; to provide for level dollar payments; to provide for an effective date; and to provide for related matters.

Reported without amendments.

June 20, 2008

SENATE BILL NO. 575—
BY SENATOR MICHOT

AN ACT

To amend and reenact R.S. 39:98.4(C)(2), relative to the Louisiana Fund; to provide relative to the date for submission of the governor's plan of expenditures from such fund; to change such date; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 726—

BY SENATORS JACKSON, CHEEK AND WALSWORTH
AN ACT

To enact R.S. 17:1517.1, relative to Louisiana State University Health Sciences Center at Shreveport; to provide for utilization of hospital revenues; to provide for an effective date; and to provide for related matters.

Reported without amendments.

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

Message from the House

DISAGREEMENT TO HOUSE BILL

June 19, 2008

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. 585 by Representative Abramson, 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

June 19, 2008

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. 585 by Representative Abramson:

Representatives Abramson, T. Burns and Foil.

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

Message from the House

HOUSE CONFEREES APPOINTED

June 19, 2008

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. 1084 by Representative Robideaux:

Representatives Robideaux, Pope and Downs.

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

Message from the House

HOUSE CONFEREES APPOINTED

June 19, 2008

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. 341 by Representative Johnson:

Representatives Johnson, T. Burns and Wooton.

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

Message from the House

HOUSE CONFEREES APPOINTED

June 20, 2008

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. 420 by Representative Gallot:

Representatives Greene and vice T. Burns.

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

Message from the House

**ASKING CONCURRENCE IN
HOUSE CONCURRENT RESOLUTIONS**

June 20, 2008

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:

HOUSE CONCURRENT RESOLUTION NO. 205—
BY REPRESENTATIVE BARROW

A CONCURRENT RESOLUTION

To urge and request the Louisiana State Law Institute to study the replacement of all politically incorrect and insensitive terms in law and to make recommendations as to specific legislation at least thirty days prior to the beginning of the 2009 Regular Session of the Legislature.

HOUSE CONCURRENT RESOLUTION NO. 219—

BY REPRESENTATIVE TRAHAN
A CONCURRENT RESOLUTION

To urge and request the State Board of Elementary and Secondary Education to study the certification process for foreign associate teachers, including the possibility of providing for reciprocal agreements with other states relative to the certification of such teachers, and to submit a written report of its findings, including any recommendations for legislation relative to the issue, to the House Committee on Education and the Senate Committee on Education not later than sixty days prior to the beginning of the 2009 Regular Session.

HOUSE CONCURRENT RESOLUTION NO. 222—

BY REPRESENTATIVE MORRELL
A CONCURRENT RESOLUTION

To urge and request the House Committee on Municipal, Parochial and Cultural Affairs and the Senate Committee on Local and Municipal Affairs to meet and function as a joint committee to study the issues related to changing the membership of the Sewerage and Water Board of New Orleans, including the appointment process, the member confirmation process, the length of terms of board members, board member qualifications, and the recusal and resignation process.

HOUSE CONCURRENT RESOLUTION NO. 231—

BY REPRESENTATIVE MONTOUCKET
A CONCURRENT RESOLUTION

To encourage the Congrès Mondial Acadien (World Acadian Congress) to hold its 2014 celebration in Louisiana.

HOUSE CONCURRENT RESOLUTION NO. 232—

BY REPRESENTATIVE PATRICIA SMITH
A CONCURRENT RESOLUTION

To commend LSU track and field coach Dennis Shaver upon being named the 2008 NCAA Women's Outdoor Coach of the Year.

HOUSE CONCURRENT RESOLUTION NO. 233—

BY REPRESENTATIVE FOIL
A CONCURRENT RESOLUTION

To commend Captain Frederick A. Wild III upon his retirement from the United States Navy.

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

Senator Broome in the Chair

House Concurrent Resolutions

Senator Mount asked for and obtained a suspension of the rules to take up at this time the following House Concurrent Resolutions just received from the House which were taken up, read a first and second time by their titles and acted upon as follows:

HOUSE CONCURRENT RESOLUTION NO. 205—

BY REPRESENTATIVE BARROW
A CONCURRENT RESOLUTION

To urge and request the Louisiana State Law Institute to study the replacement of all politically incorrect and insensitive terms in law and to make recommendations as to specific legislation at least thirty days prior to the beginning of the 2009 Regular Session of the Legislature.

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	Dupre	Morrish
Adley	Erdey	Mount
Alario	Gautreaux B	Murray
Amedee	Gautreaux N	Nevers
Broome	Gray	Quinn
Cassidy	Hebert	Riser
Cheek	Long	Shaw
Crowe	Marionneaux	Smith
Donahue	Martiny	Thompson
Duplessis	Michot	Walsworth
Total - 30		

NAYS

Total - 0

ABSENT

Cravins	Jackson	McPherson
Dorsey	Kostelka	Shepherd
Heitmeier	LaFleur	
Total - 8		

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

HOUSE CONCURRENT RESOLUTION NO. 219—

BY REPRESENTATIVE TRAHAN
A CONCURRENT RESOLUTION

To urge and request the State Board of Elementary and Secondary Education to study the certification process for foreign associate teachers, including the possibility of providing for reciprocal agreements with other states relative to the certification of such teachers, and to submit a written report of its findings, including any recommendations for legislation relative to the issue, to the House Committee on Education and the Senate Committee on Education not later than sixty days prior to the beginning of the 2009 Regular Session.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Erdey	Mount
Adley	Gautreaux B	Murray
Alario	Gautreaux N	Nevers
Amedee	Gray	Quinn
Broome	Hebert	Riser
Cassidy	Kostelka	Shaw
Cheek	Long	Smith
Crowe	Marionneaux	Thompson
Donahue	Martiny	Walsworth
Duplessis	Michot	
Dupre	Morrish	
Total - 31		

NAYS

Total - 0

ABSENT

Cravins	Jackson	Shepherd
Dorsey	LaFleur	
Heitmeier	McPherson	
Total - 7		

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

June 20, 2008

HOUSE CONCURRENT RESOLUTION NO. 222—
BY REPRESENTATIVE MORRELL

A CONCURRENT RESOLUTION

To urge and request the House Committee on Municipal, Parochial and Cultural Affairs and the Senate Committee on Local and Municipal Affairs to meet and function as a joint committee to study the issues related to changing the membership of the Sewerage and Water Board of New Orleans, including the appointment process, the member confirmation process, the length of terms of board members, board member qualifications, and the recusal and resignation process.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dupre	Morrish
Adley	Erdey	Mount
Alario	Gautreaux B	Murray
Amedee	Gautreaux N	Nevers
Broome	Gray	Quinn
Cassidy	Hebert	Riser
Cheek	Long	Shaw
Crowe	Marionneaux	Smith
Donahue	Martiny	Thompson
Duplessis	Michot	Walsworth
Total - 30		

NAYS

Total - 0

ABSENT

Cravins	Jackson	McPherson
Dorsey	Kostelka	Shepherd
Heitmeier	LaFleur	
Total - 8		

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

HOUSE CONCURRENT RESOLUTION NO. 231—
BY REPRESENTATIVE MONTOUCET

A CONCURRENT RESOLUTION

To encourage the Congrès Mondial Acadien (World Acadian Congress) to hold its 2014 celebration in Louisiana.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Erdey	Morrish
Adley	Gautreaux B	Mount
Alario	Gautreaux N	Murray
Amedee	Gray	Nevers
Broome	Hebert	Riser
Cassidy	Kostelka	Shaw
Cheek	Long	Smith
Crowe	Marionneaux	Thompson
Donahue	Martiny	Walsworth
Dupre	Michot	
Total - 29		

NAYS

Total - 0

ABSENT

Cravins	Heitmeier	McPherson
Dorsey	Jackson	Quinn
Duplessis	LaFleur	Shepherd
Total - 9		

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

HOUSE CONCURRENT RESOLUTION NO. 232—
BY REPRESENTATIVE PATRICIA SMITH

A CONCURRENT RESOLUTION

To commend LSU track and field coach Dennis Shaver upon being named the 2008 NCAA Women's Outdoor Coach of the Year.

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	Erdey	Mount
Adley	Gautreaux B	Murray
Alario	Gautreaux N	Nevers
Amedee	Gray	Quinn
Broome	Hebert	Riser
Cassidy	Kostelka	Shaw
Cheek	Long	Smith
Crowe	Marionneaux	Thompson
Donahue	Martiny	Walsworth
Duplessis	Michot	
Dupre	Morrish	
Total - 31		

NAYS

Total - 0

ABSENT

Cravins	Jackson	Shepherd
Dorsey	LaFleur	
Heitmeier	McPherson	
Total - 7		

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

HOUSE CONCURRENT RESOLUTION NO. 233—
BY REPRESENTATIVE FOIL

A CONCURRENT RESOLUTION

To commend Captain Frederick A. Wild III upon his retirement from the United States Navy.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Erdey	Mount
Adley	Gautreaux B	Murray
Alario	Gautreaux N	Nevers
Amedee	Gray	Quinn
Broome	Hebert	Riser
Cassidy	Kostelka	Shaw
Cheek	Long	Smith
Crowe	Marionneaux	Thompson
Donahue	Martiny	Walsworth

Duplessis	Michot	
Dupre	Morrish	
Total - 31		
	NAYS	
Total - 0		
	ABSENT	
Cravins	Jackson	Shepherd
Dorsey	LaFleur	
Heitmeier	McPherson	
Total - 7		

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

Rules Suspended

Senator Chaisson asked for and obtained a suspension of the rules for the purpose of advancing to the order of

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

The following House Bills and Joint Resolutions on Third Reading and Final Passage, subject to call, were taken up and acted upon as follows:

Called from the Calendar

Senator Chaisson asked that House Bill No. 1104 be called from the Calendar at this time for its final passage.

HOUSE BILL NO. 1104—

BY REPRESENTATIVES TUCKER, HONEY, PONTI, TRAHAN, ABRAMSON, ANDERS, ARMES, ARNOLD, AUBERT, AUSTIN BADON, BOBBY BADON, BALDONE, BARRAS, BILLIOT, BURFORD, HENRY BURNS, TIM BURNS, BURRELL, CARMODY, CARTER, CHAMPAGNE, CHANDLER, CHANEY, CONNICK, CORTEZ, CROMER, DANAHAY, DOERGE, DOVE, DOWNS, ELLINGTON, FANNIN, FOIL, FRANKLIN, GALLOT, GEYMANN, GISCLAIR, GREENE, ELBERT GUILLORY, MICKEY GUILLORY, GUINN, HARDY, HARRISON, HAZEL, HENDERSON, HENRY, HILL, HINES, HOFFMANN, HOWARD, HUTTER, GIROD JACKSON, JOHNSON, ROSALIND JONES, SAM JONES, KATZ, KLECKLEY, LABRUZZO, LAFONTA, LAMBERT, LEBAS, LEGER, LIGI, LITTLE, LOPINTO, LORUSSO, MARCHAND, MCVEA, MILLS, MONTOUCE, MORRELL, MORRIS, NOWLIN, PEARSON, PERRY, PETERSON, POPE, PUGH, RICHARDSON, RICHMOND, RITCHE, ROBIDEAUX, ROY, SCHRODER, SIMON, SMILEY, GARY SMITH, JANE SMITH, ST. GERMAIN, TALBOT, TEMPLET, WADDELL, WHITE, WILLIAMS, WILLMOTT, AND WOOTON

AN ACT

To amend and reenact R.S. 23:1 through 12, 14(A), 15, 16, 71, 72(1) and (3), 73(A)(1)(introductory paragraph) and (2), (B), (C), (D), and (E)(2), 74, 75(D), 76(C), 1472(1), 2042 through 2046, 2047(A), 2048 through 2056, 2061 through 2063, 2065 through 2067, 2069(A), 2070, 2091(A)(introductory paragraph) and (1), (B)(introductory paragraph) and (8), and (C), 2092, 2100, 2151(A), (B), and (E), 2152, 2153, 2191, and 2192, R.S. 36:3(2), (3), (4), (6), and (7), 4(A)(6), 8(E)(1), 301 through 307, 308(A) and (D), 309(B), (C)(introductory paragraph) and (4), (D), (E), and (F), 310, and 313, and R.S. 49:191(3)(g) and 968(B)(5) and (21)(b), to enact R.S. 23:17 through 20, 33, 34, 72(4) and (5), 73(A)(1)(d), 75(E), 77, 78, and 2193 through 2212 and R.S. 36:8(E)(2)(j), and to repeal R.S. 23:2064, 2068, and 2093 through 2099 and R.S. 36:4(B)(14), 311, and 312, relative to the Department of Labor; to change the name of the Department of Labor to the Louisiana Workforce Commission; to provide for the creation of the commission; to provide for the executive director of the commission; to establish the purpose of the commission; to establish the powers and duties of the commission; to provide for employee performance evaluations; to require the integration of certain workforce development programs; to provide for client accessibility; to authorize the executive director to delegate certain functions; to require the design and implementation of a plan for workforce training and

services; to provide for the administration of funding; to provide relative to block grants for local workforce development areas; to establish legislative intent; to provide for definitions; to require the maintenance of a comprehensive labor market information system; to require entities to cooperate with the commission; to provide for the availability of consumer information; to provide with respect to data exchange; to provide for the Occupational Forecasting Conference and its duties; to provide for the development and management of workforce system information resources; to change the name of the Louisiana Workforce Commission to the Louisiana Workforce Investment Council and to establish its purposes; to provide for the membership of the council; to provide procedures to select the chairman and vice chairman; to provide for the terms of the membership; to authorize the removal of members under certain circumstances; to provide for designees of the council members; to establish the goals of the council; to require the adoption of a strategic plan; to establish the duties and functions of the council; to establish the organizational structure of the council; to provide for workforce investment boards; to authorize the governor to designate workforce development areas; to authorize the creation of local workforce development boards; to provide for the training for local workforce development board members; to authorize the commission to charter boards; to authorize the governor to certify boards; to provide the membership of boards; to provide for the removal of workforce investment board members; to provide for the responsibilities of the board; to establish the board's duties; to provide for the components of the local workforce development system; to require the adoption of local and regional workforce development plans; to require the adoption of a budget; to require the submission of a report; to require approval of the board's fiscal agent; to provide for contracting service delivery; to provide relative to conflicts of interests; to provide for the eligibility of incentives and waivers; to allow the application for nonprofit status; to authorize the employment of staff; to include the Louisiana Workforce Commission as a department within the executive branch of government; to provide for its officers, duties, and offices; to provide for the termination of the Louisiana Workforce Commission; to require the commission to submit certain reports; to require the Louisiana Workforce Investment Council to submit certain reports; and to provide for related matters.

Floor Amendments Sent Up

Senator Riser sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Riser to Re-Reengrossed House Bill No. 1104 by Representative Tucker

AMENDMENT NO. 1

On page 6, line 9, change "Section" to "Chapter"

AMENDMENT NO. 2

On page 10, line 14, delete "A."

AMENDMENT NO. 3

On page 10, delete lines 23 through 28.

AMENDMENT NO. 4

On page 11, at the beginning of line 2, add "A."

AMENDMENT NO. 5

On page 11, between lines 8 and 9, insert the following:

"B. If monies are appropriated by the legislature to conduct a workforce facility condition assessment, service market data study/location analysis and master plan, the executive director shall

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transfer such monies to the Louisiana Community and Technical College System to conduct such workforce facility condition assessment, service market data study/location analysis and master plan to maximize the delivery of workforce training and services throughout the state."

AMENDMENT NO. 6
On page 22, line 23, delete "first"

AMENDMENT NO. 7
On page 22, line 25, change "Subsequent releases of occupational" to "Occupational"

AMENDMENT NO. 8
On page 30, lines 4 and 5, change "Louisiana Film Industry Association" to "Motion Picture Association of Louisiana"

AMENDMENT NO. 9
On page 31, delete lines 24 through 26, and insert the following: "entity fall to make ~~all~~ or any of the nominations required by July 1, 1997 provided in Subsection A of this Section, then the governor shall make the appointment ~~without regard to any of the entity's nominees."~~

AMENDMENT NO. 10
On page 39, line 5, change "biannual" to "biennial"

On motion of Senator Riser, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dupre	Morrish
Adley	Erdey	Mount
Alario	Gautreaux B	Murray
Amedee	Gautreaux N	Nevers
Broome	Gray	Quinn
Cassidy	Kostelka	Riser
Cheek	Long	Shaw
Crowe	Marionneaux	Smith
Donahue	Martiny	Thompson
Duplessis	Michot	Walsworth
Total - 30		

NAYS

Total - 0

ABSENT

Cravins	Heitmeier	McPherson
Dorsey	Jackson	Shepherd
Hebert	LaFleur	
Total - 8		

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

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

The following Senate Bills and Joint Resolutions returned from the House of Representatives with amendments were taken up and acted upon as follows:

SENATE BILL NO. 137—
BY SENATOR QUINN

AN ACT

To amend and reenact R.S. 32:398.10(A)(introductory paragraph) and to enact R.S. 32:300.5, 300.6, and 398.10(A)(6), relative to driver distractions; to prohibit text messaging by any person while operating a motor vehicle; to prohibit the use of certain cellular telephones by certain drivers while operating a motor vehicle; to provide exceptions; to provide penalties for violation; to require law enforcement officers to record certain information at traffic stops; to require the compilation of statistical information on crashes involving the use of cellular telephones and other wireless telecommunications devices; and to provide for related matters.

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

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Transportation, Highways, and Public Works to Reengrossed Senate Bill No. 137 by Senator Quinn

AMENDMENT NO. 1
On page 1, at the beginning of line 15, after "A.(1)" delete "(a)"

AMENDMENT NO. 2
On page 2, at the end of line 1, after "communication." add the following: "For purposes of this Section, a person shall not be deemed to be writing, reading, or sending a text message if the person reads, selects, or enters a telephone number or name in a wireless telecommunications device for the purpose of making a telephone call."

AMENDMENT NO. 3
On page 2, at the beginning of line 2, change "(b)(i)" to "(2)(a)"

AMENDMENT NO. 4
On page 2, at the end of line 7, add the following: "It does not include citizens band radios, citizens band radio hybrids, commercial two-way radio communication devices, or electronic communication devices with a push-to-talk function."

AMENDMENT NO. 5
On page 2, at the beginning of line 8, change "(ii)" to "(b)"

AMENDMENT NO. 6
On page 2, delete lines 12 through 15 in their entirety

AMENDMENT NO. 7
On page 2, between lines 26 and 27, add the following: "(3) A physician or other health care provider using a wireless telecommunications device to communicate with a hospital, health clinic or the office of the physician, or to otherwise provide for the health care of an individual or medical emergency through a text-based communication."

AMENDMENT NO. 8
On page 3, between lines 6 and 7, add the following: "(4) Any violation of this Section shall constitute a moving violation. A law enforcement officer shall enforce the provisions of this Section only as a secondary action when the officer detains a driver for an alleged violation of another provision of this Chapter."

AMENDMENT NO. 9
On page 3, lines 7,11,12,13, 14, 25, and on page 4, line 11, change "cellular phones" to "Wireless telecommunications device"

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Erdey	Michot
Adley	Gautreaux B	Morrish
Alario	Gautreaux N	Mount
Broome	Gray	Nevers
Cassidy	Hebert	Quinn
Cheek	Jackson	Riser
Crowe	Kostelka	Shaw
Donahue	Long	Smith
Duplessis	Marionneaux	Thompson
Dupre	Martiny	Walsworth
Total - 30		

NAYS

Murray
Total - 1

ABSENT

Amedee	Heitmeier	Shepherd
Cravins	LaFleur	
Dorsey	McPherson	
Total - 7		

The Chair declared the amendments proposed by the House were concurred in. Senator Quinn moved to reconsider the vote by which the amendments were concurred in and laid the motion on the table.

SENATE BILL NO. 159—

BY SENATORS CRAVINS AND ERDEY
AN ACT

To enact R.S. 32:300.5 and 398.10(A)(6), relative to driver distractions; to prohibit the use of any wireless telecommunications device by certain persons while operating a motor vehicle; to provide exceptions; to provide penalties for violation; to require the compilation of statistical information on crashes involving the use of a wireless telecommunication device by any driver; and to provide for related matters.

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

SENATE BILL NO. 287—

BY SENATORS MOUNT, ALARIO, BROOME, CASSIDY, CHEEK, DONAHUE, ERDEY, N. GAUTREAU, GRAY, JACKSON, LAFLEUR, MICHOT, NEVERS, SMITH AND THOMPSON AND REPRESENTATIVES ARNOLD, BOBBY BADON, BARROW, BURFORD, HENRY BURNS, CARMODY, CORTEZ, DOERGE, DOWNS, ELLINGTON, ELBERT GUILLORY, GUINN, HARRISON, HAZEL, HENRY, HINES, HONEY, GIROD JACKSON, MICHAEL JACKSON, KATZ, LEGER, LIGI, LOPINTO, MCVEA, MILLS, NOWLIN, PEARSON, POPE, RICHARDSON, RICHMOND, RITCHIE, SIMON, JANE SMITH, PATRICIA SMITH, ST. GERMAIN, TALBOT, TRAHAN, WILLIAMS AND WILLMOTT
AN ACT

To amend and reenact Part L of Chapter 5 of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:1300.111 through 1300.114, relative to health care data reporting; to provide for Louisiana health care consumers right to know; to provide for the collection and publication of provider specific health care quality and outcome data; to provide for the membership of the Health Data Panel; and to provide for related matters.

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

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Health and Welfare to Re-Reengrossed Senate Bill No. 287 by Senator Mount

AMENDMENT NO. 1

On page 1, line 4, change "consumers" to "consumers' "

AMENDMENT NO. 2

On page 1, line 6, after "data" and before the semicolon ";" insert "by the Department of Health and Hospitals" and after "Panel;" insert "to provide for penalties;"

AMENDMENT NO. 3

On page 1, line 13, change "CONSUMERS" to "CONSUMERS' "

AMENDMENT NO. 4

On page 2, line 2, after "treatment" insert a comma " , "

AMENDMENT NO. 5

On page 2, line 4, after "quality" insert a comma " , "

AMENDMENT NO. 6

On page 2, line 5, after "providers" insert a comma " , "

AMENDMENT NO. 7

On page 2, line 10, after "Hospitals" insert a comma " , "

AMENDMENT NO. 8

On page 2, line 12, after "quality" insert a comma " , "

AMENDMENT NO. 9

On page 2, line 15, change "consumers" to "consumers' "

AMENDMENT NO. 10

On page 2, line 17, after "facilities" change "and" to a comma " , " and after "providers" insert a comma " , "

AMENDMENT NO. 11

On page 3, line 1, after "quality" insert a comma " , "

AMENDMENT NO. 12

On page 3, line 6, after "quality" insert a comma " , "

AMENDMENT NO. 13

On page 3, line 7, after "location" insert a comma " , "

AMENDMENT NO. 14

On page 3, at the end of line 10, insert a comma " , "

AMENDMENT NO. 15

On page 7, line 12, delete "La."

AMENDMENT NO. 16

On page 7, line 15, after "quality" insert a comma " , "

AMENDMENT NO. 17

On page 7, line 27, after "maintain" insert a comma " , "

AMENDMENT NO. 18

On page 8, line 2, between "All" and "providers" insert "health care"

AMENDMENT NO. 19

On page 8, line 25, after "certification" insert a comma " , "

AMENDMENT NO. 20

On page 8, at the beginning of line 26, after "plan" insert a comma " , "

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AMENDMENT NO. 21

On page 8, after line 27, insert the following: "Section 2. This Act shall become effective upon signature by the governor or, if not signed by the governor, upon expiration of the time for bills to become law without signature by the governor, as provided by Article III, Section 18 of the Constitution of Louisiana. If vetoed by the governor and subsequently approved by the legislature, this Act shall become effective on the day following such approval."

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Dupre Morrish
Adley Erdey Mount
Alario Gautreaux B Murray
Amedee Gray Nevers
Broome Hebert Quinn
Cassidy Jackson Riser
Cheek Long Shaw
Crowe Marionneaux Smith
Donahue Martiny Thompson
Duplessis Michot Walsworth
Total - 30

NAYS

Total - 0

ABSENT

Cravins Heitmeier McPherson
Dorsey Kostelka Shepherd
Gautreaux N LaFleur
Total - 8

The Chair declared the amendments proposed by the House were concurred in. Senator Mount moved to reconsider the vote by which the amendments were concurred in and laid the motion on the table.

SENATE BILL NO. 296—

BY SENATOR ADLEY

A JOINT RESOLUTION

Proposing to amend Article III, Section 2(B) of the Constitution of Louisiana, relative to calling extraordinary sessions of the legislature; to require that the proclamation calling the session be issued and made public so that at least five calendar days elapse after the day the proclamation is made public and prior to the day of the start of such session; 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 the following amendments:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on House and Governmental Affairs to Engrossed Senate Bill No. 296 by Senator Adley

AMENDMENT NO. 1

On page 1, line 3, after "of the legislature;" delete the remainder of the line and delete lines 4 and 5 and on line 6, delete "of such session;" and insert "to require the proclamation to be issued at least seven calendar days prior to the convening of the legislature in extraordinary session;"

AMENDMENT NO. 2

On page 2, delete lines 1 through 4 and insert the following: "petition shall be provided by law. At least five seven calendar days prior to convening the legislature in extraordinary session, the governor or the presiding officers, as the case may be, shall issue a proclamation stating the objects of the extraordinary"

AMENDMENT NO. 3

On page 2, delete lines 17 through 19 and on line 20, delete "starts." and insert the following: "To require a proclamation which calls the legislature into extraordinary session to be issued at least seven calendar days prior to the convening of the legislature in extraordinary session."

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Erdey Michot
Adley Gautreaux B Morrish
Alario Gautreaux N Mount
Amedee Gray Murray
Broome Hebert Nevers
Cassidy Heitmeier Quinn
Cheek Jackson Riser
Crowe Kostelka Shaw
Donahue Long Smith
Duplessis Marionneaux Thompson
Dupre Martiny Walsworth
Total - 33

NAYS

Total - 0

ABSENT

Cravins LaFleur Shepherd
Dorsey McPherson
Total - 5

The Chair declared the amendments proposed by the House were concurred in. Senator Adley moved to reconsider the vote by which the amendments were concurred in and laid the motion on the table.

House Concurrent Resolutions on Third Reading and Final Passage

The following House Bills and Joint Resolutions on Third Reading and Final Passage were taken up and acted upon as follows:

HOUSE CONCURRENT RESOLUTION NO. 159—

BY REPRESENTATIVE ANDERS

A CONCURRENT RESOLUTION

To suspend until June 30, 2009, the provisions of R.S. 3:551.33(B), relative to the assessment levied on grain sorghum grown within the state.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Erdey Michot
Adley Gautreaux B Morrish
Alario Gautreaux N Murray

Amedee	Gray	Nevers
Broome	Hebert	Quinn
Cassidy	Heitmeier	Riser
Cheek	Jackson	Shaw
Crowe	Kostelka	Smith
Donahue	Long	Thompson
Duplessis	Marionneaux	Walsworth
Dupre	Martiny	
Total - 32		

NAYS

Total - 0

ABSENT

Cravins	LaFleur	Mount
Dorsey	McPherson	Shepherd
Total - 6		

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

House Bills and Joint Resolutions on Third Reading and Final Passage

The following House Bills and Joint Resolutions on Third Reading and Final Passage were taken up and acted upon as follows:

HOUSE BILL NO. 89—
BY REPRESENTATIVES DOERGE AND MONTUCET AND SENATORS NEVERS AND SMITH

AN ACT

To amend and reenact R.S. 11:449(A) and (B), 450(B), 451.1(A), and 788(C)(introductory paragraph) and to enact R.S. 11:788(C)(4), relative to the Louisiana State Employees' Retirement System and the Teachers' Retirement System of Louisiana; to provide with respect to the Deferred Retirement Option Plan; to provide for interest on plan accounts; to provide for waiver of rights; to provide for rules; to provide limitations; to provide for an effective date; and to provide for related matters.

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

HOUSE BILL NO. 522—
BY REPRESENTATIVE ROBIDEAUX

AN ACT

To amend and reenact R.S. 11:1195.1(A) and to enact R.S. 11:1195.2, relative to the Louisiana School Employees' Retirement System; to provide with respect to the unfunded accrued liability; to provide for payment by certain employers in cases where certain positions are eliminated; to provide for an effective date; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Adley	Gautreaux B	Morrish
Alario	Gautreaux N	Murray
Amedee	Gray	Nevers
Broome	Hebert	Quinn
Cassidy	Heitmeier	Riser
Cheek	Jackson	Shaw
Crowe	Kostelka	Smith
Donahue	Long	Thompson
Duplessis	Marionneaux	Walsworth
Dupre	Martiny	
Erdey	Michot	
Total - 31		

NAYS

Total - 0

ABSENT

Mr. President	LaFleur	Shepherd
Cravins	McPherson	
Dorsey	Mount	
Total - 7		

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

HOUSE BILL NO. 710—
BY REPRESENTATIVE GREENE

AN ACT

To amend and reenact R.S. 11:2221(F)(2)(introductory paragraph) and to enact R.S. 11:2221(F)(2)(d), relative to the Municipal Police Employees' Retirement System; to provide for investment of deferred retirement option plan funds; to provide for eligibility; to provide plan participants an option for investments; to establish limitation of liability; to provide for an effective date; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Erdey	Michot
Adley	Gautreaux B	Morrish
Alario	Gautreaux N	Mount
Amedee	Gray	Murray
Broome	Hebert	Nevers
Cassidy	Heitmeier	Riser
Cheek	Jackson	Shaw
Cravins	Kostelka	Smith
Donahue	Long	Thompson
Duplessis	Marionneaux	Walsworth
Dupre	Martiny	
Total - 32		

NAYS

Total - 0

ABSENT

Crowe	LaFleur	Quinn
Dorsey	McPherson	Shepherd
Total - 6		

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

HOUSE BILL NO. 891—
BY REPRESENTATIVE FANNIN

AN ACT

To amend and reenact R.S. 39:1490(B)(5), 1522, and 1526(A), relative to state procurement of professional, personal, consulting, and social services; to provide relative to appeal and review procedures for such procurement; to authorize the office of contractual review to adopt certain rules and regulations; to clarify the meaning of the term "court"; to provide relative to judicial review of certain claims or controversies; and to provide for related matters.

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

HOUSE BILL NO. 926—
BY REPRESENTATIVE FANNIN AND SENATOR MICHOT

AN ACT

To enact Subpart P 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. 39:100.71, relative to state funds; to create the Community Water Enrichment Fund as a special fund in the state treasury and to provide for the deposit of monies into and use of such monies in the fund; to provide for the transfer and deposit of monies among state funds; and to provide for related matters.

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

HOUSE BILL NO. 996— BY REPRESENTATIVE ARMES AN ACT

To amend and reenact R.S. 11:1007(A)(1) and to repeal R.S. 11:1007(G), relative to reemployed school bus drivers in the Louisiana School Employees' Retirement System; to eliminate certain restrictions on the full-time reemployment of such persons; to repeal the sunset date relative to when employers may reemploy such bus drivers; and to provide for related matters.

The bill was read by title. Senator Smith 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, Erdey, Michot, Adley, Gautreaux B, Morrish, Alario, Gautreaux N, Mount, Amedee, Gray, Murray, Broome, Hebert, Nevers, Cassidy, Heitmeier, Quinn, Cheek, Jackson, Riser, Cravins, Kostelka, Shaw, Donahue, Long, Smith, Duplessis, Marionneaux, Thompson, Dupre, Martiny, Walsworth. Total - 33

NAYS

Total - 0

ABSENT

Table with 3 columns of names: Crowe, LaFleur, Shepherd, Dorsey, McPherson. Total - 5

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

HOUSE BILL NO. 1033— BY REPRESENTATIVE GEYMANN AN ACT

To enact R.S. 11:1644 and to repeal R.S. 11:1639 through 1643, relative to the District Attorneys' Retirement System; to create a back-deferred retirement option plan (Back-DROP) applicable to current and former DROP participants; to provide for eligibility, procedures for application, and calculation of benefits of such program; to provide for rescission of participation in the Deferred Retirement Option Plan; to provide for effective dates; and to provide for related matters.

The bill was read by title. Senator B. Gautreaux 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, Erdey, Michot, Adley, Gautreaux B, Morrish, Alario, Gautreaux N, Mount, Amedee, Gray, Murray, Broome, Hebert, Nevers, Cassidy, Heitmeier, Quinn, Cheek, Jackson, Riser, Cravins, Kostelka, Shaw, Donahue, Long, Smith, Duplessis, Marionneaux, Thompson, Dupre, Martiny, Walsworth. Total - 33

NAYS

Total - 0

ABSENT

Table with 3 columns of names: Crowe, LaFleur, Shepherd, Dorsey, McPherson. Total - 5

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

HOUSE BILL NO. 1109— 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.

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

HOUSE BILL NO. 1174— BY REPRESENTATIVES FANNIN AND TUCKER AND SENATORS MICHOT AND CHAISSON 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.

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

HOUSE BILL NO. 1287— 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 2007-2008; and to provide for related matters.

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

HOUSE BILL NO. 1288— BY REPRESENTATIVE FANNIN AN ACT

To provide with respect to the Revenue Sharing Fund and the allocation and distribution thereof for Fiscal Year 2008-2009; and to provide for related matters.

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

HOUSE BILL NO. 1294— BY REPRESENTATIVE TUCKER AN ACT

To appropriate funds for Fiscal Year 2008-2009 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; and otherwise to provide with respect to the appropriations and allocations herein made.

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

HOUSE BILL NO. 1308— BY REPRESENTATIVE ELLINGTON AN ACT

To amend and reenact R.S. 40:1730.23(A), relative to inspections of commercial and residential structures; to allow the office of state fire marshal to conduct plan reviews and inspections on commercial structures; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dupre	Martiny
Adley	Erdey	Michot
Alario	Gautreaux B	Morrish
Amedee	Gautreaux N	Murray
Broome	Gray	Nevers
Cassidy	Hebert	Riser
Cheek	Heitmeier	Shaw
Cravins	Jackson	Smith
Crowe	Kostelka	Thompson
Donahue	Long	
Duplessis	Marionneaux	
Total - 31		

NAYS

Total - 0

ABSENT

Dorsey	Mount	Walsworth
LaFleur	Quinn	
McPherson	Shepherd	
Total - 7		

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

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

The following House Bills and Joint Resolutions on Third Reading and Final Passage, subject to call, were taken up and acted upon as follows:

Called from the Calendar

Senator Marionneaux asked that House Bill No. 447 be called from the Calendar at this time for its final passage.

**HOUSE BILL NO. 447—
BY REPRESENTATIVE ST. GERMAIN
AN ACT**

To amend and reenact Children's Code Articles 1117, 1121(A), 1122(B)(4), (5), (10), and (11), and 1130(A) and to enact Children's Code Articles 1130(E) and 1131(H), relative to the surrender of parental rights; to provide for licensing by the Department of Social Services; to provide for the declarations in the act of surrender; to provide time limitations for private adoptions; to provide time limitations for agency adoptions; to provide for the filing of the act of surrender; and to provide for related matters.

Floor Amendments Sent Up

Senator Marionneaux sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Marionneaux to Reengrossed House Bill No. 447 by Representative St. Germain

AMENDMENT NO. 1

On page 1, delete lines 2 and 3, and insert the following:
"To amend and reenact Children's Code Articles 1117, 1121(A), 1122(B)(1), (4), (5), (9), (10), and (11), F(4), (5), and (6), G(4), (5), (6) and (10), and 1130(A) and (B), and to enact Children's Code Articles 1130(E), and 1131(H)."

AMENDMENT NO. 2

On page 1, delete lines 10 through 12, and insert the following:
"Section 1. Children's Code Articles 1117, 1121(A), 1122(B)(1), (4), (5), (9), (10), and (11), F(4), (5), and (6), G(4), (5), (6) and (10), and 1130 (A) and (B) are hereby amended and reenacted and

Children's Code Articles 1130(E), and 1131(H) are hereby enacted to read as follows:"

AMENDMENT NO. 3

On page 1, delete lines 13 through 19, and insert the following:
"Art. 1117. Domiciliary requirements; acceptance of surrender by agency on behalf of resident adoptive parent

~~If the surrendering parent has not been domiciled in this state for at least eight months, then the agency must be accepting a surrender on behalf of a prospective adoptive parent who has been domiciled in this state for at least eight months, or on behalf of a child who is in the custody of the Department of Social Services.~~

A. If a surrendering parent is not domiciled in this state, then the agency shall be domiciled in this state or be accepting the surrender of a child who is in the custody of the Department of Social Services."

AMENDMENT NO. 4

On page 2, after line 16, insert the following:

"(1) That the act is not being executed earlier than ~~the fifth (a) the third~~ day following the birth of the child if it is an agency adoption, or (b) the fifth day following the birth of a child if the adoption is a private adoption; or, when a father is surrendering earlier than the fifth day following the birth of the child, that (a) the adoption is an agency adoption, or (b) that the act is for private adoption and ~~the act is being executed earlier than the fifth day following the birth of the child.~~"

AMENDMENT NO. 5

On page 2, after line 25, insert the following:

"(9) That either a surrendering parent or a prospective adoptive parent ~~has been domiciled in this state for at least eight months, the agency accepting the surrender, or the adoptive parents are domiciled in this state, or that the child is in the custody of the Department of Social Services.~~"

AMENDMENT NO. 6

On page 3, after line 8, insert the following:

"F. The Act of Surrender for a surrendering mother shall contain the requirements in substantially the following form:

* * *

~~(4) The person, agency, or representative to whom this child is hereby surrendered is (NAME OF PERSON, AGENCY, OR REPRESENTATIVE), whose address is (ADDRESS), who hereby accepts this surrender from a surrendering parent who has been domiciled in this state for at least eight months. The (NAME OF PERSON, AGENCY, OR REPRESENTATIVE) declares that he has no knowledge of any question concerning the parent's capacity to execute a surrender that has not been resolved by the court pursuant to Article 1130.1.~~

OR

~~The person, agency, or representative to whom this child is hereby surrendered is (NAME OF PERSON, AGENCY, OR REPRESENTATIVE), whose address is (ADDRESS). Although the surrendering parent has not been domiciled in this state for the required period of time, (NAME OF PERSON, AGENCY, OR REPRESENTATIVE) hereby accepts this surrender on behalf of a prospective adoptive parent who has been domiciled in this state for at least eight months, or on behalf of a child who is in the custody of the Department of Social Services. The (NAME OF PERSON, AGENCY, OR REPRESENTATIVE) declares that he has no knowledge of any question concerning the parent's capacity to execute a surrender that has not been resolved by the court pursuant to Article 1130.1.~~

The agency to whom this child is hereby surrendered is (NAME OF PERSON, AGENCY OR REPRESENTATIVE), whose address is (ADDRESS), who hereby accepts this surrender is domiciled in this state. The (NAME OF AGENCY) declares that he has no knowledge of any question concerning the parent's capacity to execute a surrender that has not been resolved by the court pursuant to Article 1130.1.

OR

If the surrender is for private adoption, the Person or Representative to whom this child is hereby surrendered is (NAME OF PERSON OR REPRESENTATIVE), whose address is (ADDRESS), hereby accepts this surrender from a surrendering parent who is domiciled in this state or on behalf of adoptive parents domiciled in this state. (NAME OF PERSON OR REPRESENTATIVE) declares that he has no knowledge of any question concerning the parent's capacity to execute a surrender that has not been resolved by the court pursuant to Article 1130.1.

June 20, 2008

(5) The court in which this surrender is to be filed is (NAME OF JUVENILE COURT) located in (CITY AND PARISH OF COURT) and that said court has jurisdiction over the status of the child by virtue of either a surrendering parent, or a prospective adoptive parent, or a legal guardian being domiciled in this state for at least eight months, or that the child is in the custody of the Department of Social Services.

(6) Affiant declares that this Act of Surrender is not being executed earlier than the fifth third day following the birth of the child for agency adoptions or the fifth day following the birth of the child in a surrender for private adoption.

G. The Act of Surrender for a surrendering father shall contain the requirements in substantially the following form:

(4) The person, agency, or representative to whom this child is hereby surrendered is (NAME OF PERSON, AGENCY OR REPRESENTATIVE), whose address is (ADDRESS), who hereby accepts this surrender from a surrendering parent who has been domiciled in this state for at least eight months. The (NAME OF PERSON, AGENCY, OR REPRESENTATIVE) declares that he has no knowledge of any question concerning the parent's capacity to execute a surrender that has not been resolved by the court pursuant to Article 1130.1.

OR

The person, agency, or representative to whom this child is hereby surrendered is (NAME OF PERSON, AGENCY, OR REPRESENTATIVE), whose address is (ADDRESS). Although the surrendering parent has not been domiciled in this state for the required period of time, (NAME OF PERSON, AGENCY, OR REPRESENTATIVE) hereby accepts this surrender on behalf of a prospective adoptive parent who has been domiciled in this state for at least eight months, or on behalf of a child who is in the custody of the Department of Social Services. The (NAME OF PERSON, AGENCY, OR REPRESENTATIVE) declares that he has no knowledge of any question concerning the parent's capacity to execute a surrender that has not been resolved by the court pursuant to Article 1130.1.

The agency to whom this child is hereby surrendered is (NAME OF PERSON, AGENCY OR REPRESENTATIVE), whose address is (ADDRESS), who hereby accepts this surrender is domiciled in this state. The (NAME OF AGENCY) declares that he has no knowledge of any question concerning the parent's capacity to execute a surrender that has not been resolved by the court pursuant to Article 1130.1.

OR

If the surrender is for private adoption, the Person or Representative to whom this child is hereby surrendered is (NAME OF PERSON OR REPRESENTATIVE), whose address is (ADDRESS), hereby accepts this surrender from a surrendering parent who is domiciled in this state or on behalf of adoptive parents domiciled in this state. (NAME OF PERSON OR REPRESENTATIVE) declares that he has no knowledge of any question concerning the parent's capacity to execute a surrender that has not been resolved by the court pursuant to Article 1130.1.

(5) The court in which this surrender is to be filed is (NAME OF JUVENILE COURT) located in (CITY AND PARISH) and that said court has jurisdiction over the status of the child by virtue of either a surrendering parent, or a prospective adoptive parent, or a legal guardian being domiciled in this state for at least eight months, or that the child is in the custody of the Department of Social Services.

(6) Affiant declares that this Act of Surrender is/is not being executed earlier than the fifth third day following the birth of the child for agency adoptions, or the fifth day following the birth of the child in a surrender for private adoption.

(10) Affiant declares that he consents to an adoption, which consent is final and irrevocable on the fifth third day following the birth of this child/expected child for agency adoptions, and on the fifth day following the birth of this child/expected child less than five days old if this is a private adoption.

OR

Affiant declares that he consents to an adoption, which consent is final and irrevocable upon the execution of this surrender."

AMENDMENT NO. 7

On page 3, after line 11, insert the following:

"B. A father may execute an act of surrender prior to the birth of the child or at any time after the birth. However, any surrender

executed by a father for private adoption earlier than the fifth day following the birth of the child shall not be irrevocable until the fifth day following the birth of the child."

AMENDMENT NO. 8

On page 3, line 13, after "surrender" and before "for" insert "by a birth mother or father as defined in Children's Code Article 1193"

On motion of Senator Marionneaux, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Erdey	Michot
Adley	Gautreaux B	Morrish
Alario	Gray	Mount
Amedee	Hebert	Murray
Broome	Heitmeier	Nevers
Cassidy	Jackson	Quinn
Cheek	Kostelka	Riser
Cravins	Long	Shaw
Crowe	Marionneaux	Smith
Donahue	Martiny	Thompson
Duplessis	McPherson	Walsworth

Total - 33

NAYS

Total - 0

ABSENT

Dorsey	Gautreaux N	Shepherd
Dupre	LaFleur	
Total - 5		

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

Mr. President in the Chair

Called from the Calendar

Senator Kostelka asked that House Bill No. 905 be called from the Calendar at this time for its final passage.

HOUSE BILL NO. 905

BY REPRESENTATIVE TUCKER

AN ACT

To amend and reenact R.S. 33:9039.15(B), relative to community development districts; to provide for the appointment rather than the election of certain members of certain boards of commissioners of community development districts; and to provide for related matters.

Floor Amendments Sent Up

Senator Kostelka sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Kostelka to Reengrossed House Bill No. 905 by Representative Tucker

AMENDMENT NO. 1

Delete Senate Floor Amendment No. 2 proposed by Senator Shepherd and adopted by the Senate on June 10, 2008.

AMENDMENT NO. 2

On page 1, line 10, after "(1)" insert "(a)"

AMENDMENT NO. 3

On page 1, delete lines 12 through 17 and insert "whose term has expired shall be filled by a qualified elector of the district elected by the qualified electors of the district in accordance with Title 18 of the

Louisiana Revised Statutes of 1950 or, if there are no qualified electors of the district, a qualified elector of the parish or municipality that created the district.

(b) However, in districts consisting of a population of less than six hundred persons, the governing authority of the parish or municipality that created the district shall appoint the members of the board."

On motion of Senator Kostelka, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Erdey	Michot
Adley	Gautreaux B	Morrish
Alario	Gautreaux N	Mount
Amedee	Gray	Murray
Broome	Hebert	Quinn
Cassidy	Heitmeier	Riser
Cheek	Jackson	Shaw
Cravins	Kostelka	Smith
Crowe	Long	Thompson
Donahue	Marionneaux	Walsworth
Duplessis	McPherson	
Total - 32		

NAYS

Total - 0

ABSENT

Dorsey	LaFleur	Nevers
Dupre	Martiny	Shepherd
Total - 6		

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

Called from the Calendar

Senator Hebert asked that House Bill No. 1023 be called from the Calendar at this time for its final passage.

HOUSE BILL NO. 1023—
BY REPRESENTATIVES BARRAS, CHAMPAGNE, AND SAM JONES
AN ACT

To enact Subpart B-40 of Part IV of Chapter 1 of Title 33 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 33:130.761 through 130.771, relative to economic development; to create and provide with respect to the Iberia Economic Development Authority; to provide relative to the board of commissioners for the authority; to provide for the powers, duties, and functions of the authority; to authorize various financial activities by the board of commissioners, including the authority to levy taxes, incur debt, and issue bonds to accomplish the purposes of the authority; to exempt the authority from all state taxation; and to provide for related matters.

Floor Amendments Sent Up

Senator Hebert sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Hebert to Reengrossed House Bill No. 1023 by Representative Barras

AMENDMENT NO. 1

On page 1, line 3, between "130.771" and the comma "," add ", and Subpart B-41 of Part IV of Chapter 1 of Title 33 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 33:130.781"

AMENDMENT NO. 2

On page 1, line 9, between "taxation;" and "and" insert "to establish and provide for a parish convention center commission in certain parishes;"

AMENDMENT NO. 3

On page 11, between lines 27 and 28, insert the following:
"Section 2. Subpart B-41 of Part IV of Chapter 1 of Title 33 of the Louisiana Revised Statutes of 1950, comprised of R.S. 33:130.781, is hereby enacted to read as follows:

§130.781. Parish convention center commissions

A. There is hereby established a conference center commission in every parish with a population of no less than seventy thousand persons nor more than seventy-five thousand persons based on the latest federal decennial census. The commission shall study and develop the best possible plan and design for a future conference center.

B. The commission shall be composed of the following persons:

(1) One member nominated by the chief executive officer of the parish and confirmed by the parish governing authority.

(2) One member from each municipality within the parish, other than the municipality that is the parish seat, nominated by the mayor and confirmed by the municipal governing authority.

(3) One member nominated by the director of the parish tourist commission, however named, and confirmed by the parish tourist commission.

(4) One member nominated by a member of the legislative delegation representing the parish selected by the legislative delegation.

(5) One member nominated by the director of the parish economic development commission, however named, and confirmed by the parish economic development commission.

(6) Two members from the municipality that is the parish seat nominated by the mayor and confirmed by the municipal governing authority.

C. The names of the members shall be forwarded to the mayor of the municipality that is the parish seat who shall be responsible for calling the organizational meeting of the commission no later than October 1, 2008.

D. The commission shall elect a chairman from its membership who shall be a resident of the parish. In addition, the commission may elect other officers as deemed necessary.

E. The members shall receive no compensation for their service on the commission.

F. The parish and any municipality in the parish may provide assistance and support to the commission for the purpose of this Subpart."

AMENDMENT NO. 4

On page 11, line 28, change "Section 2. The provisions" to "Section 3. The provisions of Section 1"

AMENDMENT NO. 5

On page 11, after line 29, add the following:
"Section 4. If any provision or item of this Act, or the application thereof, is held invalid, such invalidity shall not affect other provisions, items, or applications of the Act which can be given effect without the invalid provision, item, or application."

On motion of Senator Hebert, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Gautreaux B	Morrish
Adley	Gautreaux N	Mount
Alario	Gray	Murray
Amedee	Hebert	Nevers
Broome	Heitmeier	Quinn
Cassidy	Jackson	Riser
Cheek	Kostelka	Shaw
Cravins	Long	Smith
Crowe	Marionneaux	Thompson
Donahue	Martiny	Walsworth

June 20, 2008

Duplessis
Erdey
Total - 34

McPherson
Michot

NAYS

Total - 0

ABSENT

Dorsey
Dupre
Total - 4

LaFleur
Shepherd

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

Called from the Calendar

Senator Cassidy asked that House Bill No. 23 be called from the Calendar at this time for its final passage.

HOUSE BILL NO. 23—
BY REPRESENTATIVES GREENE AND NORTON
AN ACT

To amend and reenact Code of Criminal Procedure Article 271(A)(1), relative to bail in extradition cases; to provide for the court's authority to admit a person arrested for extradition to another state; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President
Adley
Alario
Amedee
Broome
Cassidy
Cheek
Cravins
Crowe
Donahue
Duplessis
Total - 33

Erdey
Gautreaux B
Gautreaux N
Gray
Hebert
Heitmeier
Jackson
Kostelka
Long
Marionneaux
Martiny

Michot
Morrish
Mount
Murray
Nevers
Quinn
Riser
Shaw
Smith
Thompson
Walsworth

NAYS

Total - 0

ABSENT

Dorsey
Dupre
Total - 5

LaFleur
McPherson
Shepherd

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

Rules Suspended

Senator Adley asked for and obtained a suspension of the rules for the purpose of reverting to the order of

**House Concurrent Resolutions
on Second Reading
Reported by Committees, Subject to Call**

The following House Concurrent Resolutions reported by Committees, subject to call, were taken up and acted upon as follows:

Called from the Calendar

Senator Adley asked that House Concurrent Resolution No. 120 be called from the Calendar at this time.

HOUSE CONCURRENT RESOLUTION NO. 120—
BY REPRESENTATIVE HARDY
A CONCURRENT RESOLUTION

To urge and request the secretary of the Department of Public Safety and Corrections, the sheriff, or any operator of a private correctional facility to provide notification within one hour of discovery of the escape of a prisoner to the newspaper of general circulation in the area where the prisoner escaped and to the radio and television media servicing the area where the prisoner escaped for publication and broadcast.

Reported favorably by the Committee on Judiciary B.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President
Adley
Alario
Amedee
Broome
Cassidy
Cheek
Cravins
Crowe
Donahue
Duplessis
Erdey
Total - 34

Gautreaux B
Gautreaux N
Gray
Hebert
Heitmeier
Jackson
Kostelka
Long
Marionneaux
Martiny
McPherson
Michot

Morrish
Mount
Murray
Nevers
Quinn
Riser
Shaw
Smith
Thompson
Walsworth

NAYS

Total - 0

ABSENT

Dorsey
Dupre
Total - 4

LaFleur
Shepherd

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

Messages from the House

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

Message from the House

**PASSED SENATE BILLS AND
JOINT RESOLUTIONS**

June 20, 2008

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. 51—
BY SENATORS MCPHERSON, ERDEY, B. GAUTREAUX, LAFLEUR AND SHAW
AN ACT

To enact R.S. 32:292.1, relative to motor vehicles; to authorize the transportation and storage of lawfully possessed firearms in privately owned motor vehicles; to provide exceptions; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 388—
BY SENATOR DONAHUE

AN ACT

To enact R.S. 42:1111(A)(5), relative to ethics; to provide for compensation paid to public school teachers and administrators for assisting non-profit testing organizations in the administration of standardized tests for student evaluation or for college admissions; to provide that such compensation shall not violate the Code of Governmental Ethics regarding nonpublic payments to public employees; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 811— (Substitute of Senate Bill No. 621 by Senator Cravins)

BY SENATOR CRAVINS

AN ACT

To enact Chapter 13-J of Title 33 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 33:4720.151 and 4720.161, relative to local redevelopment, to create certain parish redevelopment authorities; to create the North Lafayette and Downtown Redevelopment Authority; to provide for the formation of a program or programs for the use of appropriate private and public resources to eliminate and prevent the development or spread of slum, blighted, and distressed areas; to allow the rehabilitation, clearance, and redevelopment of slum, blighted, and distressed areas; to provide for the expeditious conversion of blighted or underused property into habitable residential dwellings needed to address the influx of displaced persons due to the effects of hurricanes Katrina and Rita; to provide for the governing body of such authorities; to provide for the powers, duties, functions, and liabilities of redevelopment authorities; to authorize public bodies to furnish funds, series, facilities, and property in aid of redevelopment projects; to authorize the authorities to initiate expedited quiet title and foreclosure actions; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 16—
BY SENATOR CRAVINS

AN ACT

To amend and reenact R.S. 22:25.1(B) and (C), R.S. 32:862(B)(1) and to enact R.S. 32:898(C) and 899(C), relative to motor vehicle liability policies; to provide with respect to a database to determine compliance with the Motor Vehicle Safety Responsibility Law; to provide for the duration of maintaining the database; to provide with respect to proof of compliance to be sent to the commissioner of insurance; 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. 224**

The President of the Senate appointed the following members to confer with a like committee from the House for the purpose of considering the disagreement on Senate Bill No. 224: Senators Martiny, Broome and Shepherd.

**Appointment of Conference Committee
on Senate Bill No. 315**

The President of the Senate appointed the following members to confer with a like committee from the House for the purpose of considering the disagreement on Senate Bill No. 315: Senators Nevers, B. Gautreaux and Hebert.

**Appointment of Conference Committee
on Senate Bill No. 363**

The President of the Senate appointed the following members to confer with a like committee from the House for the purpose of considering the disagreement on Senate Bill No. 363: Senators Nevers, Chaisson and Kostelka.

**Appointment of Conference Committee
on House Bill No. 159**

The President of the Senate appointed on the Conference Committee on House Bill No. 159 the following members of the Senate: Senators B. Gautreaux, N. Gautreaux and Hebert.

**Appointment of Conference Committee
on House Bill No. 371**

The President of the Senate appointed on the Conference Committee on House Bill No. 371 the following members of the Senate: Senators Martiny, Kostelka and Chaisson.

**Appointment of Conference Committee
on House Bill No. 598**

The President of the Senate appointed on the Conference Committee on House Bill No. 598 the following members of the Senate: Senators Quinn, Martiny and Alario.

**Appointment of Conference Committee
on House Bill No. 1008**

The President of the Senate appointed on the Conference Committee on House Bill No. 1008 the following members of the Senate: Senators Kostelka, Quinn and Walsworth.

**Appointment of Conference Committee
on House Bill No. 1248**

The President of the Senate appointed on the Conference Committee on House Bill No. 1248 the following members of the Senate: Senators McPherson, Adley and Riser.

Messages from the Governor

The following messages from the Governor were received and read as follows:

**STATE OF LOUISIANA
State of the Governor**

June 20, 2008

Honorable Joel C. Chaisson II
Louisiana State Senate
P.O. Box 94183
Baton Rouge, LA 70804

Mr. President,

Please be advised that the following individuals have been commissioned as Notaries Public for the parishes indicated from April 28, 2008 to June 20, 2008.

In compliance with Revised Statute 35:1, I hereby present them for the advice and consent of the Senate.

Appreciatively,
BOBBY JINDAL
Governor

June 20, 2008

Acadia

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June 20, 2008

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Rules Suspended

Senator Mount asked for and obtained a suspension of the rules for the purpose of reverting to the Morning Hour.

Reports of Committees

The following reports of committees were received and read:

CONFERENCE COMMITTEE REPORT

Senate Bill No. 319 by Senator Cassidy

June 19, 2008

To the Honorable President and Members of the Senate and to the Honorable Speaker and Members of the House of Representatives:

We, the conferees appointed to confer over the disagreement between the two houses concerning Senate Bill No. 319 by Senator Cassidy recommend the following concerning the Reengrossed bill:

1. That House Floor Amendments Nos. 1 through 13 and 15 through 20 proposed by Representative Ponti and adopted by the House of Representatives on June 13, 2008 be accepted.

2. That House Floor Amendment No. 14 proposed by Representative Ponti and adopted by the House of Representatives on June 13, 2008 be rejected.

3. That the following amendments to the reengrossed bill be adopted:

AMENDMENT NO. 1

On page 2, line 15, after "levied" insert: "**including whether the fee will be levied on all parcels located within the district, or on only improved parcels**"

AMENDMENT NO. 2

On page 7, line 10 between "election," and "each" insert "**the local governing authority calling the election shall mail notification of the upcoming election to**"

AMENDMENT NO. 3

On page 10, delete lines 27 and 28, and insert: "**(2)(a) The fee shall be imposed on all parcels located within the district, or on only improved parcels, as is provided for in the ballot proposition approved by the voters pursuant to Chapter 6-E of Title 18 of the Louisiana Revised Statutes of 1950, R.S. 18:1300.31 et seq., as requested by a duly adopted resolution of the governing authority of the district.**"

Respectfully submitted,

Senators:
Bill Cassidy
Cheryl A. Gray
Edwin R. Murray

Representatives:
Erich E. Ponti
Jean-Paul J. Morrell
Stephen F. Carter

Rules Suspended

Senator Cassidy asked for and obtained a suspension of the rules for the purpose of considering the Conference Committee Report. On motion of Senator Cassidy, a vote was taken on the adoption of the report.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Erdey	Michot
Adley	Gautreaux B	Morrish
Alario	Gautreaux N	Mount
Amedee	Gray	Murray

Broome	Hebert	Nevers
Cassidy	Heitmeier	Riser
Cheek	Jackson	Shaw
Cravins	Kostelka	Smith
Crowe	Long	Thompson
Donahue	Marionneau	Walsworth
Dorsey	Martiny	
Duplessis	McPherson	

Total - 34

NAYS

Total - 0

ABSENT

Dupre	Quinn
LaFleur	Shepherd

Total - 4

The Chair declared the Conference Committee Report was adopted. Senator Cassidy moved to reconsider the vote by which the report was adopted and laid the motion on the table.

Recess

On motion of Senator Mount, the Senate took a recess until 1:30 o'clock P.M.

After Recess

The Senate was called to order at 1:50 o'clock P.M. by the President of the Senate.

ROLL CALL

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

PRESENT

Mr. President	Dorsey	Morrish
Adley	Duplessis	Mount
Alario	Gray	Murray
Amedee	Heitmeier	Nevers
Broome	Kostelka	Riser
Cassidy	Long	Shaw
Cravins	Marionneau	Smith
Crowe	Martiny	Thompson
Donahue	Michot	Walsworth

Total - 27

ABSENT

Cheek	Gautreaux N	McPherson
Dupre	Hebert	Quinn
Erdey	Jackson	Shepherd
Gautreaux B	LaFleur	

Total - 11

The President of the Senate announced there were 27 Senators present and a quorum.

Senate Business Resumed

Messages from the House

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

Message from the House

June 20, 2008

PASSED SENATE BILLS AND JOINT RESOLUTIONS

June 20, 2008

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. 615— BY SENATOR JACKSON

AN ACT

To amend and reenact R.S. 46:2604(A) through (D) and to enact R.S. 46:2604(G), relative to the Children's Cabinet; to provide with respect to the preparation and submission of the budget; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 812— (Substitute of Senate Bill No. 438 by Senator Jackson)

BY SENATOR JACKSON

AN ACT

To amend and reenact R.S. 46:2601(A)(1), 2603(A)(3) through (6), 2605(A) and (B)(3), (5), (28), and (39) and (E), and 2607, to enact R.S. 46:2602(B)(13), and to repeal R.S. 46:2602(D), (E), and (F), 2603(A)(7) through (13), 2605(B)(22), and 2605.1 through 2605.3, relative to the Children's Cabinet; to provide with respect to the powers and duties of the cabinet; to provide with respect to the advisory board; to extend the sunset date for the Cabinet; to repeal the Children's Cabinet Research Council and the Louisiana Juvenile Justice Planning and Coordinating Board; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 433— BY SENATOR MARIONNEAUX

AN ACT

To amend and reenact R.S. 9:3573.1, 3573.2(A), 3573.3(1), (7), (8), (9) and (10), 3573.4, 3573.6(A)(2), 3573.10(C), 3573.11(B) and (C), 3573.13(B) and (C), and 3573.16, and to repeal R.S. 9:3573.9 and 3573.17, relative to the Louisiana consumer credit law; to provide an exception to licensing requirements for certain attorneys; to provide certain terms, procedures, conditions, requirements, definitions, and exemptions; to provide for damages; to provide for orders, injunctions, publication, and availability of records to the general public; to provide for penalties; to provide for notification or service; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 405— BY SENATORS BROOME, DORSEY, DUPLESSIS, GRAY, JACKSON, LONG, MURRAY, NEVERS AND THOMPSON

AN ACT

To enact Chapter 20 of Title 6 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 6:1371 through 1375, to establish the Financial Literacy and Education Commission; to provide for purpose; to provide for membership; to provide for powers and duties; to provide for funding and effectiveness; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 447—

BY SENATORS CASSIDY, DONAHUE, DORSEY, LAFLEUR, LONG, AMEDEE, BROOME, CHAISSON, CHEEK, CROWE, DUPLESSIS, DUPRE, B. GAUTREAUX, JACKSON, MARTINY, MCPHERSON, MURRAY, NEVERS, RISER AND WALSWORTH

AN ACT

To enact R.S. 17:1990(F)(4), relative to the Recovery School District; to provide relative to cooperative agreements with city, parish, and other local public school boards regarding student enrollment; to provide relative to capacity; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 549—

BY SENATOR CASSIDY

AN ACT

To enact R.S. 17:273.1, relative to curricula; to require that certain "critical languages" be offered in public secondary schools by a specified date; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 809— (Substitute of Senate Bill No. 507 by Senator Mount)

BY SENATOR MOUNT

AN ACT

To enact R.S. 33:4547.1(E) and (F), all relative to performance-based energy efficiency contracts; to provide for contract provisions; to provide for contract evaluation requirements; to provide for the cost of evaluation; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 780—

BY SENATORS CROWE, ALARIO, BROOME, CASSIDY, DONAHUE, DORSEY, DUPLESSIS, DUPRE, ERDEY, B. GAUTREAUX, N. GAUTREAUX, HEBERT, LAFLEUR, LONG, MOUNT, MURRAY, NEVERS, QUINN, RISER, SHEPHERD, SMITH, THOMPSON, WALSWORTH AND SHAW

AN ACT

To enact Chapter 49 of Title 34 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 34:3491 through 3506, relative to the Louisiana International Deep Water Gulf Transfer Terminal Authority; to create the authority and provide for a board of commissioners to govern the authority; to provide for the authority's powers, duties, and responsibilities; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 499—

BY SENATORS CROWE, THOMPSON AND WALSWORTH

AN ACT

To amend and reenact R.S. 24:51(2), (3), (4), (5), (6), and (7), 52, and 56(F) and (G) and R.S. 49:72, 73, and 78.1 and to enact R.S. 24:51(8) and (9) and 56(G)(2) and R.S. 49:72(11) and 78.1(2), relative to lobbying; to clarify the definition of lobbyist; to provide exception to the requirement of certain individuals to register as lobbyists; to clarify the definition of lobbyist; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 718—

BY SENATOR MARTINY

AN ACT

To amend and reenact R.S. 42:1124.2(A), 1124.3(A), and 1124.4(A)(1), (C)(3), and (F), and to enact 42:1124.6, relative to financial disclosure; to require certain disclosures by appointed members of boards and commissions; to provide for penalties; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 23—
BY SENATOR CROWE

AN ACT

To amend and reenact R.S. 24:55(F)(1), relative to the Board of Ethics; to require the lobbyist expenditure report forms, which are provided by the board, to contain certain information; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 33—
BY SENATOR CHEEK

AN ACT

To amend and reenact R.S. 46:446.6(B)(3) and the introductory paragraph of R.S. 46:446.6(B)(4), and to enact R.S. 46:446.6(C), (D), and (E), relative to medical assistance payments; to provide for the period of time within which a health care provider must submit payment to the Department of Health and Hospitals; to provide for reimbursements of monies paid erroneously under the Louisiana Medical Assistance Program; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 196—
BY SENATOR HEBERT AND REPRESENTATIVE CHAMPAGNE

AN ACT

To enact R.S. 30:2159, relative to landfill sites; to provide for siting restrictions on certain landfills; to provide for certain terms, conditions and requirements; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 333—
BY SENATOR QUINN

AN ACT

To amend and reenact R.S. 18:503, relative to the Louisiana Election Code; to provide relative to withdrawal and disqualification of candidates; to provide for notice of withdrawal and disqualification; to require posting of notice of such withdrawal and disqualification; to provide for an effective date; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 430—
BY SENATOR HEBERT

AN ACT

To amend and reenact R.S. 30:2363 and 2373(B)(4) and (5), and to enact R.S. 30:2373(B)(6) and (7), relative to the "Right-to-Know" Law; to provide for definitions; to provide for reporting requirements; to provide for penalties; to provide for certain exceptions; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 451—
BY SENATOR MCPHERSON

AN ACT

To amend and reenact R.S. 48:231(A) and (B)(1), relative to the state highway system; to provide relative to public hearings in each highway district; to require the Department of Transportation and Development, in lieu of the Joint Highway Priority Construction Committee, to hold public hearings in each highway district; to provide for ex officio membership of the Joint Highway Priority Construction Committee; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 717—
BY SENATOR MARTINY

AN ACT

To amend and reenact R.S. 15:535(C) and Children's Code Article 908.1, relative to the sexual offender law; to provide for blood and saliva testing under certain circumstances; to provide for

certain criteria; to provide for follow-up tests under certain circumstances; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 280—
BY SENATOR CROWE

AN ACT

To enact Subpart A-2 of Part X of Chapter 26 of Title 17 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 17:3397.7, relative to stimulus to economic and educational development; to create the UNO Slidell Technology Park Fund as a special fund in the state treasury; to provide for the deposit of certain monies into the fund; to provide for the uses of the monies in the fund; to provide for an effective date; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 398—
BY SENATOR MARIONNEAUX

AN ACT

To amend and reenact R.S. 27:391(A) and to enact R.S. 27:391(D) and 392(B)(3)(e), relative to proceeds derived from slot machine gaming conducted at eligible live horse racing facilities; to provide for the distribution of proceeds derived from the taxes levied by the local governing authority of Iberville Parish on taxable net slot machine proceeds operated in Iberville Parish; to create the Iberville Parish Excellence Fund and require certain deposits to the fund; to provide for the operation of the fund; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 790—
BY SENATOR CROWE

AN ACT

To amend and reenact R.S. 39:2004, relative to the Louisiana Initiative for Small Entrepreneurships (Hudson Initiative); to provide for small entrepreneurship procurements; to provide for goals and objectives; to provide for an effective date; and to provide for related matters.

Reported without amendments.

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

Rules Suspended

Senator Donahue asked for and obtained a suspension of the rules for the purpose of taking up at this time.

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

Senator Donahue asked for and obtained a suspension of the rules to take up at this time the following Senate Bills and Joint Resolutions just returned from the House of Representatives with amendments.

SENATE BILL NO. 437—
BY SENATOR WALSWORTH

AN ACT

To amend and reenact R.S. 39:126, relative to capital outlay projects; to provide for certain change orders to be approved by the Joint Legislative Committee on the Budget; and to provide for related matters.

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

June 20, 2008

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Fannin to Engrossed Senate Bill No. 437 by Senator Walsworth

AMENDMENT NO. 1

On page 1, at the end of line 12, add the following: "Any change order in excess of fifty thousand dollars but less than one hundred thousand dollars shall be submitted to the Joint Legislative Committee on the Budget for review but shall not require committee approval."

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Duplessis Morrish
Adley Erdey Mount
Alario Gautreaux B Murray
Amedee Gray Quinn
Broome Hebert Riser
Cassidy Heitmeier Shaw
Cheek Jackson Smith
Cravins Kostelka Thompson
Crowe Long Walsworth
Donahue Marionneaux
Dorsey Michot
Total - 31

NAYS

Total - 0

ABSENT

Dupre Martiny Shepherd
Gautreaux N McPherson
LaFleur Nevers
Total - 7

The Chair declared the amendments proposed by the House were concurred in. Senator Walsworth moved to reconsider the vote by which the amendments were concurred in and laid the motion on the table.

Senator Broome in the Chair

SENATE BILL NO. 573— BY SENATOR MICHOT

AN ACT

To amend and reenact R.S. 39:1490(B)(5), 1522, and 1526(A), relative to procurement; to provide for appeals under the Professional, Personal, Consulting, and Social Services Procedure Code; to clarify that an appeal to the First Circuit Court of Appeal or the Louisiana Supreme Court is authorized by law under the code; 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 the following amendments:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Appropriations to Engrossed Senate Bill No. 573 by Senator Michot

AMENDMENT NO. 1

On page 2, line 10, after "review by the" delete the remainder of the line and at the beginning of line 11, delete "Court" and insert "Court of Appeal, First Circuit or the Supreme Court of Louisiana, as otherwise permitted in civil cases by law and the state constitution"

AMENDMENT NO. 2

On page 2, between lines 16 and 17, insert the following: "Section 2. This Act shall not apply to any claim or controversy arising out of any contract or agreement executed prior to August 1, 2008."

AMENDMENT NO. 3

On page 2, at the beginning of line 17, change "Section 2." to "Section 3."

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Erdey Morrish
Adley Gautreaux B Mount
Alario Gray Murray
Amedee Hebert Nevers
Broome Heitmeier Quinn
Cassidy Jackson Riser
Cheek Kostelka Shaw
Cravins Long Smith
Crowe Marionneaux Thompson
Donahue Martiny Walsworth
Duplessis Michot
Total - 32

NAYS

Total - 0

ABSENT

Dorsey Gautreaux N McPherson
Dupre LaFleur Shepherd
Total - 6

The Chair declared the amendments proposed by the House were concurred in. Senator Michot moved to reconsider the vote by which the amendments were concurred in and laid the motion on the table.

SENATE BILL NO. 601— BY SENATOR MICHOT

AN ACT

To enact Subpart P 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. 39:100.71 through 100.77, relative to special treasury funds; to create the Post Employment Benefits Trust Fund as a special permanent trust in the state treasury; to establish sources of funding for the trust; to provide for the deposit, investment, and use of monies in the fund; to establish the Board of Trustees of the Post Employment Benefits Trust Fund; to provide for the composition and powers, duties, and functions of the board; to provide for reports; and to provide for related matters.

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

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Appropriations to Engrossed Senate Bill No. 601 by Senator Michot

AMENDMENT NO. 1

On page 2, at the beginning of line 24, delete "retired employees and their dependents" and insert "employees retired from agencies, departments, boards, and commissions of the state and the dependents of such retired employees"

AMENDMENT NO. 2

On page 4, line 13, after "for" delete "**retired employees and their dependents**" and insert "**employees retired from agencies, departments, boards, and commissions of the state and the dependents of such retired employees**"

AMENDMENT NO. 3

On page 4, at the end of line 22, after "**R.S. 49:327**" and before the period "." insert "**and, to the extent authorized by the constitution of Louisiana, by R.S. 39:98.2**"

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Erdey	Morrish
Adley	Gautreaux B	Mount
Alario	Gray	Murray
Amedee	Hebert	Nevers
Broome	Heitmeier	Quinn
Cassidy	Jackson	Riser
Cheek	Kostelka	Shaw
Cravins	Long	Smith
Crowe	Marionneaux	Thompson
Donahue	Martiny	Walsworth
Dorsey	McPherson	
Duplessis	Michot	
Total - 34		

NAYS

Total - 0

ABSENT

Dupre	LaFleur
Gautreaux N	Shepherd
Total - 4	

The Chair declared the amendments proposed by the House were concurred in. Senator Michot moved to reconsider the vote by which the amendments were concurred in and laid the motion on the table.

SENATE BILL NO. 644—

BY SENATORS ADLEY, ALARIO, BROOME, CASSIDY, CHEEK, CRAVINS, CROWE, DONAHUE, DORSEY, DUPLESSIS, DUPRE, ERDEY, B. GAUTREAU, N. GAUTREAU, GRAY, HEBERT, HEITMEIER, JACKSON, KOSTELKA, LAFLEUR, LONG, MARIONNEAU, MARTINY, MCPHERSON, MICHOT, MORRISH, MOUNT, MURRAY, NEVERS, RISER, SCALISE, SHEPHERD, SMITH AND WALSWORTH

AN ACT

To enact R.S.36:784(A)(8), relative to veterans' affairs; to provide for a Louisiana Veterans' Honor Medal Program; to provide that the secretary of veterans affairs shall manage the program; to provide for an advisory committee to assist the secretary of veterans affairs in operating the program; to provide for eligibility of awards; and to provide for related matters.

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

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed Senate Bill No. 644 by Senator Adley

AMENDMENT NO. 1

On page 2, line 7, following "**Subparagraph**" and before "**and**" change "**(8)(a)**" to "**(a) of this Paragraph**"

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Erdey	Morrish
Adley	Gautreaux B	Mount
Alario	Gray	Murray
Amedee	Hebert	Nevers
Broome	Heitmeier	Quinn
Cheek	Kostelka	Riser
Cravins	Long	Shaw
Crowe	Marionneaux	Smith
Donahue	Martiny	Thompson
Dorsey	McPherson	Walsworth
Duplessis	Michot	
Total - 32		

NAYS

Total - 0

ABSENT

Cassidy	Gautreaux N	LaFleur
Dupre	Jackson	Shepherd
Total - 6		

The Chair declared the amendments proposed by the House were concurred in. Senator Adley moved to reconsider the vote by which the amendments were concurred in and laid the motion on the table.

Messages from the Governor

The following messages from the Governor were received and read as follows:

**STATE OF LOUISIANA
Office of the Governor**

June 20, 2008

The Honorable President and Members of the Senate Ladies and Gentlemen:

I have appointed the following persons on the attached list to the offices indicated.

In compliance with Article IV, Section 5(H)(3) of the Louisiana Constitution of 1974, I do hereby present these names for your review.

Sincerely,
BOBBY JINDAL
Governor

Community and Technical Colleges

Brett J. Mellington

Developmental Disabilities Council

Sandra P. Beach	Lynn P. Cannon
Simone H. Chretien	Melissa A Fayard
Rocky J. Fusilier	Laura L. Head
Kathy H. Kliebert	Kay Marcel
Heather A. Mobley	Nanette M. Oliver
Lois A. Simpson	Rosalind H. Starks
Philip G. Wilson	

John Kelly Grand Bayou Reservoir District

Jimmy D. Hardy	Claude E. Veatch
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June 20, 2008

Naval War Memorial Commission

Thomas F. Boggs Janet S. Broussard
W. Bruce King James A. McCurry
David C. Soulier

Public Safety & Corrections, State Department of
John LeBlanc

Sparta Groundwater

Hebert L. Byars Hugh M. Calhoun
Edward W. Dayton Willie G. Doherty
Dan J. Morgan Jackie R. Perritt
Leslie C. Thompson

Rehabilitation Council

James R. Owens, Jr. Robert J. Wilson

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

Senator Donahue asked for and obtained a suspension of the
rules to take up at this time the following Senate Bills and Joint
Resolutions just returned from the House of Representatives with
amendments.

SENATE BILL NO. 308—
BY SENATOR DONAHUE

AN ACT

To amend and reenact Code of Civil Procedure Article 1425(C) and
to enact Code of Civil Procedure Article 1425(F), relative to
discovery and experts; to extend the deadline for filing expert
witness disclosures; to provide for a pre-trial hearing regarding
the qualifications and admissibility of testimony of an expert
witness; to provide procedures for conducting the hearing and
appealing the decision of the judge; and to provide for related
matters.

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

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Civil Law and
Procedure to Reengrossed Senate Bill No. 308 by Senator Donahue

AMENDMENT NO. 1

On page 1, line 3, delete "to extend the deadline" and at the
beginning of line 4, delete "for filing expert witness disclosures;"

AMENDMENT NO. 2

On page 1, line 16, change "one hundred twenty" to "ninety"

AMENDMENT NO. 3

On page 2, line 2, after "B" and before the comma "," insert "of this
Article"

AMENDMENT NO. 4

On page 2, delete line 13 in its entirety and insert "shall consider the
qualifications and"

AMENDMENT NO. 5

On page 2, line 14, after "Articles" and before "702" insert "104(A)
and"

AMENDMENT NO. 6

On page 2, at the beginning of line 15, change "though" to
"through"

AMENDMENT NO. 7

On page 2, and at the end of line 15, after the period "." insert "For
good cause shown, the court may allow live testimony at the
contradictory hearing."

AMENDMENT NO. 8

On page 2, line 17, after "fact" insert a comma "," and insert
"conclusions of law,"

AMENDMENT NO. 9

On page 2, line 19, after "fact" insert a comma "," and insert
"conclusions of law,"

AMENDMENT NO. 10

On page 2, line 21, after "facts" insert a comma "," and insert
"conclusions of law,"

AMENDMENT NO. 11

On page 2, line 22, after "facts" insert a comma "," and insert
"conclusions of law,"

AMENDMENT NO. 12

On page 2, line 24, delete "in order"

AMENDMENT NO. 13

On page 2, delete line 26, and inset "(b) The evidence presented at
the hearing"

AMENDMENT NO. 14

On page 2, at the beginning of line 27, delete "order"

AMENDMENT NO. 15

On page 3, line 5, after "Evidence" insert a period "." and delete the
remainder of the line

AMENDMENT NO. 16

On page 3, line 6, after "to" and before "the" insert "a hearing held
in accordance with"

AMENDMENT NO. 17

On page 3, line 8, change "set forth in Paragraphs" to "in
Subparagraphs"

AMENDMENT NO. 18

On page 3, line 9, after "(3)" and before the comma "," insert "of this
Paragraph"

AMENDMENT NO. 19

On page 3, line 12, after "fact" insert a comma "," and insert
"conclusions of law,"

AMENDMENT NO. 20

On page 3, delete line 13 in its entirety and insert "Subparagraph
(4) of this Paragraph."

AMENDMENT NO. 21

On page 3, line 14, change "Subsection" to "Paragraph"

AMENDMENT NO. 22

On page 3, line 16, after "marriage" change "or" to a comma "," and
after "partition," insert "or to a succession,"

AMENDMENT NO. 23

On page 3, delete lines 18 through 20 in their entirety and insert the
following:

"(8) All or a portion of the court costs, including reasonable
expert witness fees and costs, incurred when a motion is filed in
accordance with this Paragraph may, in the discretion of the
court, be assessed to the non-prevailing party as taxable costs at
the conclusion of the hearing on the motion."

AMENDMENT NO. 24

On page 3, line 21, after "trial" and before "prior" insert "or any
action wherein expert disclosures have been made in accordance with
Code of Civil Procedure Article 1425"

AMENDMENT NO. 25

On page 3, line 23, after "effective" insert "January 1, 2009." and delete the remainder of the line and delete lines 24 through 27 in their entirety

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Tim Burns to Reengrossed Senate Bill No. 308 by Senator Donahue

AMENDMENT NO. 1

In House Committee Amendment No. 22 proposed by the House Committee on Civil Law and Procedure and adopted by the House of Representatives on June 11, 2008, on page 2, line 20, after "to" and before "a" insert "**an administration of**"

AMENDMENT NO. 2

Delete House Committee Amendment No. 24 proposed by the House Committee on Civil Law and Procedure and adopted by the House of Representatives on June 11, 2008.

AMENDMENT NO. 3

On page 3, delete lines 21 and 22 in their entirety and insert the following:

"Section 2. The provisions of this Act shall not apply to any action filed for the recovery of any covered losses, in accordance with a homeowners insurance policy or business owners insurance policy, which occurred as a result of hurricanes Katrina or Rita."

AMENDMENT NO. 4

In House Committee Amendment No. 25 proposed by the House Committee on Civil Law and Procedure and adopted by the House of Representatives on June 11, 2008, on page 2, line 31, change "January 1, 2009." to "January 1, 2009; however if an action has been set for trial between January 1, 2009, and April 1, 2009, the provisions of this Act shall become effective as to those actions on April 1, 2009."

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Erdey	Morrish
Adley	Gautreaux B	Mount
Alario	Gray	Murray
Amedee	Hebert	Quinn
Broome	Heitmeier	Riser
Cheek	Jackson	Shaw
Cravins	Kostelka	Smith
Crowe	Long	Thompson
Donahue	Marionneaux	Walsworth
Dorsey	McPherson	
Duplessis	Michot	
Total - 31		

NAYS

Total - 0

ABSENT

Cassidy	LaFleur	Shepherd
Dupre	Martiny	
Gautreaux N	Nevers	
Total - 7		

The Chair declared the amendments proposed by the House were concurred in. Senator Donahue moved to reconsider the vote by which the amendments were concurred in and laid the motion on the table.

SENATE BILL NO. 652—
BY SENATOR MICHOT

AN ACT

To amend and reenact R.S. 40:1299.41(E)(1), 1299.42(A)(3), (B)(2) and (3)(a), 1299.44(A)(4) and 1299.47(A)(1)(e), and to enact R.S. 40:1299.41(A)(22) and 1299.44(D)(2)(b)(xiv) and (xv) and (E), relative to medical malpractice; to provide certain definitions; to provide certain terms, conditions, and procedures; to allow the Patient's Compensation Fund Oversight Board to intervene in lawsuits under certain circumstances; to provide for the admissibility of certain documents relative to stipulations exceeding one hundred thousand dollars; to provide for the board to receive a copy of the complaint filed in court by a person having a claim subject to the Medical Malpractice Act and notice of the trial date; 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 the following amendments:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Civil Law and Procedure to Reengrossed Senate Bill No. 652 by Senator Michot

AMENDMENT NO. 1

On page 1, line 2, change "1299.42(A)(3), (B)(2) and (3)(a)" to "1299.42(A)(3) and (B)(2)"

AMENDMENT NO. 2

On page 1, line 13, change "1299.42(A)(3), (B)(2) and (3)(a)" to "1299.42(A)(3) and (B)(2)"

AMENDMENT NO. 3

On page 2, line 29, after "interest" delete the remainder of the line and on page 3, delete lines 1 through 14 in their entirety and insert the following: "thereon accruing after April 1, 1991, **and costs specifically provided for by this Paragraph** for all malpractice claims because of injuries to or death of any one patient. **The sole cost for which a health care provider qualified under this Part may be assessed by a trial court shall be limited to the cost incurred prior to the rendering of a final judgment against the health care provider, not as a nominal defendant, after a trial on a malpractice claim, including but not limited to, costs assessed pursuant to Code of Civil Procedure Article 970 in any instance where the board was not the offeror or offeree of the proposed settlement amount. The health care provider shall not be assessed costs in any action in which the fund intervenes or the health care provider is a nominal defendant after there has been a settlement between the health care provider and the claimant.**"

AMENDMENT NO. 4

On page 4, line 4, after "**believes**" and before the colon ":" insert "**either of the following**"

AMENDMENT NO. 5

On page 4, at the beginning of line 5, change "(a)" to "(aa)" and at the end of line 5, delete the comma "," and delete "**or**" and insert a period "."

AMENDMENT NO. 6

On page 4, at the beginning of line 5, change "**(b)**" to "**(bb)**"

AMENDMENT NO. 7

On page 4, line 14, after "**which**" and before the colon ":" insert "**either of the following occurs**"

AMENDMENT NO. 8

On page 4, at the beginning of line 15, change "(a)" to "(aa)"

AMENDMENT NO. 9

On page 4, at the end of line 16, delete the semicolon ";" and delete "**or**" and insert a period "."

AMENDMENT NO. 10

On page 4, at the beginning of line 17, change "(b)" to "(bb)"

AMENDMENT NO. 11

On page 5, line 2, after "A.(1)" delete the remainder of the line

AMENDMENT NO. 12

On page 5, at the end of line 19, delete "and (B)(3)"

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed Senate Bill No. 652 by Senator Michot

AMENDMENT NO. 1

In House Committee Amendment No. 6 proposed by the House Committee on Civil Law and Procedure to Reengrossed Senate Bill No. 652 by Senator Michot, on line 27, change "line 5" to "line 6"

Senator Michot 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: Mr. President, Erdey, Michot, Adley, Gautreaux B, Morrish, Alario, Gray, Mount, Amedee, Hebert, Murray, Broome, Heitmeier, Nevers, Cheek, Jackson, Quinn, Cravins, Kostelka, Riser, Crowe, Long, Shaw, Donahue, Marionneaux, Smith, Dorsey, Martiny, Thompson, Duplessis, McPherson, Walsworth

Total - 33

NAYS

Total - 0

ABSENT

Table with 3 columns: Cassidy, Gautreaux N, Shepherd, Dupre, LaFleur

Total - 5

The Chair declared the amendments proposed by the House were concurred in. Senator Michot moved to reconsider the vote by which the amendments were concurred in and laid the motion on the table.

SENATE BILL NO. 678—

BY SENATOR ADLEY

AN ACT

To enact Subpart P of Part II-A of Subtitle I of Title 39 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 39:100.71, relative to the FEMA Mobile Home Reimbursement Fund; to provide for the deposit and credit of certain money to the fund; to require appropriations for refunding certain tax, penalty, and interest paid on certain mobile or manufactured homes; and to provide for related matters.

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

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Appropriations to Reengrossed Senate Bill No. 678 by Senator Adley

AMENDMENT NO. 1

On page 2, line 19, change "secretary of the Department of Revenue" to "commissioner of the office of motor vehicles"

Senator Adley 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: Mr. President, Erdey, Michot, Adley, Gautreaux B, Morrish, Alario, Gray, Mount, Amedee, Hebert, Murray, Broome, Heitmeier, Nevers, Cheek, Jackson, Quinn, Cravins, Kostelka, Riser, Crowe, Long, Shaw, Donahue, Marionneaux, Smith, Dorsey, Martiny, Thompson, Duplessis, McPherson, Walsworth

Total - 33

NAYS

Total - 0

ABSENT

Table with 3 columns: Cassidy, Gautreaux N, Shepherd, Dupre, LaFleur

Total - 5

The Chair declared the amendments proposed by the House were concurred in. Senator Adley moved to reconsider the vote by which the amendments were concurred in and laid the motion on the table.

SENATE BILL NO. 771—

BY SENATOR HEBERT

AN ACT

To enact R.S. 32:297.1, relative to motor vehicles; to authorize certain Kie series mini-trucks to operate on the streets and highways, except interstate highways; and to provide for related matters.

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

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Transportation, Highways, and Public Works to Reengrossed Senate Bill No. 771 by Senator Hebert

AMENDMENT NO. 1

On page 1, line 2, delete "Kie series"

AMENDMENT NO. 2

On page 1, line 7, delete "Low rider vehicles" and insert in lieu thereof "Mini-trucks"

AMENDMENT NO. 3

On page 1, line 8, delete "Notwithstanding any law to the contrary, it" and insert in lieu thereof "It"

AMENDMENT NO. 4

On page 1, line 9, delete ""Kie series""

AMENDMENT NO. 5

On page 1, line 11, after "state" delete the period "." and insert in lieu thereof: ", if such vehicle meets all applicable federal and state safety and emissions standards and has a rollover bar."

Furthermore, all mini-trucks operating on the streets and highways in this state shall bear a valid safety inspection certificate issued by the state of Louisiana."

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Mills to Reengrossed Senate Bill No. 771 by Senator Hebert

AMENDMENT NO. 1

Delete Amendment No. 2 as adopted by the House Committee on Transportation, Highways and Public Works on June 9, 2008, and adopted by the House of Representatives on June 11, 2008.

AMENDMENT NO. 2

On page 1, line 3, delete "trucks" and insert in lieu thereof "vehicles"

AMENDMENT NO. 3

On page 1, line 9, delete "trucks" and insert in lieu thereof "vehicles"

AMENDMENT NO. 4

Delete Amendment No. 5 as adopted by the House Committee on Transportation, Highways and Public Works on June 9, 2008, and adopted by the House of Representatives on June 11, 2008, in its entirety.

AMENDMENT NO. 5

On page 1, line 11, after "state" delete the period "." and insert in lieu thereof: "if such vehicle meets all applicable federal and state safety and emissions standards. Furthermore, all mini-vehicles operating on the streets and highways in this state shall bear a valid safety inspection certificate issued by the state of Louisiana."

AMENDMENT NO. 6

On page 1, after line 11, insert the following:

"Section 2. Should any part or all of this Act result in a loss of federal highway funds, this Act shall become null and void."

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Gautreaux B	Morrish
Adley	Gautreaux N	Mount
Alario	Gray	Murray
Amedee	Hebert	Nevers
Broome	Heitmeier	Quinn
Cheek	Jackson	Riser
Cravins	Kostelka	Shaw
Crowe	Long	Smith
Donahue	Marionneaux	Thompson
Dorsey	Martiny	Walsworth
Duplessis	McPherson	
Erdey	Michot	
Total - 34		

NAYS

Total - 0

ABSENT

Cassidy	LaFleur
Dupre	Shepherd
Total - 4	

The Chair declared the amendments proposed by the House were concurred in. Senator Hebert moved to reconsider the vote by which the amendments were concurred in and laid the motion on the table.

Rules Suspended

Senator Cravins asked for and obtained a suspension of the rules for the purpose of taking up at this time.

Senate Bills and Joint Resolutions Returned from the House of Representatives with Amendments, Subject to Call

The following Senate Bills and Joint Resolutions returned from the House of Representatives with amendments, subject to call, were taken up and acted upon as follows:

Called from the Calendar

Senator Cravins asked that Senate Bill No. 159 be called from the Calendar at this time.

SENATE BILL NO. 159—

BY SENATORS CRAVINS AND ERDEY
AN ACT

To enact R.S. 32:300.5 and 398.10(A)(6), relative to driver distractions; to prohibit the use of any wireless telecommunications device by certain persons while operating a motor vehicle; to provide exceptions; to provide penalties for violation; to require the compilation of statistical information on crashes involving the use of a wireless telecommunication device by any driver; and to provide for related matters.

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

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Transportation, Highways, and Public Works to Reengrossed Senate Bill No. 159 by Senator Cravins

AMENDMENT NO. 1

On page 1, line 3, before "wireless" change "any" to "certain" and after "telecommunication" change "device" to "devices"

AMENDMENT NO. 2

On page 1, line 9, before "wireless" insert "certain"

AMENDMENT NO. 3

On page 2, at the end of line 2, add the following:

"It does not include citizens band radios, citizens band radio hybrids, commercial two-way radio communication devices, or electronic communication devices with a push-to-talk function."

AMENDMENT NO. 4

On page 2, line 11, after "communication" and before the period "." insert "unless the device is used hands-free, provided that its placement does not interfere with the operation of federally required safety equipment" and at the end of line 11 add the following: "It does not include citizens band radios, citizens band radio hybrids, commercial two-way radio communication devices, or electronic communication devices with a push-to-talk function."

AMENDMENT NO. 5

On page 2, line 22, after "officer" delete the remainder of the line and insert "shall enforce the provisions of this Section as a secondary action"

AMENDMENT NO. 6

On page 2, line 25, change "one hundred seventy-five dollars" to "one hundred dollars"

June 20, 2008

AMENDMENT NO. 7

On page 2, line 27, change "five hundred dollars" to "two hundred fifty dollars"

AMENDMENT NO. 8

On page 3, delete lines 8 through 10 in their entirety

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed Senate Bill No. 159 by Senator Cravins

AMENDMENT NO. 1

On page 1, line 6, following "(8)" and before "hereby" insert "are"

Senator Cravins 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: Name, Yeas, Nays. Lists names like Mr. President, Adley, Alario, Amedee, Broome, Cheek, Cravins, Crowe, Donahue, Dorsey, Duplessis, Erdey and their corresponding counts.

NAYS

Total - 0

ABSENT

Table with 2 columns: Name, Absent. Lists Cassidy, Dupre and their counts.

The Chair declared the amendments proposed by the House were concurred in. Senator Cravins moved to reconsider the vote by which the amendments were concurred in and laid the motion on the table.

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

Senator Donahue asked for and obtained a suspension of the rules to take up at this time the following Senate Bills and Joint Resolutions just returned from the House of Representatives with amendments.

SENATE BILL NO. 342— BY SENATOR ERDEY

AN ACT

To enact R.S. 32:289 and 398.10(A)(6), relative to operating motor vehicles; to prohibit certain persons from using a cellular telephone while operating a motor vehicle; to provide for certain exceptions; to provide relative for violations; and to provide for related matters.

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

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Transportation, Highways, and Public Works to Reengrossed Senate Bill No. 342 by Senator Erdey

AMENDMENT NO. 1

On page 2, between lines 5 and 6 add the following:

"(4) It does not include citizens band radios, citizens band radio hybrids, commercial two-way radio communication devices, or electronic communication devices with a push-to-talk function."

AMENDMENT NO. 2

On page 2, line 7, change "one hundred fifty dollars" to "one hundred dollars"

AMENDMENT NO. 3

On page 2, line 9, change "five hundred dollars" to "two hundred fifty dollars"

AMENDMENT NO. 4

On page 2, at the end of line 29, add the following: "The statistical information shall include but not be limited to, the use of hands-free devices and hand held wireless communication device and cellular phones.

Section 3. The provisions of this Act shall not become effective until the implementation of the Next Generation Motor Vehicle project of the Department of Public Safety and Corrections, office of motor vehicles is finalized."

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed Senate Bill No. 342 by Senator Erdey

AMENDMENT NO. 1

In House Committee Amendment No. 1 proposed by the House Committee on to Reengrossed Senate Bill No, 342 by Senator Erdey, on line 3 after "(4)" change "It does not include" to ""The use of"

AMENDMENT NO. 2

On page 1, line 2, following "To" insert "amend and reenact R.S. 32:398(10)(A)(introductory paragraph) and to"

AMENDMENT NO. 3

On page 1, line 7, following "Section 1." insert "R.S. 32:398(10)(A)(introductory paragraph) is hereby amended and reenacted and"

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: Name, Yeas, Nays. Lists names like Mr. President, Erdey, McPherson, Adley, Gautreaux B, Michot, Alario, Gautreaux N, Morrish, Amedee, Gray, Mount, Broome, Hebert, Murray, Cheek, Heitmeier, Quinn, Cravins, Jackson, Riser, Crowe, Kostelka, Shaw, Donahue, Long, Smith, Dorsey, Marionneaux, Thompson, Duplessis, Martiny, Walsworth.

NAYS

Total - 0

ABSENT

Cassidy	LaFleur	Shepherd
Dupre	Nevers	
Total - 5		

The Chair declared the amendments proposed by the House were concurred in. Senator Erdey moved to reconsider the vote by which the amendments were concurred in and laid the motion on the table.

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

The following House Bills and Joint Resolutions on Third Reading and Final Passage, subject to call, were taken up and acted upon as follows:

Called from the Calendar

Senator B. Gautreaux asked that House Bill No. 89 be called from the Calendar at this time for its final passage.

HOUSE BILL NO. 89—
BY REPRESENTATIVES DOERGE AND MONTOU CET AND SENATORS NEVERS AND SMITH

AN ACT

To amend and reenact R.S. 11:449(A) and (B), 450(B), 451.1(A), and 788(C)(introductory paragraph) and to enact R.S. 11:788(C)(4), relative to the Louisiana State Employees' Retirement System and the Teachers' Retirement System of Louisiana; to provide with respect to the Deferred Retirement Option Plan; to provide for interest on plan accounts; to provide for waiver of rights; to provide for rules; to provide limitations; to provide for an effective date; and to provide for related matters.

Floor Amendments Sent Up

Senator B. Gautreaux sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator B. Gautreaux to Reengrossed House Bill No. 89 by Representative Doerge

AMENDMENT NO. 1

In Senate Committee Amendment No. 1 proposed by the Senate Committee on Retirement and adopted by the Senate on June 19, 2008, on page 1, line 2 after "line" insert "6"

AMENDMENT NO. 2

In Senate Committee Amendment No. 5 proposed by the Senate Committee on Retirement and adopted by the Senate on June 19, 2008, on page 1, delete line 21 and insert "each file with a court of competent jurisdiction a separate application for a declaratory judgement on the"

AMENDMENT NO. 3

Delete Amendment Nos. 7, 8, and 9 proposed by the Senate Committee on Retirement and adopted by the Senate on June 19, 2008.

AMENDMENT NO. 4

On page 6, delete lines 25 through 27 and insert:
"Section 3. A. The provisions of Section 1 of this Act amending R.S. 11:449 and 450 shall become effective on July 1, 2009, or sixty days after a final, non-appealable judgment declaring the elections permitted by such provisions to be constitutional, whichever is later.
B. The provisions of Section 1 of this Act amending R.S. 11:788 shall become effective on July 1, 2009, or sixty days after the final, non-appealable judgment declaring the elections permitted by

such provisions to be constitutional, whichever is later.

Section 4. The provisions of Sections 2 and 3 of this Act and of this Section shall become effective on July 1, 2008; if vetoed by the governor and subsequently approved by the legislature, this Act shall become effective on July 1, 2008, or on the day following such approval by the legislature, whichever is later."

On motion of Senator B. Gautreaux, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Gautreaux N	Morrish
Adley	Gray	Mount
Amedee	Hebert	Murray
Broome	Heitmeier	Nevers
Cravins	Jackson	Quinn
Crowe	Kostelka	Riser
Donahue	Long	Shaw
Dorsey	Marionneaux	Shepherd
Duplessis	Martiny	Smith
Erdey	McPherson	Thompson
Gautreaux B	Michot	Walsworth
Total - 33		

NAYS

Total - 0

ABSENT

Alario	Cheek	LaFleur
Cassidy	Dupre	
Total - 5		

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

Mr. President in the Chair

Called from the Calendar

Senator Michot asked that House Bill No. 891 be called from the Calendar at this time for its final passage.

HOUSE BILL NO. 891—
BY REPRESENTATIVE FANNIN
AN ACT

To amend and reenact R.S. 39:1490(B)(5), 1522, and 1526(A), relative to state procurement of professional, personal, consulting, and social services; to provide relative to appeal and review procedures for such procurement; to authorize the office of contractual review to adopt certain rules and regulations; to clarify the meaning of the term "court"; to provide relative to judicial review of certain claims or controversies; and to provide for related matters.

Floor Amendments Sent Up

Senator Michot sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Michot to Engrossed House Bill No. 891 by Representative Fannin

June 20, 2008

AMENDMENT NO. 1

On page 1, line 2, after "1526(A)" and before ", relative to" insert "and to enact R.S. 39:1615(G)"

AMENDMENT NO. 2

On page 1, line 6, after "term "court";" and before "to provide" insert "to provide for the term of certain contracts;"

AMENDMENT NO. 3

On page 2, line 8, delete "supreme court" and insert "Louisiana Supreme Court"

AMENDMENT NO. 4

On page 2, between lines 14 and 15, insert: "Section 2. R.S. 39:1615(G) is hereby enacted to read as follows: §1615. Multiyear contracts * * *

G. Contracts for information technology services that have a high initial startup cost may be entered into for a period of not more than ten years upon a finding by the office of state purchasing that an extended term will result in greater cost savings to the state."

AMENDMENT NO. 5

On page 2, line 15, change "Section 2" to "Section 3"

On motion of Senator Michot, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President, Adley, Alario, Amedee, Broome, Cheek, Cravins, Crowe, Donahue, Dorsey, Duplessis, Erdey, Total - 35

NAYS

Total - 0

ABSENT

Cassidy, Dupre, LaFleur, Total - 3

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

Called from the Calendar

Senator Michot asked that House Bill No. 926 be called from the Calendar at this time for its final passage.

HOUSE BILL NO. 926— BY REPRESENTATIVE FANNIN AND SENATOR MICHOT AN ACT

To enact Subpart P 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. 39:100.71, relative to state funds; to create the Community Water Enrichment Fund as a special fund in the state treasury

and to provide for the deposit of monies into and use of such monies in the fund; to provide for the transfer and deposit of monies among state funds; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President, Adley, Alario, Amedee, Broome, Cheek, Cravins, Crowe, Donahue, Dorsey, Duplessis, Erdey, Total - 35

NAYS

Total - 0

ABSENT

Cassidy, Dupre, LaFleur, Total - 3

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

Called from the Calendar

Senator Michot asked that House Bill No. 1109 be called from the Calendar at this time for its final passage.

HOUSE BILL NO. 1109— BY REPRESENTATIVE FANNIN AN ACT

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President, Adley, Alario, Amedee, Broome, Cheek, Cravins, Crowe, Donahue, Dorsey, Duplessis, Erdey, Total - 35

NAYS

Total - 0

ABSENT

Cassidy Dupre LaFleur
Total - 3

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

Called from the Calendar

Senator Michot asked that House Bill No. 1174 be called from the Calendar at this time for its final passage.

HOUSE BILL NO. 1174—
BY REPRESENTATIVES FANNIN AND TUCKER AND SENATORS MICHOT AND CHAISSON

AN ACT

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Gautreaux B	Morrish
Adley	Gautreaux N	Mount
Alario	Gray	Murray
Amedee	Hebert	Nevers
Broome	Heitmeier	Quinn
Cheek	Jackson	Riser
Cravins	Kostelka	Shaw
Crowe	Long	Shepherd
Donahue	Marionneaux	Smith
Dorsey	Martiny	Thompson
Duplessis	McPherson	Walsworth
Erdey	Michot	
Total - 35		

NAYS

Total - 0

ABSENT

Cassidy Dupre LaFleur
Total - 3

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

Senator N. Gautreaux in the Chair

Called from the Calendar

Senator Michot asked that House Bill No. 1288 be called from the Calendar at this time for its final passage.

HOUSE BILL NO. 1288—
BY REPRESENTATIVE FANNIN

AN ACT

To provide with respect to the Revenue Sharing Fund and the allocation and distribution thereof for Fiscal Year 2008-2009; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Gautreaux B	Michot
Adley	Gautreaux N	Morrish
Alario	Gray	Mount
Amedee	Hebert	Murray
Broome	Heitmeier	Nevers
Cheek	Jackson	Riser
Cravins	Kostelka	Shaw
Crowe	Long	Shepherd
Donahue	Marionneaux	Smith
Duplessis	Martiny	Thompson
Erdey	McPherson	Walsworth
Total - 33		

NAYS

Total - 0

ABSENT

Cassidy Dupre Quinn
Dorsey LaFleur
Total - 5

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

Called from the Calendar

Senator Chaisson asked that House Bill No. 1294 be called from the Calendar at this time for its final passage.

HOUSE BILL NO. 1294—
BY REPRESENTATIVE TUCKER

AN ACT

To appropriate funds for Fiscal Year 2008-2009 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; and otherwise to provide with respect to the appropriations and allocations herein made.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Gautreaux B	Morrish
Adley	Gautreaux N	Mount
Alario	Gray	Murray
Amedee	Hebert	Nevers
Broome	Heitmeier	Quinn
Cravins	Jackson	Riser
Crowe	Kostelka	Shaw
Donahue	Long	Shepherd
Dorsey	Marionneaux	Smith
Duplessis	Martiny	Thompson
Dupre	McPherson	Walsworth
Erdey	Michot	
Total - 35		

NAYS

Total - 0

June 20, 2008

ABSENT

Cassidy Cheek LaFleur
Total - 3

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

Mr. President in the Chair

Called from the Calendar

Senator Michot asked that House Bill No. 1287 be called from the Calendar at this time for its final passage.

HOUSE BILL NO. 1287—

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 2007-2008; and to provide for related matters.

Floor Amendments Sent Up

Senator Michot sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Michot to Engrossed House Bill No. 1287 by Representative Fannin

AMENDMENT NO. 1

On page 10, between lines 43 and 44, insert the following: "Provided that a Request For Proposal is issued for in-state providers prior to contracting with any out of state facilities."

On motion of Senator Michot, the amendments were adopted.

Floor Amendments Sent Up

Senator Mount sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Mount to Engrossed House Bill No. 1287 by Representative Fannin

AMENDMENT NO. 1

On page 6, between lines 13 and 14, insert the following:

"09-307 OFFICE OF THE SECRETARY

Payable out of State General Fund (Direct) to the Management and Finance Program for health programs and initiatives \$80, 000"

On motion of Senator Mount, the amendments were adopted.

Floor Amendments Sent Up

Senator Jackson sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Jackson to Engrossed House Bill No. 1287 by Representative Fannin

AMENDMENT NO. 1

In Senate Committee Amendment No. 8 proposed by the Senate Committee on Finance and adopted by the Senate on June 19, 2008, on page 2, at the end of line 34, insert the following: "the LSU System Research and Technology Foundation on behalf of"

AMENDMENT NO. 2

In Senate Committee Amendment No. 8, proposed by the Senate Committee on Finance and adopted by the Senate on June 19, 2008, on page 2, line 43, change "\$175,000" to "\$500,000"

AMENDMENT NO. 3

In Senate Committee Amendment No. 27 proposed by the Senate Committee on Finance and adopted by the Senate on June 19, 2008, on page 6, line 42, delete "Robinson Film Center" and insert "Red River Film Society"

AMENDMENT NO. 4

In Senate Committee Amendment No. 27 proposed by the Senate Committee on Finance and adopted by the Senate on June 19, 2008, on page 7, at the end of line 13, delete "\$20,000" and insert "\$10,000"

AMENDMENT NO. 5

In Senate Committee Amendment No. 27 proposed by the Senate Committee on Finance and adopted by the Senate on June 19, 2008, on page 7, line 19, between "to" and "Habitat" insert "the Louisiana"

AMENDMENT NO. 6

In Senate Committee Amendment No. 42 proposed by the Senate Committee on Finance and adopted by the Senate on June 19, 2008, on page 11, at the end of line 10, change "\$1,130,000.00" to "\$870,000.00"

AMENDMENT NO. 7

In Senate Committee Amendment No. 42 proposed by the Senate Committee on Finance and adopted by the Senate on June 19, 2008, on page 12, between lines 29 and 30, insert the following:

"16/513 Department of Wildlife and Fisheries Office of Wildlife (1716) New Minden Office (Webster) Interest Earnings \$433,762"

AMENDMENT NO. 8

In Senate Committee Amendment No. 87 proposed by the Senate Committee on Finance and adopted by the Senate on June 19, 2008, on page 20, after line 16, insert the following:

"Section 8.7. The appropriation contained in Schedule 20-945 Other Requirements, State Aid to Local Government Entities of Act 18 of the 2007 Regular Session of the Legislature, is hereby amended and reenacted as follows:

On page 281, line 35, delete "nine (9)"."

AMENDMENT NO. 9

Delete Senate Committee Amendment No. 33 proposed by the Senate Committee on Finance and adopted by the Senate on June 19, 2008.

AMENDMENT NO. 10

On page 1, between lines 10 and 11, insert the following:

"01-100 EXECUTIVE OFFICE

Payable out of the State General Fund (Direct) for the Board of Louisiana River Pilot Review and Oversight \$185,000"

AMENDMENT NO. 11

On page 7, between lines 6 and 7, insert the following:
**"DEPARTMENT OF NATURAL RESOURCES
 11-435 OFFICE OF COASTAL RESTORATION
 AND MANAGEMENT**

The commissioner of administration is hereby authorized and directed to adjust the means of financing in the Coastal Restoration and Management Program, as contained in Act 18 of the 2007 Regular Session of the Legislature, by reducing the appropriation out of the State General Fund by Statutory Dedications out of the Coastal Protection and Restoration Fund by \$7,000,000."

AMENDMENT NO. 12

On page 9, between lines 1 and 2, insert the following:

"19-651 LOUISIANA SCHOOL FOR THE VISUALLY IMPAIRED

Payable out of the State General Fund (Direct) to the Louisiana School for the Visually Impaired	\$126,200
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19-653 LOUISIANA SCHOOL FOR THE DEAF

Payable out of the State General Fund (Direct) to the Louisiana School for the Deaf	\$102,723"
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AMENDMENT NO. 13

On page 10, after line 48, insert the following:

"Payable out of the State General Fund (Direct) to the New Orleans Convention and Visitors Bureau	\$3,500,000
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Payable out of the State General Fund (Direct) to the New Orleans Multicultural Tourism Network	\$500,000
---	-----------

Payable out of the State General Fund (Direct) to the Louisiana Statewide Educational Facilities Authority	\$500,000
--	-----------

Payable out of the State General Fund (Direct) to the Westbank ARC	\$60,000
--	----------

Payable out of the State General Fund (Direct) to the Amite River Basin Commission for Amite River Water Gauges	\$50,000
---	----------

Payable out of the State General Fund (Direct) for Livingston Parish Council on Aging	\$10,000"
---	-----------

AMENDMENT NO. 14

On page 11, at the end of line 3, insert the following:

"Provided, however, that the provisions of Sections 2 through 18, inclusive, of Act 28 of the 2007 Regular Session of the Legislature are adopted and incorporated by reference for the appropriations contained in this Section 2."

AMENDMENT NO. 15

On page 24, delete lines 14 through 22

AMENDMENT NO. 16

On page 51, delete lines 34 through 37 in their entirety and on page 52, delete lines 1 through 5 in their entirety

AMENDMENT NO. 17

On page 56, between lines 35 and 36, insert the following:
 "Section 9. The following item in 01/07 DIVISION OF ADMINISTRATION appropriating \$41,500,000 for the planning, acquisition, construction, expansion and renovation of community

primary health care centers contained in Sections 3.A. and 4.A. of Act 203 of the 2007 Regular Session of the Legislature is hereby amended and reenacted as follows:"

On page 11, between lines 7 and 8, insert the following:

"C. In the event that the leveraging of such tax credits and related resources cannot be accomplished in a timely and cost effective manner on any project approved according to this item, the monies in this appropriation allocated to said project may be authorized by the project financial manager to be expended on a grant basis. The commissioner of administration is hereby authorized and directed to amend that certain cooperative endeavor agreement dated January 10, 2008 between the state of Louisiana, the division of administration, and the Louisiana Primary Care Association to reflect the provisions of this Section.

Section 10. The following sums are hereby appropriated from the sources specified and in the amounts specified for the purpose of making supplemental capital outlay appropriations for Fiscal Year 2007-2008.

36/PI6 PORT OF IBERIA

(726)Infrastructure Improvements on Expansion Property (Iberia)	Payable from the State General Fund (Direct)	
	Nonrecurring Revenues	\$500,000

50/ML1 NEW IBERIA

(870)Frontage Road Improvements, Real Estate, Planning and Construction (Iberia)	Payable from the State General Fund (Direct)	
	Nonrecurring Revenues	\$177,000

Provided, however, these appropriations from State General Fund (Direct) Nonrecurring Revenues are in lieu of a portion, in the amount of \$677,000, of the appropriation from State General Fund (Direct) Nonrecurring Revenues for the Port Construction and Development Priority Program contained in Act No. 7 of the 2008 Second Extraordinary Session. Six Hundred Seventy-seven Thousand Dollars (\$677,000) of the appropriation from State General Fund (Direct) Nonrecurring Revenues for the Port Construction and Development Priority Program contained in Act No. 7 of the 2008 Second Extraordinary Session and attributable to the project for the Port of Iberia for Fabrication/Warehouse Construction in Tract C is hereby rescinded, and is replaced by these appropriations totaling \$677,000.

Section 11. The appropriation to the Department of Health and Hospitals, Medical Vendor Payments for West Jefferson Medical Center as specified and provided in Agency BA-7 Number 3 (Agenda BA-7 Number 12) approved by the Joint Legislative Committee on the Budget on August 14, 2007, is hereby deemed to include the allocation for the expansion of inpatient psychiatric and other medical services at West Jefferson Medical Center and shall be committed for those purposes."

AMENDMENT NO. 18

On page 56, line 36, change "Section 9." to "Section 12."

On motion of Senator Jackson, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dupre	McPherson
Adley	Erdey	Michot
Alario	Gautreaux B	Morrish

June 20, 2008

Amedee	Gautreaux N	Mount
Broome	Gray	Murray
Cassidy	Hebert	Nevers
Cheek	Heitmeier	Quinn
Cravins	Jackson	Riser
Crowe	Kostelka	Shaw
Donahue	Long	Smith
Dorsey	Marionneaux	Thompson
Duplessis	Martiny	Walsworth

Total - 36

NAYS

Total - 0

ABSENT

LaFleur	Shepherd
---------	----------

Total - 2

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

Rules Suspended

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

Introduction of Resolutions, Senate and Concurrent

Senator Thompson asked for and obtained a suspension of the rules for the purpose of introducing and reading the following Resolutions, Senate and Concurrent, a first and second time and acting upon them as follows:

SENATE RESOLUTION NO. 159—
BY SENATOR ERDEY

A RESOLUTION

To memorialize the Federal Emergency Management Agency and the U.S. Army Corps of Engineers to give preference to Louisiana companies when letting contracts for marine debris removal in the state's waterways and coastal areas.

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

SENATE RESOLUTION NO. 160—
BY SENATOR DUPRE

A RESOLUTION

To urge and request the office of group benefits to study the bariatric surgery demonstration program initiated in 2004 and provide a written report of the results of the study to the Senate Committee on Health and Welfare no later than January 5, 2009.

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

SENATE CONCURRENT RESOLUTION NO. 130—
BY SENATOR LONG

A CONCURRENT RESOLUTION

To commend the Red River Parish School Board upon the selection of the Jeannette Lawson Family Center as a Magna Awards 2008 winner by the American School Board Journal.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Erdey	Morrish
Adley	Gautreaux N	Mount
Alario	Hebert	Murray
Amedee	Heitmeier	Nevers
Broome	Jackson	Quinn
Cassidy	Kostelka	Riser
Cheek	Long	Shaw
Cravins	Marionneaux	Shepherd
Crowe	Martiny	Smith
Dorsey	McPherson	Thompson
Dupre	Michot	Walsworth

Total - 33

NAYS

Total - 0

ABSENT

Donahue	Gautreaux B	LaFleur
Duplessis	Gray	

Total - 5

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

SENATE CONCURRENT RESOLUTION NO. 131—
BY SENATOR BROOME AND REPRESENTATIVE BARROW
A CONCURRENT RESOLUTION

To commend UREC NBR 70805 PLUS! Service/Learning for Youth for its "Building Rock Solid Foundations for Brighter Tomorrows" program.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Gautreaux N	Mount
Adley	Gray	Murray
Alario	Hebert	Nevers
Amedee	Heitmeier	Quinn
Broome	Jackson	Riser
Cheek	Kostelka	Shaw
Cravins	Long	Shepherd
Crowe	Marionneaux	Smith
Dorsey	Martiny	Thompson
Dupre	McPherson	Walsworth
Erdey	Michot	
Gautreaux B	Morrish	

Total - 34

NAYS

Total - 0

ABSENT

Cassidy	Duplessis
Donahue	LaFleur

Total - 4

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

Reports of Committees

The following reports of committees were received and read:

CONFERENCE COMMITTEE REPORT

Senate Bill No. 160 by Senator Cravins

June 20, 2008

To the Honorable President and Members of the Senate and to the Honorable Speaker and Members of the House of Representatives:

We, the conferees appointed to confer over the disagreement between the two houses concerning Senate Bill No. 160 by Senator Cravins recommend the following concerning the Reengrossed bill:

1. That all House Committee Amendments proposed by House Committee on Insurance and adopted by the House of Representatives on May 15, 2008 be accepted.

2. That all House Floor Amendments proposed by Representatives Kleckly and Cortez and adopted by the House of Representatives on June 9, 2008 be rejected.

3. That the following amendments to the Reengrossed bill be adopted:

AMENDMENT NO. 1

On page 2, line 2, after "**three years.**" insert the following: "**Any insurer filing with the commissioner pursuant to this Subsection shall file with the commissioner a business plan setting forth the insurer's plan to write new business in the particular region or area of the state in which the new deductible is to apply. The commissioner's approval is to be based on the insurer's commitment to the writing of new business in the respective region or area of the state in which the new deductible is to apply. The commissioner may also approve a filing that he determines to be in the best interest of the policyholders. The commissioner may subsequently rescind his approval of any filing made pursuant to this Subsection in the event the insurer fails to write new business in accordance with the business plan. Any business plan filed shall be considered proprietary or trade secret pursuant to information under the provisions of R.S. 44:3.2 and the Uniform Secrets Act. The commissioner shall provide an annual report to the legislative committees on insurance on the application and effectiveness of the provisions of this Section.**"

AMENDMENT NO. 2

On page 2, line 27, after "**three years.**" insert the following: "**Any insurer filing with the commissioner pursuant to this Subsection shall file with the commissioner a business plan setting forth the insurer's plan to write new business in the particular region or area of the state in which the new deductible is to apply. The commissioner's approval is to be based on the insurer's commitment to the writing of new business in the respective region or area of the state in which the new deductible is to apply. The commissioner may also approve a filing that he determines to be in the best interest of the policyholders. The commissioner may subsequently rescind his approval of any filing made pursuant to this Subsection in the event the insurer fails to write new business in accordance with the business plan. Any business plan filed shall be considered proprietary or trade secret pursuant to information under the provisions of R.S. 44:3.2 and the Uniform Secrets Act. The commissioner shall provide an annual report to the legislative committees on insurance on the application and effectiveness of the provisions of this Section.**"

Respectfully submitted,

Senators:
Donald R. "Don" Cravins, Jr.
Troy Hebert
Ben Nevers

Representatives:
Chuck Kleckley
Patrick Page Cortez

Rules Suspended

Senator Cravins asked for and obtained a suspension of the rules for the purpose of considering the Conference Committee Report. On motion of Senator Cravins, a vote was taken on the adoption of the report.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dupre	McPherson
Adley	Erdey	Michot
Alario	Gautreaux B	Morrish
Amedee	Gautreaux N	Mount
Broome	Gray	Murray
Cassidy	Hebert	Nevers
Cheek	Heitmeier	Quinn
Cravins	Jackson	Riser
Crowe	Kostelka	Shaw
Donahue	Long	Shepherd
Dorsey	Marionneaux	Thompson
Duplessis	Martiny	Walsworth

Total - 36

NAYS

Total - 0

ABSENT

LaFleur Smith

Total - 2

The Chair declared the Conference Committee Report was adopted. Senator Cravins moved to reconsider the vote by which the report was adopted and laid the motion on the table.

CONFERENCE COMMITTEE REPORT

Senate Bill No. 312 by Senator Mount

June 19, 2008

To the Honorable President and Members of the Senate and to the Honorable Speaker and Members of the House of Representatives:

We, the conferees appointed to confer over the disagreement between the two houses concerning Senate Bill No. 312 by Senator Mount recommend the following concerning the Reengrossed bill:

1. That House Committee Amendments No. 1 through 15 proposed by the House Committee on Health and Welfare and adopted by the House of Representatives on June 3, 2008, be adopted.

2. That Legislative Bureau Amendment No. 1 proposed by the Legislative Bureau and adopted by the House of Representatives on June 3, 2008, be adopted.

3. That House Floor Amendments No. 9 and 10 proposed by Representative Nowlin and adopted by the House of Representatives on June 12, 2008, be adopted.

4. That House Floor Amendments No. 1, 2, 3, 4, 5, 6, 7, 8, 11, 12, and 13 proposed by Representative Nowlin and adopted by the House of Representatives on June 12, 2008, be rejected.

5. That the following amendments to the reengrossed bill be adopted:

AMENDMENT NO. 1

On page 2, delete lines 27 through 29 in their entirety and insert the following in lieu thereof:

"(b) A local election has been called on the exemption after the petition has been received by each governing authority pursuant to Subparagraph (a) of this Paragraph. Participation in the election shall be limited to those precincts in which the water system provides service. The local election shall be called

June 20, 2008

and conducted by the governing authority of each municipality in whose jurisdiction the water system provides service if all of the registered voters served by the water system reside wholly within the jurisdiction of one or more municipalities. However, the local election shall instead be called and conducted by the governing authority of each parish in whose jurisdiction the water system provides service if either of the following applies:

(i) The water system also provides service to registered voters in unincorporated areas of one or more parishes.

(ii) The water system was created or franchised by the parish or parishes."

AMENDMENT NO. 2

On page 3, line 5 after "same" and before "took" delete "municipality" and insert "jurisdiction" in lieu thereof

Respectfully submitted,

Senators: Willie L. Mount Sherri Smith Cheek Bill Cassidy

Representatives: Kay Katz John LaBruzzo

Rules Suspended

Senator Mount asked for and obtained a suspension of the rules for the purpose of considering the Conference Committee Report. On motion of Senator Mount, a vote was taken on the adoption of the report.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Erdey Morrish
Adley Gautreaux B Mount
Alario Gautreaux N Murray
Amedee Gray Nevers
Broome Hebert Quinn
Cassidy Heitmeier Riser
Cheek Jackson Shaw
Cravins Long Shepherd
Crowe Marionneaux Thompson
Donahue Martiny Walsworth
Dorsey McPherson
Dupre Michot
Total - 34

NAYS

Total - 0

ABSENT

Duplessis LaFleur
Kostelka Smith
Total - 4

The Chair declared the Conference Committee Report was adopted. Senator Mount moved to reconsider the vote by which the report was adopted and laid the motion on the table.

Senator Walsworth in the Chair

CONFERENCE COMMITTEE REPORT

Senate Bill No. 592 by Senator Riser

June 19, 2008

To the Honorable President and Members of the Senate and to the Honorable Speaker and Members of the House of Representatives:

We, the conferees appointed to confer over the disagreement between the two houses concerning Senate Bill No. 592 by Senator Riser recommend the following concerning the Reengrossed bill:

1. That the House Committee Amendment No. 1 proposed by the House Committee on Transportation, Highways, and Public Works and adopted by the House of Representatives on June 5, 2008 be rejected.

2. That the following amendment to the reengrossed bill be adopted:

AMENDMENT NO. 1

On page 1, line 12, change "each" to "either"

Respectfully submitted,

Senators: Neil Riser Joe McPherson Robert Adley

Representatives: Noble Ellington Nita Hutter

Rules Suspended

Senator Riser asked for and obtained a suspension of the rules for the purpose of considering the Conference Committee Report. On motion of Senator Riser, a vote was taken on the adoption of the report.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Erdey Morrish
Adley Gautreaux B Mount
Alario Gautreaux N Murray
Amedee Gray Nevers
Broome Hebert Quinn
Cassidy Heitmeier Riser
Cheek Jackson Shaw
Cravins Kostelka Shepherd
Donahue Long Smith
Dorsey Marionneaux Thompson
Duplessis Martiny Walsworth
Dupre McPherson
Total - 37

NAYS

Total - 0

ABSENT

LaFleur
Total - 1

The Chair declared the Conference Committee Report was adopted. Senator Riser moved to reconsider the vote by which the report was adopted and laid the motion on the table.

Appointment of Conference Committee on Senate Bill No. 6

The President of the Senate appointed the following members to confer with a like committee from the House for the purpose of considering the disagreement on Senate Bill No. 6: Senators Murray, Gray and Long.

**Appointment of Conference Committee
on Senate Bill No. 384**

The President of the Senate appointed the following members to confer with a like committee from the House for the purpose of considering the disagreement on Senate Bill No. 384: Senators Hebert, Marionneaux and Amedee.

**Appointment of Conference Committee
on Senate Bill No. 465**

The President of the Senate appointed the following members to confer with a like committee from the House for the purpose of considering the disagreement on Senate Bill No. 465: Senators Walsworth, Nevers and Riser.

**Appointment of Conference Committee
on Senate Bill No. 542**

The President of the Senate appointed the following members to confer with a like committee from the House for the purpose of considering the disagreement on Senate Bill No. 542: Senators Smith, Chaisson and Marionneaux.

**Appointment of Conference Committee
on House Bill No. 1006**

The President of the Senate appointed to the Conference Committee on House Bill No. 1006 the following members of the Senate: Senators Gray, B. Gautreaux and Murray.

**Appointment of Conference Committee
on House Bill No. 1115**

The President of the Senate appointed to the Conference Committee on House Bill No. 1115 the following members of the Senate: Senators Smith, McPherson and Mount.

**Appointment of Conference Committee
on House Bill No. 1384**

The President of the Senate appointed to the Conference Committee on House Bill No. 1384 the following members of the Senate: Senators Mount, Cassidy and Nevers.

Messages from the House

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

Message from the House

**PASSED SENATE BILLS AND
JOINT RESOLUTIONS**

June 20, 2008

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. 286—
BY SENATOR DUPLESSIS**

AN ACT

To amend and reenact R.S. 17:24.10(B)(2), (D), (H)(2), and (I)(1)(a)(i) and (5) and to enact R.S. 17:24.10(I)(1)(a)(iii), relative to early childhood education; to provide relative to universal access to the Cecil J. Picard LA 4 Early Childhood Education Program; to provide for timelines and eligibility

requirements; to provide for participation by non-school system providers; to provide for local school system duties and responsibilities; to provide for reporting requirements; to provide relative to funding; and to provide for related matters.

Reported with amendments.

**SENATE BILL NO. 511—
BY SENATOR AMEDEE**

AN ACT

To amend and reenact R.S. 14:90.1, relative to the crime of gambling; to provide for the crime of gambling by computer; to provide for the disposition of seized evidence, property and paraphernalia; to provide for fines and penalties; and to provide for related matters.

Reported with amendments.

**SENATE BILL NO. 667—
BY SENATOR ADLEY**

AN ACT

To amend and reenact R.S. 42:1113(D) and 1114.3(A)(1) and (2), relative to conflicts of interest; to provide relative to certain contracts involving certain public servants and certain affiliated persons and entities; to provide restrictions on certain contracts; to provide for disclosure relative to certain contracts; to require certain disclosures by certain elected officials; to provide for the content of such disclosures; to provide for enforcement and penalties; to provide exceptions and waivers; to provide for effectiveness; and to provide for related matters.

Reported with amendments.

**SENATE BILL NO. 232—
BY SENATORS MOUNT, MARIONNEAUX AND THOMPSON
A JOINT RESOLUTION**

Proposing to amend Article IV, Section 21(A), Article VIII, Sections 3(B), 5(B), 6(B), 7(B), and 7.1(B), Article IX, Section 8(B), and Article X, Sections 3(B) and 43(B) of the Constitution of Louisiana, relative to term limits for positions on certain boards and commissions; to provide a three-consecutive-term limit for positions on the Public Service Commission, the State Board of Elementary and Secondary Education, the Board of Regents, the Board of Supervisors for the University of Louisiana System, the Board of Supervisors of Louisiana State University and Agricultural and Mechanical College, the Board of Supervisors of Southern University and Agricultural and Mechanical College, the Board of Supervisors of Community and Technical Colleges, the Louisiana Forestry Commission, the State Civil Service Commission, and the State Police Commission; to specify an election for submission of the proposition to electors and provide a ballot proposition.

Reported with amendments.

**SENATE BILL NO. 233—
BY SENATOR MOUNT**

AN ACT

To amend and reenact R.S. 17:2(C), 1453(A), 1851(C), the introductory paragraph of 1871(A)(1)(a), and 3121(C), R.S. 42:2, and R.S. 45:1161.1(B), and to enact R.S. 3:4272(D) and R.S. 42:3.2, relative to term limits for members of certain boards and commissions; to prohibit any person appointed or elected to a board or commission within the executive branch of state government to serve in such position for more than three consecutive terms; to prohibit the term of any person serving at the pleasure of an appointing authority to extend beyond twelve consecutive years; to provide for continuation of service for certain members exceeding the three terms or twelve year limits; to exclude persons serving on boards and commissions by virtue of their position or office held; and to provide for related matters.

Reported with amendments.

June 20, 2008

SENATE BILL NO. 519—
BY SENATOR AMEDEE

AN ACT

To enact R.S. 37:3507.2(A)(4), relative to private investigators; to provide with respect to the types of licenses issued by the board; and to provide for related matters.

Reported with amendments.

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

Rules Suspended

Senator Crowe asked for and obtained a suspension of the rules for the purpose of reverting to the Morning Hour.

Introduction of
Senate Concurrent Resolutions

Senator Crowe asked for and obtained a suspension of the rules for the purpose of introducing and reading the following Senate Concurrent Resolutions a first and second time and acting upon them as follows:

SENATE CONCURRENT RESOLUTION NO. 132—
BY SENATOR CROWE

A CONCURRENT RESOLUTION

To urge and request the Louisiana Department of Transportation and Development to preserve a portion of the old twin span bridge to be used as a park and fishing pier.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Erdey	Morrish
Adley	Gautreaux B	Mount
Alario	Gautreaux N	Murray
Amedee	Gray	Nevers
Broome	Hebert	Quinn
Cassidy	Heitmeier	Riser
Cheek	Jackson	Shaw
Cravins	Kostelka	Shepherd
Crowe	Long	Smith
Donahue	Marionneaux	Thompson
Dorsey	Martiny	Walsworth
Duplessis	McPherson	
Dupre	Michot	
Total - 37		

NAYS

Total - 0

ABSENT

LaFleur
Total - 1

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

SENATE CONCURRENT RESOLUTION NO. 133—
BY SENATOR CROWE

A CONCURRENT RESOLUTION

To urge and request the Louisiana Department of Economic Development to study the negative impact of the onerous surplus lines tax on businesses in south Louisiana.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Erdey	Morrish
Adley	Gautreaux B	Mount
Alario	Gautreaux N	Murray
Amedee	Gray	Nevers
Broome	Hebert	Quinn
Cassidy	Heitmeier	Riser
Cheek	Jackson	Shaw
Cravins	Kostelka	Shepherd
Crowe	Long	Smith
Donahue	Marionneaux	Thompson
Dorsey	Martiny	Walsworth
Duplessis	McPherson	
Dupre	Michot	
Total - 37		

NAYS

Total - 0

ABSENT

LaFleur
Total - 1

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

Mr. President in the Chair

Reports of Committees

The following reports of committees were received and read:

CONFERENCE COMMITTEE REPORT

House Bill No. 280 By Representative Wooton

June 20, 2008

To the Honorable Speaker and Members of the House of Representatives and the Honorable President and Members of the Senate.

Ladies and Gentlemen:

We, the conferees appointed to confer over the disagreement between the two houses concerning House Bill No. 280 by Representative Wooton, recommend the following concerning the Reengrossed bill:

1. That Senate Committee Amendments Nos. 1 through 3 proposed by the Senate Committee on Judiciary B and adopted by the Senate on April 30, 2008 be adopted.

2. In Senate Committee Amendment No. 4 proposed by the Senate Committee on Judiciary B and adopted by the Senate on April 30, 2008 be rejected.

3. That Senate Committee Amendments Nos. 5 through 7 proposed by the Senate Committee on Judiciary B and adopted by the Senate on April 30, 2008 be adopted.

4. That Senate Amendment No. 1 in the set of Senate Floor Amendments consisting of one amendment proposed by Senator Duplessis and adopted by the Senate on May 14, 2008 be rejected.

5. That Senate Amendment Nos. 1 through 3 in the set of Senate Floor Amendments consisting of three amendments proposed by Senator Duplessis and adopted by the Senate on May 14, 2008 be rejected.

6. That Senate Floor Amendment Nos. 1 through 3 proposed by Senator McPherson and adopted by the Senate on May 14, 2008 be rejected.

7. That Senate Floor Amendment No. 1 proposed by Senator Dupre and adopted by the Senate on May 14, 2008 be rejected.

8. That Senate Floor Amendment Nos. 1 through 3 proposed by Senator LaFleur and adopted by the Senate on May 14, 2008 be rejected.

9. That the following amendments to the reengrossed bill be adopted:

AMENDMENT NO. 1

On page 2, line 4, after "J." and before "Any" insert "(1)"

AMENDMENT NO. 2

On page 2, delete lines 7 through 16 in their entirety and insert the following:

"(a) The licensed distributor has purchased or has entered into a lease agreement approved by the office for the total number of electronic video bingo machines to be placed at a specific location and the electronic video bingo machines have been permitted by the office and placed at a location which has been approved by the office on or prior to August 15, 2008; or

(b) The licensed distributor has delivered to the office or has sent by certified mail an application with the required fees to have electronic video bingo machines permitted, which application has been received, but not approved by the office on or prior to August 15, 2008 and the application includes one of the following:

(i) Proof of purchase for the total number of video bingo machines to be placed at a specific location.

(ii) A non refundable deposit of a minimum of twenty-five percent of the fair market value of the wholesale purchase price of the total number of machines to be placed at a specific location.

(iii) A non-refundable deposit on a lease agreement which is equivalent in value to a minimum of twenty-five percent of the fair market value of the wholesale purchase price of the total number of machines to be placed at a specific location.

(2) Electronic video bingo machines authorized by the provisions of this Subsection shall only be placed at one of the following locations:

(a) A location which has been approved by the office on or prior to August 15, 2008; or

(b) A location for which a completed application with the required fees for the licensing to conduct charitable gaming at a specific location has been received by the office on or prior to August 15, 2008. However locations which have not been approved by the office prior to August 15, 2008, but for which an application has been timely filed as provided by this Subparagraph, shall have received final approval from the office and must be occupied by August 15, 2009 in order to operate electronic video bingo machines which are not in compliance with the provisions of R.S. 4:724(B)(5)."

AMENDMENT NO. 3

On page 2, line 20, after "machine" delete the remainder of the line and insert "of a similar make and model"

AMENDMENT NO. 4

On page 3, delete line 8 in its entirety and insert the following:

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

Respectfully submitted,

Representatives:
Ernest D. Wooton
Joseph P. Lopinto
Karen Carter Peterson

Senators:
Daniel "Danny" Martiny
Joel T. Chaisson II

Rules Suspended

Senator Marionneaux asked for and obtained a suspension of the rules for the purpose of considering the Conference Committee Report. On motion of Senator Martiny, a vote was taken on the adoption of the report.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Erdey	Morrish
Adley	Gautreaux B	Mount
Alario	Gautreaux N	Murray
Amedee	Gray	Nevers
Broome	Hebert	Quinn
Cassidy	Heitmeier	Riser
Cheek	Jackson	Shaw
Cravins	Kostelka	Shepherd
Crowe	Long	Smith
Donahue	Marionneaux	Thompson
Dorsey	Martiny	Walsworth
Duplessis	McPherson	
Dupre	Michot	

Total - 37

NAYS

Total - 0

ABSENT

LaFleur
Total - 1

The Chair declared the Conference Committee Report was adopted. Senator Martiny moved to reconsider the vote by which the report was adopted and laid the motion on the table.

Rules Suspended

Senator Marionneaux asked for and obtained a suspension of the rules for the purpose of taking up at this time.

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

Senator Marionneaux asked for and obtained a suspension of the rules to take up at this time the following Senate Bills and Joint Resolutions just returned from the House of Representatives with amendments.

SENATE BILL NO. 808— (Substitute of Senate Bill No. 527 by Senator Marionneaux)

BY SENATOR MARIONNEAUX
AN ACT

To amend and reenact R.S. 39:101(A)(1), (B)(1)(a), (c), (d) and (2) and (F)(1), 103(A)(1) and (B)(1), 111, 112, 113, and 115, to enact R.S. 39:101(F)(3) and 103(B)(3), and to repeal R.S. 39:105, relative to capital outlay; to provide with respect to capital outlay budget development and enactment; to provide relative to the submission of capital outlay budget requests; to provide relative to the standards for capital projects and evaluation of such projects; to provide relative to inclusion of certain non-state projects in the capital outlay budget; to provide for inclusion of certain revenue bond projects in the capital outlay budget; 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 the following amendments:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Appropriations to Reengrossed Senate Bill No. 808 by Senator Marionneaux

AMENDMENT NO. 1

On page 1, delete line 3 and insert "and (B)(1), 111, 112, 113, 115, and 122(A), to enact R.S. 39:101(F)(3) and (G), and 103(B)(3), and"

AMENDMENT NO. 2

On page 1, line 9, between "budget;" and "to provide for" insert "to require approval of capital outlay projects by the Joint Legislative Committee on Capital Outlay;"

AMENDMENT NO. 3

On page 1, delete line 13 and insert "(B)(1), 111, 112, 113, 115, and 122(A) are hereby amended and reenacted, and R.S. 39:101(F)(3) and (G) and"

AMENDMENT NO. 4

On page 2, at the beginning of line 29 delete "(d) Any" and insert the following: "(d)(i) Except for projects subject to Subsection G of this Section, any Any"

AMENDMENT NO. 5

On page 3, between lines 3 and 4, insert the following: "(ii) For projects subject to Subsection G of this Section, any form for submission together with the legislative endorsement and other supporting information and documents for such projects shall contain the information necessary for the feasibility study required by Article VII, Section 11(C) of the Constitution of Louisiana."

AMENDMENT NO. 6

On page 3, after line 29, insert the following:
G. In addition to feasibility study requirements set forth elsewhere in this Part, each request for expenditure of funds for a capital project submitted by the head of a budget unit and each such request submitted by an official of a political subdivision, port, levee district, or other non-state entity requiring an estimated expenditure of three million dollars or more shall contain such additional information as required by rules adopted by the office of facility planning and control and approved by the House Committee on Ways and Means and the Senate Committee on Revenue and Fiscal Affairs.

AMENDMENT NO. 7

On page 4, line 23, between "projects," and "The" insert the following: "**The office shall develop policies and procedures that insure that the capital outlay bill does not exceed both the limitation on the issuance of general obligations bonds and the constitutional limitation of net state tax supported debt by more than can be reasonably managed.**"

AMENDMENT NO. 8

On page 6, between lines 1 and 2, insert the following:
(c) The project has been approved by the Joint Legislative Committee on Capital Outlay; however, no action to approve a project may be taken by the committee after the last day for introduction of a matter intended to have the effect of law by either house of the legislature."

AMENDMENT NO. 9

On page 6, line 18, after "project" insert "**subject to R.S. 39:101(G) that is**"

AMENDMENT NO. 10

On page 7, line 9, between "**demonstrated**" and "**its**" insert "**to the Joint Legislative Committee on Capital Outlay**"

AMENDMENT NO. 11

On page 7, delete lines 16 through 29 and on page 8, delete lines 1 through 11

AMENDMENT NO. 12

On page 8, between lines 11 and 12, insert the following:

"F. The Capital Outlay Act shall contain four priorities:
(1) Priority A general obligation bond funding shall be for completion of plans and specifications, land acquisition, site preparation, or for construction of projects that will require the sale of bonds or extension of lines of credit by the State Bond Commission during the fiscal year. Priority A shall include only funding for projects and amounts which were previously authorized by the Capital Outlay Act of the preceding year and which were granted cash lines of credit by the State Bond Commission.

(2) Priority B general obligation bond funding shall be for completion of plans and specifications, land acquisition, site preparation, or for construction of projects that will require the sale of bonds or extension of cash lines of credit by the State Bond Commission during the fiscal year. Priority B shall include only funding for the reauthorization of the portion of the outstanding previous fiscal year Priority D Non-Cash lines of credit for projects which will require cash expenditures in the fiscal year and therefore must be converted to cash lines of credit in the fiscal year.

(3) Priority C general obligation bond projects are for the initiation or completion of plans and specifications, land acquisition, site preparation, or for construction which will begin in the fiscal year and will require the sale of bonds or the granting of lines of credit by the State Bond Commission during the fiscal year. The projects included in this priority shall be limited to the amount of the estimated cash line of credit capacity available after Priority A and Priority B projects have been satisfied, as identified by the office when the bill is filed in the legislature. Of the projects included in this priority, not more than twenty-five percent of the total amount available shall consist of non-state projects added to the bill by the legislature, of which not more than one-half of the amount shall have been included by the House of Representatives and not more than one-half of the amount shall have been included by the Senate.

(4) Priority D general obligation bond funding shall be for funding the portion of construction contracts which will not require cash expenditures during the fiscal year. These funds, when combined with previously sold bonds or with higher priority bonds on lines of credit, or with funds appropriated from other sources, will provide sufficient appropriated funds to award contracts. Non-cash lines of credit granted by the State Bond Commission shall be required prior to the award of these contracts."

AMENDMENT NO. 13

On page 9, between lines 14 and 15, insert the following:

"§122. Commencement of work
 A. No work shall commence and no contract shall be entered into for any project contained in the capital outlay act unless and until funds are available from the cash sources indicated in the act or from the sale of bonds or from a line of credit approved by the State Bond Commission, except contracts for Department of Transportation and Development projects which are subject to the provisions of R.S. 48:251(D). **All requests for lines of credit shall first be forwarded to the Joint Legislative Committee on Capital Outlay. The State Bond Commission shall not grant a line of credit for any project until the Joint Legislative Committee on Capital Outlay approves the request for a line of credit for the project and forwards the request to the commission.**"

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed Senate Bill No. 808 by Senator Marionneaux

AMENDMENT NO. 1

In House Committee Amendment No. 1 proposed by the House Committee on Appropriations to Reengrossed Senate Bill No. 808 by Senator Marionneaux on line 3, change "103(B)(3)" to "103(A)(1)(e) and (f) and (B)(3)"

AMENDMENT NO. 2

On page 1, line 14, before "are hereby" change "103(B)(3)" to "103(A)(1)(e) and (f) and (B)(3)"

AMENDMENT NO. 3

On page 5, line 11, following "Section" and before "of the" change "11(B)" to "11(C)"

AMENDMENT NO. 4

On page 5, line 16, following "Subpart A" and before "." insert "of this Part"

AMENDMENT NO. 5

On page 5, line 17, following "Subpart A" and before "and" insert "of this Part"

AMENDMENT NO. 6

On page 7, line 11, following "establishing a" and before "formula" change "needs based" to "needs-based"

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dupre	McPherson
Adley	Erdey	Michot
Alario	Gautreaux B	Morrish
Amedee	Gautreaux N	Mount
Broome	Gray	Murray
Cassidy	Hebert	Nevers
Cheek	Heitmeier	Riser
Cravins	Jackson	Shaw
Crowe	Kostelka	Shepherd
Donahue	Long	Smith
Dorsey	Marionneaux	Thompson
Duplessis	Martiny	Walsworth
Total - 36		

NAYS

Total - 0

ABSENT

LaFleur	Quinn
Total - 2	

The Chair declared the amendments proposed by the House were rejected. Senator Marionneaux moved to reconsider the vote by which the amendments were rejected and laid the motion on the table.

Messages from the House

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

Message from the House

PASSED SENATE BILLS AND JOINT RESOLUTIONS

June 20, 2008

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. 582—

BY SENATOR NEVERS

AN ACT

To enact R.S. 17:10.8, relative to school and district accountability; to require the establishment and implementation of a program of early identification and intervention for low-performing schools that are at risk of failing; to provide for the duties and responsibilities of the state Department of Education and the State Board of Elementary and Secondary Education; to provide for criteria; to provide for technical assistance and compliance; and to provide for related matters.

Reported with amendments.

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

Rules Suspended

Senator Mount asked for and obtained a suspension of the rules for the purpose of reverting to the Morning Hour.

Introduction of Senate Resolutions

Senator Mount asked for and obtained a suspension of the rules for the purpose of introducing and reading the following Senate Resolutions a first and second time and acting upon them as follows:

SENATE RESOLUTION NO. 161—

BY SENATOR CASSIDY

A RESOLUTION

To urge and request the Department of Health and Hospitals to study all aspects of Senate Bill No. 402 of the 2008 Regular Session relative to the allocation of uncompensated care payments and to provide a written report and presentation to the Senate Committee on Health and Welfare at least forty-five days prior to the convening of the 2009 Regular Session.

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

Recess

On motion of Senator Mount, the Senate took a recess until 5:45 o'clock P.M.

After Recess

The Senate was called to order at 5:45 o'clock P.M. by the President of the Senate.

ROLL CALL

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

PRESENT

Mr. President	Gray	Mount
Adley	Heitmeier	Murray
Amedee	Long	Nevers
Cravins	Martiny	Riser
Dupre	McPherson	Smith
Erdey	Michot	Walsworth
Gautreaux N	Morrish	
Total - 20		

ABSENT

Alario	Dorsey	LaFleur
Broome	Duplessis	Marionneaux
Cassidy	Gautreaux B	Quinn

June 20, 2008

Cheek	Hebert	Shaw
Crowe	Jackson	Shepherd
Donahue	Kostelka	Thompson
Total - 18		

The President of the Senate announced there were 20 Senators present and a quorum.

Senate Business Resumed

Messages from the Governor

The following messages from the Governor were received and read as follows:

**STATE OF LOUISIANA
Office of the Governor**

June 20, 2008

The Honorable President and Members of the Senate
Ladies and Gentlemen:

I have appointed the following persons on the attached list to the offices indicated.

In compliance with Article IV, Section 5(H)(3) of the Louisiana Constitution of 1974, I do hereby present these names for your review.

Louisiana State Board of Examiners of Psychologists
Glenn A. Ally, Ph.D.

Sincerely,
BOBBY JINDAL
Governor

Rules Suspended

Senator Mount asked for and obtained a suspension of the rules for the purpose of taking up at this time House Bill No. 745 which was just advanced to third reading and final passage.

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

The following House Bills and Joint Resolutions on Third Reading and Final Passage were taken up and acted upon as follows:

HOUSE BILL NO. 745—
BY REPRESENTATIVE FRANKLIN
AN ACT

To enact R.S. 33:2740.69, relative to Calcasieu Parish; to create and provide for the Lake Charles North Economic Development District within such parish; to provide for the governance, plans, boundaries, and powers and duties of the district; and to provide for related matters.

Floor Amendments Sent Up

Senator Mount sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Mount to Reengrossed House Bill No. 745 by Representative Franklin

AMENDMENT NO. 1
Delete Senate Committee Amendments No. 1 through 8 proposed by the Senate Committee on Local and Municipal Affairs and adopted by the Senate on June 19, 2008.

AMENDMENT NO. 2
On page 1, line 1 after "To enact" and before ", relative" delete "R.S. 33:2740.69" and insert "Subpart B-40 of Part IV of Chapter 1 of Title 33 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 33:130.761 through 130.764"

AMENDMENT NO. 3
On page 1, line 3 after "parish;" delete the remainder of the line and insert "to provide for composition of the board; to provide for duties and powers of the board; to provide for the debts of the former district; and to provide for related matters."

AMENDMENT NO. 4
On page 1, delete lines 4 and 5 in their entirety

AMENDMENT NO. 5
On page 1, line 10 delete "R.S. 33:2740.69" and insert "Subpart B-40 of Part IV of Chapter 1 of Title 33 of the Louisiana Revised Statutes of 1950, comprised of R.S. 33:130.761 through 33:130.764,"

AMENDMENT NO. 6
On page 1, delete lines 11 through 16 in their entirety and insert the following:

"SUBPART B-40. LAKE CHARLES NORTH
ECONOMIC DEVELOPMENT DISTRICT
§130.761 Lake Charles North Economic Development District;
creation; purpose

A. The Lake Charles North Economic Development District, referred to in this Section as the "district", is hereby created in the parish of Calcasieu. The primary object and purposes of the district shall be to promote, encourage, and participate in economic development activities for the district.

B. For purposes of this Subpart, "economic development activities" shall include but shall not be limited to activities, projects, and endeavors that will accomplish or enhance the opportunity for any of the following:

(1) Growth and development of the district area and the prosperity and welfare of the people of the district.

(2) Expansion, restoration, improvement, or development of existing commercial structures in the district.

(3) Full use of underutilized resources of the district.

(4) Expansion and development of the tax base of the district.

(5) Improved communication among and coordination of federal, state, regional, and local programs in Louisiana, as well as private sector programs and projects.

C. Boundaries. The district shall encompass all of the territory included within the following perimeter: Ryan Street (interior side only), Broad Street (interior side only), Bunker Road (interior side only), and the Calcasieu River. The district shall exclude any areas that overlap with the Downtown Development District.

§130.762 Composition of the board

A. The Lake Charles North Economic Development District shall be composed of five members who shall be selected as follows:

(1) One member shall be appointed by the Louisiana state senator for Senate District No. 27.

(2) One member shall be appointed by the Louisiana state representative for House District No. 34.

(3) One member shall be appointed by the mayor of the city of Lake Charles.

(4) One member shall be appointed by the Chamber Southwest Louisiana.

(5) One member shall be appointed by the African American Chamber of Commerce.

B. (1) Members shall serve four-year terms after initial terms as provided in Paragraph (2) of this Subsection.

(2) One member shall serve an initial term of one year; one shall serve an initial term of two years; one shall serve an initial term of three years; and two shall serve initial terms of four years. The initial terms of the respective members shall be determined by lot conducted at the first meeting of the board.

C. No person appointed to the board shall serve for more than three consecutive terms.

D. The board shall elect from its members a chairman, a vice chairman, a secretary, and such other officers as it may deem necessary. The duties of the officers shall be fixed by the bylaws adopted by the board.

E. The board shall adopt such rules and regulations as it deems necessary or advisable for conducting its business affairs. It shall hold regular meetings as shall be provided in the bylaws and may hold special meetings at such times and places within the district as may be prescribed in the bylaws.

F. A majority of the members of the board shall constitute a quorum for the transaction of business. The board shall keep minutes of all meetings and shall make them available.

G. Members shall serve without compensation.

H. Any vacancy in the membership of the board, occurring either by reason of the expiration of the term for which appointed or by reason of death, resignation, or otherwise, shall be filled in the manner of the original appointment. In the event that the entity responsible for the appointment of a member fails to fill a vacancy within thirty days, the remaining members of the board shall appoint an interim successor to serve until the position is filled by the appointing entity.

I. Any member of the board may be removed by a majority vote of the board, but only for cause and on charges preferred against him in writing and after public hearing, provided that any member so removed shall have the right to appeal his removal to a court of competent jurisdiction within ten days of the decision ordering his removal.

§130.763 Powers and functions of the board

A. In order to accomplish the object and purposes for which the board is created, the board shall have the following powers and functions and may do any or all of the following:

(1) Make recommendations and provide relevant information about the district area to public officials or entities or private individuals or organizations concerning such matters as:

(a) Natural and environmental factors, trends of industrial population, other developments, and the habits and lifestyles of the people.

(b) Land use in the area.

(c) Locations for the concentration of wholesale, retail, business, and other commercial uses and spaces and locations for mixed uses.

(d) The need for and the proposed general location of public and private works and facilities.

(2) Make or assist in studies and investigations of the resources of the district area and the existing and emerging problems of industry, commerce, transportation, population, housing, and public services affecting the development of the area, and in making such studies seek the cooperation and collaboration of the appropriate state departments and agencies and instrumentalities of federal, state, and local government, educational institutions, research organizations, whether public or private, and of civic groups and private persons and organizations.

(3) Prepare and from time to time revise and make available to interested organizations, public bodies, and individuals, listings of the resources of the district area and of the major public and private works and facilities of all kinds which contribute to or affect the development of the area.

(4) Advise and supply information, as far as available, to civic groups and private persons and organizations who may request such information or advice, or who study or otherwise concern themselves with the purposes for which the board is created or with development in the fields of business and industry, labor, natural resources, urban growth, housing, or public service activities, such as public health and education, relevant to the development of the district area.

(5) Provide information to officials of departments, agencies, and instrumentalities of state and local government and to the public at large in order to foster public awareness and understanding of the purposes and functions of the board or to stimulate public interest and participation in the orderly, integrated development of the area.

(6) Accept and receive, in furtherance of its functions, grants and services from the federal government or its agencies, from departments, agencies, and instrumentalities of state or local government, or from private or civic sources.

(7) Solicit the assistance and active cooperation of industry and private civic organizations which are active in anti-litter and

recycling efforts to assist in control and reduction of litter in the area and encourage industry and private civic organizations to participate in the "adopt-a-road" program as provided in R.S. 30:2534 for the purpose of controlling litter along the highways of the area.

(8) Hold public hearings and sponsor public forums whenever it deems it necessary or useful in accomplishing its object and purposes, exercising its powers, or carrying out its functions as provided in this Subpart.

(9) Exercise all other powers necessary and proper for the discharge of its functions.

B. The district shall have no power of taxation.

§130.764 Debts of former district

Prior to exercising any authority granted in R.S. 33:130.763, the district shall satisfy and have cancelled all judgments and liens against the North Lake Charles Economic Development District of record in the mortgage records of the clerk of court for the parish of Calcasieu on the effective date of this Section."

AMENDMENT NO. 7

Delete pages 2 and 3 in their entirety.

AMENDMENT NO. 8

On page 4, delete lines 1 through 25 in their entirety.

On motion of Senator Mount, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Gautreaux N	Morrish
Adley	Gray	Mount
Amedee	Heitmeier	Murray
Cravins	Long	Nevers
Duplessis	Martiny	Riser
Dupre	McPherson	Smith
Erdey	Michot	Walsworth
Total - 21		

NAYS

Total - 0

ABSENT

Alario	Dorsey	Marionneaux
Broome	Gautreaux B	Quinn
Cassidy	Hebert	Shaw
Cheek	Jackson	Shepherd
Crowe	Kostelka	Thompson
Donahue	LaFleur	
Total - 17		

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

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

The following House Bills and Joint Resolutions on Third Reading and Final Passage, subject to call, were taken up and acted upon as follows:

Called from the Calendar

Senator Martiny asked that House Bill No. 531 be called from the Calendar at this time for its reconsideration.

June 20, 2008

HOUSE BILL NO. 531—
BY REPRESENTATIVE WOOTON
AN ACT

To amend and reenact R.S. 15:574.9(G)(2)(a)(ii) and Code of Criminal Procedure Article 900(A)(6)(b)(i)(bb), relative to probation and parole revocation; to amend the definition of a technical violation to include certain violations regarding controlled dangerous substances and drug paraphernalia; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Dupre Murray
Amedee Long Smith
Cravins Martiny Walsworth
Duplessis Morrish
Total - 11

NAYS

Adley Gautreaux N Michot
Cheek Heitmeier Mount
Total - 6

ABSENT

Alario Gautreaux B McPherson
Broome Gray Nevers
Cassidy Hebert Quinn
Crowe Jackson Riser
Donahue Kostelka Shaw
Dorsey LaFleur Shepherd
Erdey Marionneaux Thompson
Total - 21

The Chair declared the 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 Murray asked that House Bill No. 554 be called from the Calendar at this time for its final passage.

HOUSE BILL NO. 554—
BY REPRESENTATIVE PATRICIA SMITH
AN ACT

To amend and reenact R.S. 23:1171.1(C)(1), relative to discontinuance of business; to provide for penalties and fines for employers out of compliance; to provide for procedures for employers out of compliance; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Duplessis Martiny
Adley Dupre Michot
Amedee Erdey Mount
Broome Gautreaux B Murray
Cassidy Gautreaux N Nevers
Cheek Gray Riser

Cravins Heitmeier Smith
Donahue Kostelka Walsworth
Dorsey Long
Total - 26

NAYS

Total - 0

ABSENT

Alario LaFleur Quinn
Crowe Marionneaux Shaw
Hebert McPherson Shepherd
Jackson Morrish Thompson
Total - 12

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

Messages from the House

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

Message from the House

PASSED SENATE BILLS AND
JOINT RESOLUTIONS

June 20, 2008

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. 270—
BY SENATOR MCPHERSON
AN ACT

To authorize and provide for the transfer of certain state property, located in Rapides Parish, from the state of Louisiana, Department of Health and Hospitals to the Department of Transportation and Development; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 416—
BY SENATOR MURRAY
AN ACT

To amend and reenact Chapter 5 of Title 12 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 12:501 through 520, relative to unincorporated associations; to define certain terms; to provide that unincorporated associations can acquire, encumber, and transfer interests in movable and immovable property; to provide that statements of authority be filed where an unincorporated association transfers immovable property; to limit the liability of members of an unincorporated association in contract and in tort; to provide that unincorporated associations have capacity to sue and be sued; to provide for the disposition of property of an inactive unincorporated association; to provide a procedure for the appointment of an agent for service of process of an unincorporated association; to provide a procedure for the involuntary dissolution of an unincorporated association; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 500—
BY SENATORS CROWE AND DORSEY
AN ACT

To amend and reenact R.S. 15:541(12), (13), (14), (15), (16), (17), (18), (19), (20), (21) and (22), 561.2(B), 561.5(2), and (16) and R.S. 51:1425(B) and (D) and to enact R.S. 14:81.3(B)(3), R.S.

15:541(23), (24) and (25), 545.1, 549(H) and (I), 561.5(17), R.S. 17:280 and R.S. 51:1426 and to repeal R.S. 15:541(14.1) and (14.2), relative to the Internet; to provide for certain penalties for persons convicted of computer aided solicitation of a minor; to require certain restrictions on Internet use by registered sex offenders; requires providers of interactive computer service to perform certain duties; requires the Department of Education to develop a curriculum for Internet safety; requires sex offenders who are subject to supervision to agree to certain conditions of parole; provides for certain definitions; to require that certain duties be performed by interactive computer services; to require the Department of Public Safety and Corrections to make certain notifications; to provide for unfair trade practices; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 755—
BY SENATOR HEBERT

AN ACT

To enact R.S. 40:600.66(B), relative to the Louisiana Road Home Housing Corporation Act; to provide for the powers and responsibilities of the Road Home Corporation and the Louisiana Land Trust; to provide for the binding effect on certain appraisals; to prohibit certain forced sales of property; to provide for retroactive application; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 719—

BY SENATORS NEVERS, BROOME, WALSWORTH, AMEDEE, CASSIDY, CHEEK, CRAVINS, CROWE, DONAHUE, DORSEY, DUPRE, ERDEY, B. GAUTREAU, GRAY, HEBERT, HEITMEIER, LAFLEUR, LONG, MARTINY, MCPHERSON, MORRISH, MOUNT, MURRAY, SHAW, SHEPHERD, SMITH, THOMPSON AND DUPLESSIS

AN ACT

To amend and reenact R.S. 17:24.11(A), (C)(1) and (3), (D), (E), and (G), relative to the implementation of a pilot program for early screening and intervention services for early elementary school children with characteristics of dyslexia and related disorders; to provide relative to program components; to provide for implementation and reporting dates; to provide relative to funding; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 411—
BY SENATOR MCPHERSON

AN ACT

To enact Part III of Chapter 2 of Title 56 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 56:901, relative to the creation of the Coastal Land Stewardship Authority; to provide for the establishment of the authority in the Department of Wildlife and Fisheries; to provide for the powers, duties, and functions of the board of directors of the authority; to provide for composition of the authority; to provide procedures, terms, and conditions; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 351—
BY SENATOR N. GAUTREAU

AN ACT

To amend and reenact R.S. 39:364, relative to state purchase of alternate fuel or hybrid vehicles; to provide that the commissioner of administration shall purchase or lease for state use only alternative fuel and hybrid vehicles; to provide exceptions to the use of alternative fuel and hybrid vehicles; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 288—
BY SENATOR KOSTELKA

AN ACT

To amend and reenact R.S. 47:1835(D)(1) and (4), 1989.1(B), and 1998.1, relative to the Louisiana Tax Commission; to limit amounts received by the tax commission from certain audits and to limit the method of employing private counsel; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 386—
BY SENATOR HEBERT

AN ACT

To amend and reenact R.S. 14:90.4(A), 90.5(A) and (B), and R.S. 27:65(B)(9), 260, and 319 and R.S. 47:9070, relative to certain criminal offenses affecting certain military personnel; to provide for certain exceptions; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 359—
BY SENATOR N. GAUTREAU

AN ACT

To amend and reenact R.S. 51:3062(5)(b) and to enact R.S. 51:3063(C), relative to the definition of "net energy metering facility"; to provide relative to generating capacity for commercial or agricultural purposes; to provide relative to commission authority; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 26—

BY SENATORS ALARIO AND NEVERS AND REPRESENTATIVES ABRAMSON, ANDERS, ARMES, ARNOLD, AUBERT, AUSTIN BADON, BOBBY BADON, BALDONE, BARRAS, BARROW, BILLIOT, BURFORD, HENRY BURNS, TIM BURNS, BURRELL, CARMODY, CARTER, CHAMPAGNE, CHANDLER, CHANEY, CONNICK, CROMER, DANAHAY, DIXON, DOERGE, DOWNS, EDWARDS, ELLINGTON, FOIL, FRANKLIN, GALLOT, GEYMAN, GISCLAIR, GREENE, ELBERT GUILLORY, MICKEY GUILLORY, GUINN, HARDY, HARRISON, HAZEL, HENDERSON, HENRY, HILL, HINES, HOFFMANN, HONEY, HOWARD, HUTTER, GIROD JACKSON, MICHAEL JACKSON, JOHNSON, ROSALIND JONES, SAM JONES, KATZ, LABRUZZO, LAFONTA, LAMBERT, LEBAS, LEGER, LIGI, LITTLE, LOPINTO, LORUSSO, MARCHAND, MCVEA, MILLS, MONICA, MONTOUCKET, MORRELL, MORRIS, NORTON, NOWLIN, PEARSON, PETERSON, PONTI, POPE, PUGH, RICHARD, RICHMOND, RITCHIE, SCHRODER, SIMON, SMILEY, GARY SMITH, JANE SMITH, PATRICIA SMITH, ST. GERMAIN, TALBOT, TEMPLET, TRAHAN, TUCKER, WHITE, WILLIAMS, WILLMOTT AND WOOTON

AN ACT

To amend and reenact R.S. 33:2002(A)(1) and (4)(a), 2218.2(A)(1) and (2)(a), 2218.8(B) and (G) and 2218.10, relative to supplemental pay for certain law enforcement officers and firefighters; to increase the amount of supplemental pay; and to provide for related matters.

Reported without amendments.

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

**Appointment of Conference Committee
on Senate Bill No. 808**

The President of the Senate appointed the following members to confer with a like committee from the House for the purpose of considering the disagreement on Senate Bill No. 808: Senators Marionneaux, Adley and Chaisson.

Rules Suspended

Senator Cravins asked for and obtained a suspension of the rules for the purpose of taking up at this time.

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

Senator Cravins asked for and obtained a suspension of the rules to take up at this time the following Senate Bills and Joint Resolutions just returned from the House of Representatives with amendments.

SENATE BILL NO. 16— BY SENATOR CRAVINS

AN ACT

To amend and reenact R.S. 22:25.1(B) and (C), R.S. 32:862(B)(1) and to enact R.S. 32:898(C) and 899(C), relative to motor vehicle liability policies; to provide with respect to a database to determine compliance with the Motor Vehicle Safety Responsibility Law; to provide for the duration of maintaining the database; to provide with respect to proof of compliance to be sent to the commissioner of insurance; and to provide for related matters.

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Insurance to Reengrossed Senate Bill No. 16 by Senator Cravins

AMENDMENT NO. 1

On page 1, line 2, after "To" delete the remainder of the line and at the beginning of line 3, delete "32:898(C) and 899(C)," and insert "enact R.S. 32:863.2(F)"

AMENDMENT NO. 2

On page 1, at the end of line 5, delete "to" and delete line 6 in its entirety and at the beginning of line 7, delete "insurance;"

AMENDMENT NO. 3

On page 1, line 9, after "Section 1." delete the remainder of the line and insert "R.S. 32:863.2(F) is hereby enacted to read as"

AMENDMENT NO. 4

On page 1, delete lines 11 through 17 in their entirety and on page 2, delete lines 1 through 29 in their entirety and on page 3, delete lines 1 through 8 in their entirety and insert the following:

"§863.2. Notification of the cancellation or issuance of security; penalties; database development

F. (1) The secretary shall formulate criteria to develop and initiate a request for proposals to procure and implement a real-time system to quickly and accurately identify and verify the existence of motor vehicle insurance or other security required in compliance with the Motor Vehicle Safety Responsibility Law using advanced telecommunications and computer technology.

(2) The request for proposal shall require participants to perform the following:

(a) Create and maintain a database, at no cost to the state, of motor vehicles registered in this state which are covered by that security required to operate a motor vehicle in this state as provided in the Motor Vehicle Safety Responsibility Law.

(b) Provide real-time access to state and local law enforcement officials responsible for enforcing the traffic laws of this state which shall be available twenty-four hours a day, seven days a week. (3) The database may be initially implemented by the secretary as a six-month pilot program to be developed and implemented statewide upon expiration of the six-month period.

(4) The secretary shall require such information as may be necessary from automobile insurers or their representatives and the state treasurer as is needed to assist the contractor in creating and developing the database as such relates to the cancellation or issuance of motor vehicle liability security or the deposit of sufficient security with the state treasurer in order to operate a motor vehicle in this state.

(5) The secretary shall promulgate rules and regulations to implement the provisions of this Subsection."

AMENDMENT NO. 5

On page 3, at the beginning of line 9, change "Section 3." to "Section 2."

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Roy to Reengrossed Senate Bill No. 16 by Senator Cravins

AMENDMENT NO. 1

Delete House Committee Amendment No. 4 proposed by the House Committee on Insurance and adopted by the House of Representatives on June 12, 2008.

AMENDMENT NO. 2

On page 1, delete lines 11 through 17 in their entirety and on page 2, delete lines 1 through 29 in their entirety and on page 3, delete lines 1 through 8 in their entirety and insert the following:

"§863.2. Notification of the cancellation or issuance of security; penalties; database development

F. (1) The secretary shall formulate criteria to develop and initiate a request for proposals to procure and implement a real-time system to quickly and accurately identify and verify the existence of motor vehicle insurance or other security required in compliance with the Motor Vehicle Safety Responsibility Law using advanced telecommunications and computer technology.

(2) The criteria established by the secretary shall be developed only after consulting with an advisory group consisting of the commissioner of insurance or his designee, the superintendent of state police or his designee, the executive director of the Louisiana Highway Safety Commission or his designee, and five additional members, one representing the American Insurance Association, one representing the Property Casualty Insurance Association of America, one selected from a list of names submitted by the three insurers with the largest market share of automobile insurance in Louisiana, one from the Louisiana Association of Fire and Casualty Companies, and one from the Louisiana Independent Agents Association.

(3) The request for proposal shall require participants to develop a system that allows real-time access to state and local law enforcement officials allowing them to obtain the status of the existence of motor vehicle insurance or other security required in this state as provided in the Motor Vehicle Safety Responsibility Law.

(4) The system developed pursuant to this Subsection may initially be implemented by the secretary as a six-month pilot program to be developed and implemented statewide upon expiration of the six-month period.

(5) The secretary shall require such information as may be necessary from automobile insurers or their representatives and the state treasurer as is needed to assist the contractor in developing the system as such relates to the cancellation or issuance of motor vehicle liability security or deposit of sufficient security with the state treasurer in order to operate a motor vehicle in this state.

(6) The secretary shall promulgate rules and regulations to implement the provisions of this Subsection."

Senator Cravins 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: Name, Position, and Vote. Mr. President, Adley, Amedee, Erdey, Gautreaux B, Gautreaux N, Morrish, Mount, Murray.

Broome	Gray	Nevers
Cassidy	Heitmeier	Riser
Cheek	Kostelka	Shaw
Cravins	Marionneaux	Smith
Donahue	Martiny	Walsworth
Dorsey	McPherson	
Dupre	Michot	
Total - 28		

NAYS

Total - 0

ABSENT

Alario	Jackson	Shepherd
Crowe	LaFleur	Thompson
Duplessis	Long	
Hebert	Quinn	
Total - 10		

The Chair declared the amendments proposed by the House were concurred in. Senator Cravins moved to reconsider the vote by which the amendments were concurred in and laid the motion on the table.

SENATE BILL NO. 33—

BY SENATOR CHEEK AND REPRESENTATIVES ABRAMSON, BURFORD, DOERGE, HILL, HINES, MICHAEL JACKSON, JOHNSON, LABRUZZO, LEBAS, MILLS, NOWLIN, POPE, WILLIAMS AND WOOTON

AN ACT

To amend and reenact R.S. 46:446.6(B)(3) and the introductory paragraph of R.S. 46:446.6(B)(4), and to enact R.S. 46:446.6(C), (D), and (E), relative to medical assistance payments; to provide for the period of time within which a health care provider must submit payment to the Department of Health and Hospitals; to provide for reimbursements of monies paid erroneously under the Louisiana Medical Assistance Program; and to provide for related matters.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Katz to Reengrossed Senate Bill No. 33 by Senator Cheek

AMENDMENT NO. 1

On page 2, line 15, delete "**health**"

AMENDMENT NO. 2

On page 2, delete lines 16 through 17 in their entirety and insert in lieu thereof "**each appropriate health care provider after payment is received from a health insurer.**"

AMENDMENT NO. 3

On page 2, line 18, between "**Notwithstanding**" and the comma " ," delete "**the provisions of R.S. 22:250.34(C)**" and insert "**any contractual prescriptive period for filing of claims by the health care provider to the health insurer**"

AMENDMENT NO. 4

On page 2, at the beginning of line 19, delete "**department**" and insert "**Department of Health and Hospitals**"

AMENDMENT NO. 5

On page 2, line 21, between "**difference**" and the period " ." insert "**as described in Subsection C of this Section**"

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Duplessis	Martiny
Adley	Dupre	McPherson
Amedee	Erdey	Michot
Broome	Gautreaux B	Mount
Cassidy	Gautreaux N	Murray
Cheek	Gray	Nevers
Cravins	Heitmeier	Riser
Donahue	Long	Shaw
Dorsey	Marionneaux	Smith
Total - 27		

NAYS

Total - 0

ABSENT

Alario	Kostelka	Shepherd
Crowe	LaFleur	Thompson
Hebert	Morrish	Walsworth
Jackson	Quinn	
Total - 11		

The Chair declared the amendments proposed by the House were concurred in. Senator Cheek moved to reconsider the vote by which the amendments were concurred in and laid the motion on the table.

SENATE BILL NO. 51—

BY SENATORS MCPHERSON, ERDEY, B. GAUTREAUX, LAFLEUR AND SHAW

AN ACT

To enact R.S. 32:292.1, relative to motor vehicles; to authorize the transportation and storage of lawfully possessed firearms in privately owned motor vehicles; to provide exceptions; and to provide for related matters.

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

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Administration of Criminal Justice to Reengrossed Senate Bill No. 51 by Senator McPherson

AMENDMENT NO. 1

On page 1, line 14, after "**liable**" and before "**in**" insert "**unless grossly negligent**"

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Wooton to Reengrossed Senate Bill No. 51 by Senator McPherson

AMENDMENT NO. 1

Delete House Committee Amendment No. 1 proposed by the House Committee on the Administration of Criminal Justice and adopted by the House on May 28, 2008.

AMENDMENT NO. 2

On page 1, line 14, after "**entity**" insert "**or their agent or employee**"

AMENDMENT NO. 3

On page 1, line 15, delete "**the transportation, storage, possession, or use of**"

June 20, 2008

AMENDMENT NO. 4

On page 1, line 16, delete "except as provided in", delete line 17, and insert "other than for a violation of Subsection C of this Section."

AMENDMENT NO. 5

On page 2, delete lines 1 through 6, and insert:

"C. No property owner, tenant, public or private employer, or business entity shall prohibit any person from transporting or storing a firearm pursuant to Subsection A of this Section. However, nothing in this Section shall prohibit an employer or business entity from adopting policies specifying that firearms stored in locked, privately-owned motor vehicles on property controlled by an employer or business entity be hidden from plain view or within a locked case or container within the vehicle."

AMENDMENT NO. 6

On page 2, on line 15, after "if" delete the remainder of the line and insert: "access is restricted or limited through the use of a fence, gate, security station, signage, or other means of restricting or limiting general public access onto the parking area, and if one of the following conditions applies"

AMENDMENT NO. 7

On page 2, delete lines 16 through 22, and insert:

(a) The employer or business entity provides facilities for the temporary storage of unloaded firearms. (b) The employer or business entity provides an alternative parking area reasonably close to the main parking area in which employees and other persons may transport or store firearms in locked, privately-owned motor vehicles."

Senator McPherson 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: Adley, Alario, Amedee, Broome, Cassidy, Cheek, Cravins, Donahue, Dorsey, Duplessis, Dupre, Erdey, Gautreaux B, Gautreaux N, Heitmeier, Kostelka, Long, Marionneaux, Martiny, McPherson, Michot, Morrish, Mount, Murray, Nevers, Riser, Shaw, Shepherd, Smith, Walsworth

Total - 30

NAYS

Total - 0

ABSENT

Table with 3 columns of names: Mr. President, Crowe, Gray, Hebert, Jackson, LaFleur, Quinn, Thompson

Total - 8

The Chair declared the amendments proposed by the House were concurred in. Senator McPherson moved to reconsider the vote by which the amendments were concurred in and laid the motion on the table.

SENATE BILL NO. 333— BY SENATOR QUINN

AN ACT

To amend and reenact R.S. 18:503, relative to the Louisiana Election Code; to provide relative to withdrawal and disqualification of candidates; to provide for notice of withdrawal and

disqualification; to require posting of notice of such withdrawal and disqualification; to provide for an effective date; and to provide for related matters.

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

SENATE BILL NO. 388— BY SENATOR DONAHUE

AN ACT

To enact R.S. 42:1111(A)(5), relative to ethics; to provide for compensation paid to public school teachers and administrators for assisting non-profit testing organizations in the administration of standardized tests for student evaluation or for college admissions; to provide that such compensation shall not violate the Code of Governmental Ethics regarding nonpublic payments to public employees; and to provide for related matters.

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

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on House and Governmental Affairs to Engrossed Senate Bill No. 388 by Senator Donahue

AMENDMENT NO. 1

On page 1, line 14, after "grade and" delete the remainder of the line and insert "postsecondary education instructional faculty"

AMENDMENT NO. 2

On page 2, at the beginning of line 2, change "employer" to "entity"

AMENDMENT NO. 3

On page 2, line 3, after "his governmental" change "employer" to "entity"

AMENDMENT NO. 4

On page 2, line 6, after "his governmental" change "employer" to "entity"

AMENDMENT NO. 5

On page 2, at the end of line 7, change "employer." to "entity."

Senator Donahue 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, Adley, Alario, Amedee, Broome, Cassidy, Cheek, Cravins, Donahue, Dorsey, Duplessis, Dupre, Erdey, Gautreaux B, Gautreaux N, Gray, Heitmeier, Kostelka, Long, Marionneaux, Martiny, McPherson, Michot, Morrish, Mount, Murray, Nevers, Riser, Shaw, Shepherd, Smith, Thompson, Walsworth

Total - 33

NAYS

Total - 0

ABSENT

Crowe	Jackson	Quinn
Hebert	LaFleur	
Total - 5		

The Chair declared the amendments proposed by the House were concurred in. Senator Donahue moved to reconsider the vote by which the amendments were concurred in and laid the motion on the table.

SENATE BILL NO. 755—
BY SENATOR HEBERT

AN ACT

To enact R.S. 40:600.66(B), relative to the Louisiana Road Home Housing Corporation Act; to provide for the powers and responsibilities of the Road Home Corporation and the Louisiana Land Trust; to provide for the binding effect on certain appraisals; to prohibit certain forced sales of property; to provide for retroactive application; and to provide for related matters.

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

SENATE BILL NO. 780—

BY SENATORS CROWE, ALARIO, BROOME, CASSIDY, DONAHUE, DORSEY, DUPLESSIS, DUPRE, ERDEY, B. GAUTREAUX, N. GAUTREAUX, HEBERT, LAFLEUR, LONG, MOUNT, MURRAY, NEVERS, QUINN, RISER, SHEPHERD, SMITH, THOMPSON, WALSWORTH AND SHAW AND REPRESENTATIVES ABRAMSON, ANDERS, ARNOLD, BOBBY BADON, BALDONE, BARRAS, BARROW, BILLIOT, HENRY BURNS, BURRELL, CARMODY, CONNICK, DANAHAY, EDWARDS, ELLINGTON, FRANKLIN, GISCLAIR, ELBERT GUILLORY, HAZEL, HENDERSON, HINES, HOWARD, GIROD JACKSON, JOHNSON, ROSALIND JONES, SAM JONES, LABRUZZO, LAFONTA, LEBAS, LEGER, LIGI, LOPINTO, LORUSSO, MORRELL, NORTON, PEARSON, PETERSON, RICHMOND, ROBIDEAUX, SCHRODER, SMILEY, JANE SMITH, PATRICIA SMITH, TEMPLET, TRAHAN, TUCKER, WADDELL, WILLIAMS AND WOOTON

AN ACT

To enact Chapter 49 of Title 34 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 34:3491 through 3506, relative to the Louisiana International Deep Water Gulf Transfer Terminal Authority; to create the authority and provide for a board of commissioners to govern the authority; to provide for the authority's powers, duties, and responsibilities; and to provide for related matters.

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

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Transportation, Highways, and Public Works to Reengrossed Senate Bill No. 780 by Senator Crowe

AMENDMENT NO. 1

On page 5, line 23, delete "**mutual written agreement of**" and insert in lieu thereof "**authority shall enter into a cooperative endeavor agreement with the local governing authority.**"

AMENDMENT NO. 2

On page 5, line 25, delete "**shall be required**"

AMENDMENT NO. 3

On page 6, line 2, delete "**ten**" and insert in lieu thereof "**twelve**"

AMENDMENT NO. 4

On page 6, line 4, after "**Development**" insert the following: "**, the chairmen of the House and Senate committees on transportation, highways, and public works or their designees**"

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dupre	Michot
Adley	Erdey	Morrish
Alario	Gautreaux B	Mount
Amedee	Gautreaux N	Murray
Broome	Heitmeier	Nevers
Cassidy	Kostelka	Riser
Cravins	Long	Shaw
Crowe	Marionneau	Shepherd
Donahue	Martiny	Thompson
Duplessis	McPherson	Walsworth
Total - 30		

NAYS

Total - 0

ABSENT

Cheek	Hebert	Quinn
Dorsey	Jackson	Smith
Gray	LaFleur	
Total - 8		

The Chair declared the amendments proposed by the House were concurred in. Senator Crowe moved to reconsider the vote by which the amendments were concurred in and laid the motion on the table.

SENATE BILL NO. 811— (Substitute of Senate Bill No. 621 by Senator Cravins)

BY SENATOR CRAVINS

AN ACT

To enact Chapter 13-J of Title 33 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 33:4720.151 and 4720.161, relative to local redevelopment, to create certain parish redevelopment authorities; to create the North Lafayette and Downtown Redevelopment Authority; to provide for the formation of a program or programs for the use of appropriate private and public resources to eliminate and prevent the development or spread of slum, blighted, and distressed areas; to allow the rehabilitation, clearance, and redevelopment of slum, blighted, and distressed areas; to provide for the expeditious conversion of blighted or underused property into habitable residential dwellings needed to address the influx of displaced persons due to the effects of hurricanes Katrina and Rita; to provide for the governing body of such authorities; to provide for the powers, duties, functions, and liabilities of redevelopment authorities; to authorize public bodies to furnish funds, series, facilities, and property in aid of redevelopment projects; to authorize the authorities to initiate expedited quiet title and foreclosure actions; and to provide for related matters.

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

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Municipal, Parochial and Cultural Affairs to Reengrossed Senate Bill No. 811 by Senator Cravins

AMENDMENT NO. 1

On page 13, at the end of line 19, delete the period "." and insert a comma "," and "**except that a holder of a conventional mortgage on the property may purchase the property by tendering the highest bid.**"

AMENDMENT NO. 2

On page 18, at the end of line 23, delete the period "." and insert a comma "," and "**except that a holder of a conventional mortgage**

on the property may purchase the property by tendering the highest bid."

AMENDMENT NO. 3

On page 22, line 13, after "(2)" delete "The" and insert "Except as provided in Part II of this Chapter, the"

AMENDMENT NO. 4

On page 25, delete lines 25 through 28 in their entirety and insert in lieu thereof the following:

"(7) "Immovable property" means any and all rights, title, and interest in a tract of land, including its component parts.

"(8) "Owner of a property interest" means anyone with a corporeal or incorporeal interest in immovable property, including a naked owner, a usufructuary, a mortgagee, a judgment creditor, or a holder of a personal or predial servitude."

AMENDMENT NO. 5

On page 28, between lines 22 and 23, insert the following:

"(c) For a state or federally chartered depository institution, a search of entity records with the Louisiana Office of Financial Institutions or with the Federal Deposit Insurance Corporation (FDIC)."

AMENDMENT NO. 6

On page 31, line 12, after "foreclosure" and before "who" insert a comma "," and "including a current holder of a conventional mortgage."

AMENDMENT NO. 7

On page 31, line 14, after "hearing." and before "The" insert the following: "A holder of a conventional mortgage may object to the action and is entitled to a dismissal of the proceedings by the district court upon a showing that it is the holder of a legally enforceable conventional mortgage and upon payment of the outstanding amount of any liens, taxes, and related costs."

AMENDMENT NO. 8

On page 39, line 15, after "citizens," delete the remainder of the line and delete line 16 in its entirety and in lieu thereof insert "all of whom shall reside or be employed within the geographical boundaries of the authority and seven of whom shall be qualified electors of the city as follows:"

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on House and Governmental Affairs to Reengrossed Senate Bill No. 811 by Senator Cravins

AMENDMENT NO. 1

On page 1, line 2, between "To" and "enact" insert "amend and reenact R.S. 44:4.1(B)(18) and to"

AMENDMENT NO. 2

On page 1, line 4, after "North Lafayette" delete "and Downtown"

AMENDMENT NO. 3

On page 1, line 15, between "actions;" and "and to" insert "to provide for exceptions to public records laws;"

AMENDMENT NO. 4

On page 36, line 20, after "NORTH LAFAYETTE" delete "AND DOWNTOWN"

AMENDMENT NO. 5

On page 36, line 22, after "North Lafayette" delete "and Downtown"

AMENDMENT NO. 6

On page 36, line 23, after "North Lafayette" delete "and Downtown"

AMENDMENT NO. 7

On page 38, at the end of line 17 delete "and" and at the beginning of line 18, delete "Downtown"

AMENDMENT NO. 8

On page 39, line 7, after "North Lafayette" delete "and Downtown"

AMENDMENT NO. 9

On page 39, at the end of line 9, delete the period "." and insert: "but shall not include the area comprising the Commercial Core subdistrict of the Lafayette Centre Development District created by Act 116 of the 1992 Regular Session of the Legislature."

AMENDMENT NO. 10

On page 39, line 13, after "North Lafayette" delete "and Downtown"

AMENDMENT NO. 11

On page 39, delete lines 28 and 29 and insert: "(v) One commissioner shall be appointed by the mayor-president of Lafayette."

AMENDMENT NO. 12

On page 40, delete lines 1 and 2 and insert: "(vi) One commissioner shall be the director of the Lafayette Economic Development Authority."

AMENDMENT NO. 13

On page 40, line 9, after "one" delete the remainder of the line and delete line 10

AMENDMENT NO. 14

On page 58, line 24, after "Lafayette" delete "and Downtown"

AMENDMENT NO. 15

On page 62, line 16, after "North Lafayette" delete "and Downtown"

AMENDMENT NO. 16

On page 62, line 19, after "North Lafayette" delete "and Downtown"

AMENDMENT NO. 17

On page 69, between line 27 and 28, insert the following: "Section 2. R.S. 44:4.1(B)(18) is hereby amended and reenacted to read as follows:
§4.1. Exceptions

* * *

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

* * *

(18) R.S. 33:1334, 2182, 2428, 4720.161, 4720.171, 9109, 9128

* * *

AMENDMENT NO. 18

On page 69, at the beginning of line 28, change "Section 2." to "Section 3."

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Hardy to Reengrossed Senate Bill No. 811 by Senator Cravins

AMENDMENT NO. 1

On page 1, line 3, change "R.S. 33:4720.151 and 4720.161," to "R.S. 33:4720.161 and 4720.171,"

AMENDMENT NO. 2

On page 2, line 3, change "R.S. 33:4720.151 and 4720.161," to "R.S. 33:4720.161 and 4720.171,"

AMENDMENT NO. 3

On page 2, line 6, change "§4720.151." to "§4720.161."

AMENDMENT NO. 4

On page 8, line 29, delete "commercial, industrial,"

AMENDMENT NO. 5

On page 10, delete lines 8 through 12 in their entirety and insert "planned land uses to foster residential housing development."

AMENDMENT NO. 6

On page 11, delete lines 28 and 29, and insert "appropriate for residential development."

AMENDMENT NO. 7

On page 14, line 2, after "residential" change "development," to "or"

AMENDMENT NO. 8

On page 14, delete lines 3 through 5 in their entirety and at the beginning of line 6, delete "and appurtenances thereto" and insert "development authorized in this Part"

AMENDMENT NO. 9

On page 14, at the end of line 11 delete the comma "," and on line 12 delete "commercial, research, industrial, or other"

AMENDMENT NO. 10

On page 19, at the end of line 8, delete the comma "," and at the beginning of line 9, delete "recreational, commercial, industrial, or other" and insert "or recreational"

AMENDMENT NO. 11

On page 21, delete lines 16 through 28 in their entirety

AMENDMENT NO. 12

On page 30, line 18, change "Subsection K of this Section." to "Paragraph (4) of this Subsection."

AMENDMENT NO. 13

On page 34, line 22, change "Subsection L of this Section." to "Paragraph (11) of this Subsection."

AMENDMENT NO. 14

On page 36, line 22, change "§4720.161." to "§4720.171."

AMENDMENT NO. 15

On page 44, line 2, delete "commercial, industrial,"

AMENDMENT NO. 16

On page 45, delete lines 10 through 14 in their entirety and insert "planned land uses to foster residential housing development."

AMENDMENT NO. 17

On page 47, delete lines 1 and 2 in their entirety and insert "the board may deem necessary or appropriate for residential development."

AMENDMENT NO. 18

On page 49, line 4, after "residential" change "development," to "or"

AMENDMENT NO. 19

On page 49, delete lines 5 through 7 in their entirety and at the beginning of line 8, delete "and appurtenances thereto" and insert "development authorized in this Part"

AMENDMENT NO. 20

On page 49, at the end of line 13 delete the comma "," and at the beginning of line 14 delete "commercial, research, industrial, or other"

AMENDMENT NO. 21

On page 54, at the end of line 11, delete the comma "," and at the beginning of line 12, delete "recreational, commercial, industrial, or other" and insert "or recreational"

AMENDMENT NO. 22

On page 56, delete lines 19 through 29 in their entirety and on page 57, delete line 1

AMENDMENT NO. 23

On page 59, line 6, after "therewith, and" delete the remainder of the line and at the beginning of line 7, delete "equitable," and insert "any other real right"

AMENDMENT NO. 24

On page 62, line 26, change "Paragraph (1)" to "Paragraph (11)"

AMENDMENT NO. 25

On page 63, line 27, change "Subsection R of this Section." to "Paragraph (4) of this Subsection."

AMENDMENT NO. 26

On page 67, line 29, change "Paragraph (12)" to "Paragraph (11)"

AMENDMENT NO. 27

On page 68, line 2, change "Subsection L of this Section." to "Paragraph (11) of this Subsection."

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Duplessis	McPherson
Adley	Dupre	Michot
Alario	Erdey	Morrish
Amedee	Gautreaux B	Mount
Broome	Gautreaux N	Murray
Cassidy	Heitmeier	Nevers
Cheek	Jackson	Riser
Cravins	Kostelka	Shaw
Crowe	Long	Shepherd
Donahue	Marionneaux	Thompson
Dorsey	Martiny	Walsworth
Total - 33		

NAYS

Total - 0

ABSENT

Gray	LaFleur	Smith
Hebert	Quinn	
Total - 5		

The Chair declared the amendments proposed by the House were concurred in. Senator Cravins moved to reconsider the vote by which the amendments were concurred in and laid the motion on the table.

SENATE BILL NO. 23—

BY SENATOR CROWE

AN ACT

To amend and reenact R.S. 24:55(F)(1), relative to the Board of Ethics; to require the lobbyist expenditure report forms, which are provided by the board, to contain certain information; and to provide for related matters.

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

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on House and Governmental Affairs to Engrossed Senate Bill No. 23 by Senator Crowe

AMENDMENT NO. 1

On page 1, line 2, change "amend and reenact R.S. 24:55(F)(1)," to "enact R.S. 24:57(4),"

AMENDMENT NO. 2

On page 1, delete lines 3 and 4 and insert "board to perform certain duties relative to certain forms for the regulation of lobbying the legislature; and to provide for related matters."

AMENDMENT NO. 3

On page 1, line 6, change "R.S. 24:55(F)(1) is hereby amended and reenacted" to "R.S. 24:57(4) is hereby enacted"

AMENDMENT NO. 4

On page 1, delete lines 7 through 14 and insert the following: "§57. Administration

The board, in performance of its duties under this Part, shall:

* * *

(4) Establish forms for the registration and reports required by this Part, including clear and concise instructions on how to properly complete the forms particularly regarding the reporting of expenditures by the lobbyist and any expenditures of the employer or principal of the lobbyist in the manner required by this Part."

Senator Crowe 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: Name, Dupre, Michot. Lists names of members voting 'YEAS'.

NAYS

Total - 0

ABSENT

Table with 3 columns: Name, LaFleur, Quinn. Lists names of members who are 'ABSENT'.

The Chair declared the amendments proposed by the House were concurred in. Senator Crowe moved to reconsider the vote by which the amendments were concurred in and laid the motion on the table.

SENATE BILL NO. 405—

BY SENATORS BROOME, DORSEY, DUPLESSIS, GRAY, JACKSON, LONG, MURRAY, NEVERS AND THOMPSON AN ACT

To enact Chapter 20 of Title 6 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 6:1371 through 1375, to establish the Financial Literacy and Education Commission; to provide for purpose; to provide for membership; to provide for powers and duties; to provide for funding and effectiveness; and to provide for related matters.

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

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Appropriations to Reengrossed Senate Bill No. 405 by Senator Broome

AMENDMENT NO. 1

On page 2, line 21, after "governor," and before "These" insert the following: "At least four of the members shall have at least one year of experience in the banking or financial services industry."

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed Senate Bill No. 405 by Senator Broome

AMENDMENT NO. 1

On page 4, line 18, before "Legislative" change "Pointer" to "Povnter"

Senator Broome 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: Name, Dupre, Michot. Lists names of members voting 'YEAS'.

NAYS

Total - 0

ABSENT

Table with 3 columns: Name, LaFleur, Quinn. Lists names of members who are 'ABSENT'.

The Chair declared the amendments proposed by the House were concurred in. Senator Broome moved to reconsider the vote by which the amendments were concurred in and laid the motion on the table.

SENATE BILL NO. 433—

BY SENATOR MARIONNEAUX

AN ACT

To amend and reenact R.S. 9:3573.1, 3573.2(A), 3573.3(1), (7), (8), (9) and (10), 3573.4, 3573.6(A)(2), 3573.10(C), 3573.11(B) and (C), 3573.13(B) and (C), and 3573.16, and to repeal R.S. 9:3573.9 and 3573.17, relative to the Louisiana consumer credit law; to provide an exception to licensing requirements for certain attorneys; to provide certain terms, procedures, conditions, requirements, definitions, and exemptions; to provide for damages; to provide for orders, injunctions, publication, and availability of records to the general public; to provide for penalties; to provide for notification or service; and to provide for related matters.

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

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Commerce to Reengrossed Senate Bill No. 433 by Senator Marionneaux

AMENDMENT NO. 1

On page 1, line 2, after "3573.3(1)," delete "(7),"

AMENDMENT NO. 2

On page 1, line 4, change "R.S. 9:3573.9" to "R.S. 9:3573.3(7), 3573.9,"

AMENDMENT NO. 3

On page 1, line 11, after "3573.3(1)," delete "(7),"

AMENDMENT NO. 4

On page 6, delete lines 10 through 18 in their entirety

AMENDMENT NO. 5

On page 10, line 9, change "R.S. 9:3573.9" to "R.S. 9:3573.3(7), 3573.9," and after "repealed" insert "in their entirety"

AMENDMENT NO. 6

On page 10, after line 10, insert the following:

"Section 3. This Act shall become effective upon signature by the governor or, if not signed by the governor, upon expiration of the time for bills to become law without signature by the governor, as provided by Article III, Section 18 of the Constitution of Louisiana. If vetoed by the governor and subsequently approved by the legislature, this Act shall become effective on the day following such approval."

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed Senate Bill No. 433 by Senator Marionneaux

AMENDMENT NO. 1

On page 8, line 16, following "A." delete "****" and insert "Before executing a contract or agreement with a buyer or receiving money or other valuable consideration, a credit repair services organization shall provide the buyer with a statement in writing, containing:"

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Dupre Michot
Adley Erdey Morrish
Alario Gautreaux B Mount
Amedee Gautreaux N Murray
Broome Gray Nevers
Cassidy Heitmeier Riser
Cheek Jackson Shaw
Cravins Kostelka Shepherd
Crowe Long Smith
Donahue Marionneaux Thompson
Dorsey Martiny Walsworth
Duplessis McPherson

Total - 35

NAYS

Total - 0

ABSENT

Hebert LaFleur Quinn
Total - 3

The Chair declared the amendments proposed by the House were concurred in. Senator Marionneaux moved to reconsider the vote by which the amendments were concurred in and laid the motion on the table.

SENATE BILL NO. 549—

BY SENATOR CASSIDY AND REPRESENTATIVES CARMODY, CARTER, DIXON, HOFFMANN AND RICHARDSON AN ACT

To enact R.S. 17:273.1, relative to curricula; to require that certain "critical languages" be offered in public secondary schools by a specified date; and to provide for related matters.

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

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Education to Engrossed Senate Bill No. 549 by Senator Cassidy

AMENDMENT NO. 1

On page 1, line 14 after "Section" delete the comma "," and delete the remainder of the line and on line 15 delete "implementation does not fall behind" and insert in lieu thereof "in accordance with"

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Appropriations to Engrossed Senate Bill No. 549 by Senator Cassidy

AMENDMENT NO. 1

On page 2, after line 17, insert the following:

"Section 2. The provisions of this Act shall not become effective unless and until sufficient funds are appropriated by the legislature for such purposes."

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Dupre Michot
Adley Erdey Morrish
Alario Gautreaux B Mount
Amedee Gautreaux N Murray
Broome Gray Nevers
Cassidy Heitmeier Riser
Cheek Jackson Shaw
Cravins Kostelka Shepherd
Crowe Long Smith
Donahue Marionneaux Thompson
Dorsey Martiny Walsworth
Duplessis McPherson

Total - 35

NAYS

Total - 0

ABSENT

Hebert LaFleur Quinn
Total - 3

The Chair declared the amendments proposed by the House were concurred in. Senator Cassidy moved to reconsider the vote by which the amendments were concurred in and laid the motion on the table.

June 20, 2008

SENATE BILL NO. 719—

BY SENATORS NEVERS, BROOME, WALSWORTH, AMEDEE, CASSIDY, CHEEK, CRAVINS, CROWE, DONAHUE, DORSEY, DUPRE, ERDEY, B. GAUTREAU, GRAY, HEBERT, HEITMEIER, LAFLEUR, LONG, MARTINY, MCPHERSON, MORRISH, MOUNT, MURRAY, SHAW, SHEPHERD, SMITH, THOMPSON AND DUPLESSIS

AN ACT

To amend and reenact R.S. 17:24.11(A), (C)(1) and (3), (D), (E), and (G), relative to the implementation of a pilot program for early screening and intervention services for early elementary school children with characteristics of dyslexia and related disorders; to provide relative to program components; to provide for implementation and reporting dates; to provide relative to funding; and to provide for related matters.

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

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Appropriations to Reengrossed Senate Bill No. 719 by Senator Nevers

AMENDMENT NO. 1

On page 1, at the end of line 16, insert the following: "The development and implementation of the pilot program shall be accomplished by the board within, and as a component of, its operating budget contained in the General Appropriation Bill for Fiscal Year 2008-2009."

AMENDMENT NO. 2

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

"G. ~~Implementation of the provisions of this Section shall be subject to the appropriation of funds for this purpose; however in no case shall such appropriation exceed four hundred fifty thousand dollars.~~ In addition to any funds which may be provided by the"

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Trahan to Reengrossed Senate Bill No. 719 by Senator Nevers

AMENDMENT NO. 1

Delete Amendment No. 1 proposed by the House Committee on Appropriations and adopted by the House on June 18, 2008.

AMENDMENT NO. 2

On page 1, at the end of line 16, add the following: "If no monies are appropriated in Fiscal Year 2008-2009 for the pilot program, the board shall begin development and implementation of the pilot program in any subsequent fiscal year in which monies are appropriated for such purpose."

Senator Nevers 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: Name, Position, and Status. Includes Mr. President, Dupre, Michot, Adley, Erdey, Morrish, Alario, Gautreaux B, Mount, Amedee, Gautreaux N, Murray, Broome, Gray, Nevers, Cassidy, Heitmeier, Riser, Cheek, Jackson, Shaw, Cravins, Kostelka, Shepherd, Crowe, Long, Smith.

Table with 3 columns: Name, Position, and Status. Includes Donahue, Marionneaux, Thompson, Dorsey, Martiny, Walsworth, Duplessis, McPherson.

Total - 35 NAYS

Total - 0 ABSENT

Table with 3 columns: Name, Position, and Status. Includes Hebert, LaFleur, Quinn.

The Chair declared the amendments proposed by the House were concurred in. Senator Nevers moved to reconsider the vote by which the amendments were concurred in and laid the motion on the table.

SENATE BILL NO. 809— (Substitute of Senate Bill No. 507 by Senator Mount)

BY SENATOR MOUNT

AN ACT

To enact R.S. 33:4547.1(E) and (F), all relative to performance-based energy efficiency contracts; to provide for contract provisions; to provide for contract evaluation requirements; to provide for the cost of evaluation; and to provide for related matters.

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

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Municipal, Parochial and Cultural Affairs to Reengrossed Senate Bill No. 809 by Senator Mount

AMENDMENT NO. 1

On page 1, line 11, after "select" and before "energy" delete "a certified" and insert "an"

AMENDMENT NO. 2

On page 1, line 17, after "The" and before "energy" delete "certified"

AMENDMENT NO. 3

On page 2, line 5, after "(4)" and before "energy" delete "A certified" and insert "An"

AMENDMENT NO. 4

On page 2, at the end of line 8, delete "direct"

AMENDMENT NO. 5

On page 2, between lines 16 and 17, insert the following: "(6) An energy efficiency independent third-party evaluation consultant shall, at a minimum, be licensed by the state of Louisiana as a professional engineer or a professional architect with experience in energy efficiency contracting. Each political subdivision shall be responsible for verifying the credentials of the consultant to ensure that he possesses the minimum qualifications and has no conflict of interest to the political subdivision or the proposers."

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on House and Governmental Affairs to Reengrossed Senate Bill No. 809 by Senator Mount

AMENDMENT NO. 1

On page 1, line 2, between "To" and "enact" insert "amend and reenact R.S. 44:4.1(B)(18) and to"

AMENDMENT NO. 2

On page 1, line 4, between "evaluation;" and "and to" insert "to provide for an exception to laws relative public records;"

AMENDMENT NO. 3

On page 1, at the end of line 11, change "**efficient**" to "**efficiency**"

AMENDMENT NO. 4

On page 1, line 15, change "**proposal**" to "**proposals**"

AMENDMENT NO. 5

On page 1, at the end of line 16, change "**proposal.**" to "**proposals.**"

AMENDMENT NO. 6

On page 1, line 17, after "**energy**" change "**efficient**" to "**efficiency**"

AMENDMENT NO. 7

On page 2, line 3, change "**Section**" to "**Subsection**"

AMENDMENT NO. 8

On page 2, line 3, after "**participate on**" delete the remainder of the line and on line 4 delete "**agency**" and insert "**its behalf**"

AMENDMENT NO. 9

On page 2, line 5, after "**energy**" change "**efficient**" to "**efficiency**"

AMENDMENT NO. 10

On page 2, at the beginning of line 13, change "**proposal**" to "**proposals**"

AMENDMENT NO. 11

On page 3, line 6, between "**contract,**" and "**provide**" insert "**shall also**"

AMENDMENT NO. 12

On page 3, line 12, after "**installation**" change the semicolon ";" to a comma "," and at the end of the line delete the comma ","

AMENDMENT NO. 13

On page 3, line 16, between "**savings**" and "**by adding**" insert a comma "," and insert "**which shall be determined**"

AMENDMENT NO. 14

On page 3, line 17 change "**minus**" to "**and subtracting**"

AMENDMENT NO. 15

On page 3, at the beginning of line 20, change "**(i)**" to "**(3)**"

AMENDMENT NO. 16

On page 3, line 21, change "**the requests**" to "**a request**"

AMENDMENT NO. 17

On page 3, after line 22, insert the following:
"Section 2. R.S. 44:4.1(B)(18) is hereby amended and reenacted to read as follows:
§4.1. Exceptions

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

- (18) R.S. 33:1334, 2182, 2428, 4547.1, 9109, 9128

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed Senate Bill No. 809 by Senator Mount

AMENDMENT NO. 1

In House Committee Amendment No. 2 proposed by the House Committee on House and Governmental Affairs to Reengrossed Senate Bill No. 809 by Senator Mount, on line 6, after "relative" and before "public" insert " to"

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dupre	Michot
Adley	Erdey	Morrish
Alario	Gautreaux B	Mount
Amedee	Gautreaux N	Murray
Broome	Gray	Nevers
Cassidy	Heitmeier	Riser
Cheek	Jackson	Shaw
Cravins	Kostelka	Shepherd
Crowe	Long	Smith
Donahue	Marionneaux	Thompson
Dorsey	Martiny	Walsworth
Duplessis	McPherson	

Total - 35

NAYS

Total - 0

ABSENT

Hebert	LaFleur	Quinn
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Total - 3

The Chair declared the amendments proposed by the House were concurred in. Senator Mount moved to reconsider the vote by which the amendments were concurred in and laid the motion on the table.

SENATE BILL NO. 812— (Substitute of Senate Bill No. 438 by Senator Jackson)

BY SENATOR JACKSON

AN ACT

To amend and reenact R.S. 46:2601(A)(1), 2603(A)(3) through (6), 2605(A) and (B)(3), (5), (28), and (39) and (E), and 2607, to enact R.S. 46:2602(B)(13), and to repeal R.S. 46:2602(D), (E), and (F), 2603(A)(7) through (13), 2605(B)(22), and 2605.1 through 2605.3, relative to the Children's Cabinet; to provide with respect to the powers and duties of the cabinet; to provide with respect to the advisory board; to extend the sunset date for the Cabinet; to repeal the Children's Cabinet Research Council and the Louisiana Juvenile Justice Planning and Coordinating Board; and to provide for related matters.

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

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Health and Welfare to Reengrossed Senate Bill No. 812 by Senator Jackson

AMENDMENT NO. 1

On page 1, line 2, between "(6)" and the comma "," insert "and (B)(2)"

AMENDMENT NO. 2

On page 1, line 4, between "2605(B)(22)," and "2605.1" delete "and"

AMENDMENT NO. 3

On page 1, line 5, after "2605.3," insert "and 2757(D),"

AMENDMENT NO. 4

On page 1, line 11, between "(6)" and the comma "," insert "and (B)(2)"

AMENDMENT NO. 5

On page 5, line 23, delete the set of asterisks and insert in lieu thereof the following:

"B. In addition to the above duties and responsibilities, in order to carry out its purposes and functions, the cabinet may:

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(2) Create and appoint such advisory committees or task forces to act in an advisory capacity to the cabinet to assist in its studies, composed of such representatives of the public and private sectors, as it shall deem appropriate, and support and collaborate with the Louisiana Juvenile Justice Planning and Coordination Board.

AMENDMENT NO. 6
On page 7, at the end of line 12, delete "and"

AMENDMENT NO. 7
On page 7, line 13, after "2605.3" insert a comma "," and "and 2757(D)" and between "repealed" and the period "." insert "in their entirety"

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

ROLL CALL

The roll was called with the following result:

YEAS

Table listing names of members voting 'YEAS' in two columns: Mr. President, Dupre, Michot, Adley, Erdey, Mount, Alario, Gautreaux B, Murray, Amedee, Gautreaux N, Nevers, Broome, Gray, Riser, Cassidy, Heitmeier, Shaw, Cheek, Jackson, Shepherd, Cravins, Kostelka, Smith, Crowe, Long, Thompson, Donahue, Marionneaux, Walsworth, Dorsey, Martiny, Duplessis, McPherson.

Total - 34

NAYS

Total - 0

ABSENT

Table listing names of members voting 'ABSENT': Hebert, Morrish, LaFleur, Quinn.

Total - 4

The Chair declared the amendments proposed by the House were concurred in. Senator Jackson moved to reconsider the vote by which the amendments were concurred in and laid the motion on the table.

SENATE BILL NO. 270— BY SENATOR MCPHERSON AN ACT

To authorize and provide for the transfer of certain state property, located in Rapides Parish, from the state of Louisiana, Department of Health and Hospitals to the Department of Transportation and Development; and to provide for related matters.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Champagne to Reengrossed Senate Bill No. 270 by Senator McPherson

AMENDMENT NO. 1
On page 1, line 2, delete "Rapides Parish," and insert "Iberia Parish, to the Iberia Parish Government"

AMENDMENT NO. 2
On page 1, line 3, after "Louisiana," delete "Department of Health and Hospitals to the"

AMENDMENT NO. 3
On page 1, at the end of line 6, delete "Health and" and on page 1, line 7, delete "Hospitals or their designated representatives" and insert "Transportation and Development or his designee"

AMENDMENT NO. 4
On page 1, line 9, after "interest" insert a comma "," and "excluding mineral rights."

AMENDMENT NO. 5
On page 1, delete lines 10 through 17 and delete pages 2, 3, 4, 5, 6, 7, and 8 and on page 9, delete line 1 in their entirety and insert the following: "to the following described property, located in Iberia Parish, to the Iberia Parish Government:

From a point on the centerline of State Project No. 236-01-04, at Centerline P.1. Station 448+04.99 which is the point of beginning; thence proceed N89/45'41"E a distance of 40.00 feet to a point and corner; thence proceed S00/07'41"W a distance of 171.00 feet to a point and corner; thence proceed N89/52'19"W a distance of 125.56 feet to a point and corner; thence proceed along a curve to the left having a radius of 581.00 feet, whose length is 426.05 feet and whose chord length is 416.57 feet and chord bearing N60/10'12"W to a point and corner; thence proceed N89/54'18"E a distance of 135.61 feet to a point and corner; thence proceed S00/14'18"E a distance of 38.19 feet to a point and corner; thence proceed S89/45'41"E a distance of 311.55 feet to the point of beginning. All of which comprises Parcel "A" as shown, and contains an area of 39650.37 square feet or 0.910 acres."

AMENDMENT NO. 6
On page 9, line 2, delete "secretary of the Department of Health and Hospitals and the"

AMENDMENT NO. 7
On page 9, line 4, after "or" change "their" to "his"

AMENDMENT NO. 8
On page 9, line 6, after "title" insert a comma "," and "excluding mineral rights."

AMENDMENT NO. 9
On page 9, line 7, after "law," delete "to" and insert "between the secretary of"

AMENDMENT NO. 10
On page 9, line 7 after "Development" insert "and the Iberia Parish Government, in exchange of consideration proportionate to the appraised value of the property"

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

ROLL CALL

The roll was called with the following result:

YEAS

Table listing names of members voting 'YEAS': Mr. President, Dupre, Michot, Adley, Erdey, Morrish, Alario, Gautreaux B, Mount, Amedee, Gray, Murray, Broome, Heitmeier, Riser, Cassidy, Jackson, Shaw, Cheek, Kostelka, Shepherd, Cravins, Long, Smith.

Crowe	Marionneau	Thompson
Dorsey	Martiny	Walsworth
Duplessis	McPherson	
Total - 32		

NAYS

Donahue
Total - 1

ABSENT

Gautreaux N	LaFleur	Quinn
Hebert	Nevers	
Total - 5		

The Chair declared the amendments proposed by the House were concurred in. Senator McPherson moved to reconsider the vote by which the amendments were concurred in and laid the motion on the table.

SENATE BILL NO. 416—
BY SENATOR MURRAY

AN ACT

To amend and reenact Chapter 5 of Title 12 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 12:501 through 520, relative to unincorporated associations; to define certain terms; to provide that unincorporated associations can acquire, encumber, and transfer interests in movable and immovable property; to provide that statements of authority be filed where an unincorporated association transfers immovable property; to limit the liability of members of an unincorporated association in contract and in tort; to provide that unincorporated associations have capacity to sue and be sued; to provide for the disposition of property of an inactive unincorporated association; to provide a procedure for the appointment of an agent for service of process of an unincorporated association; to provide a procedure for the involuntary dissolution of an unincorporated association; and to provide for related matters.

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

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Commerce to Engrossed Senate Bill No. 416 by Senator Murray

AMENDMENT NO. 1
On page 3, at the beginning of line 2, change "(a)" to "**A.**"

AMENDMENT NO. 2
On page 3, at the beginning of line 5, change "(b)" to "**B.**"

AMENDMENT NO. 3
On page 3, at the beginning of line 8, change "(c)" to "**C.**"

AMENDMENT NO. 4
On page 3, at the beginning of line 11, change "(a)" to "**A.**"

AMENDMENT NO. 5
On page 3, at the beginning of line 14, change "(b)" to "**B.**"

AMENDMENT NO. 6
On page 3, at the beginning of line 19, change "(c)" to "**C.**"

AMENDMENT NO. 7
On page 4, at the beginning of line 4, change "(d)" to "**D.**"

AMENDMENT NO. 8
On page 4, at the beginning of line 7, change "(e)" to "**E.**"

AMENDMENT NO. 9
On page 4, at the beginning of line 9, change "(f)" to "**F.**"

AMENDMENT NO. 10
On page 4, at the beginning of line 14, change "(g)" to "**G.**"

AMENDMENT NO. 11
On page 4, at the beginning of line 21, change "(a)" to "**A.**"

AMENDMENT NO. 12
On page 4, at the beginning of line 24, change "(b)" to "**B.**"

AMENDMENT NO. 13
On page 5, at the beginning of line 3, change "(c)" to "**C.**"

AMENDMENT NO. 14
On page 5, at the beginning of line 8, change "(d)" to "**D.**"

AMENDMENT NO. 15
On page 5, at the beginning of line 13, change "(e)" to "**E.**"

AMENDMENT NO. 16
On page 5, at the beginning of line 19, change "(a)" to "**A.**"

AMENDMENT NO. 17
On page 5, at the beginning of line 23, change "(b)" to "**B.**"

AMENDMENT NO. 18
On page 6, at the beginning of line 15, change "(a)" to "**A.**"

AMENDMENT NO. 19
On page 6, at the beginning of line 17, change "(b)" to "**B.**"

AMENDMENT NO. 20
On page 6, at the beginning of line 26, change "(c)" to "**C.**"

AMENDMENT NO. 21
On page 7, at the beginning of line 3, change "(d)" to "**D.**"

AMENDMENT NO. 22
On page 7, at the beginning of line 6, change "(e)" to "**E.**"

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Erdey	Michot
Adley	Gautreaux B	Morrish
Alario	Gautreaux N	Mount
Amedee	Gray	Murray
Broome	Hebert	Nevers
Cassidy	Heitmeier	Riser
Cheek	Jackson	Shaw
Cravins	Kostelka	Shepherd
Donahue	Long	Smith
Dorsey	Marionneau	Thompson
Duplessis	Martiny	Walsworth
Dupre	McPherson	
Total - 35		

NAYS

Total - 0

ABSENT

Crowe	LaFleur	Quinn
Total - 3		

The Chair declared the amendments proposed by the House were concurred in. Senator Murray moved to reconsider the vote by which the amendments were concurred in and laid the motion on the table.

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SENATE BILL NO. 447—

BY SENATORS CASSIDY, DONAHUE, DORSEY, LAFLEUR, LONG, AMEDEE, BROOME, CHAISSON, CHEEK, CROWE, DUPLESSIS, DUPRE, B. GAUTREAU, JACKSON, MARTINY, MCPHERSON, MURRAY, NEVERS, RISER AND WALSWORTH

AN ACT

To enact R.S. 17:1990(F)(4), relative to the Recovery School District; to provide relative to cooperative agreements with city, parish, and other local public school boards regarding student enrollment; to provide relative to capacity; and to provide for related matters.

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

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Education to Reengrossed Senate Bill No. 447 by Senator Cassidy

AMENDMENT NO. 1

On page 1, between lines 9 and 10, insert the following: "F. * * *

AMENDMENT NO. 2

On page 1, at the beginning of line 11, change "Recovery School District" to "school district"

AMENDMENT NO. 3

On page 1, line 12, after "has" and before "shall" change "transferred one or more schools to the district" to "had one or more schools transferred to the school district"

AMENDMENT NO. 4

On page 1, line 13, after "agreement" and before "any" change "that allows" to "to allow"

AMENDMENT NO. 5

On page 1, at the end of line 13, change "their" to "its"

AMENDMENT NO. 6

On page 2, line 1, after "of the" and before "or a" change "Recovery School District" to "school district"

AMENDMENT NO. 7

On page 2, at the beginning of line 2, change "system" to "board"

AMENDMENT NO. 8

On page 2, at the end of line 2, change "Subsection" to "Paragraph"

AMENDMENT NO. 9

On page 2, at the beginning of line 3, change "shall also" to "also shall"

AMENDMENT NO. 10

On page 2, line 4, after "this" and before "shall" change "Subsection" to "Paragraph"

AMENDMENT NO. 11

On page 2, line 5, after "of the" and before "or a" change "Recovery School District" to "school district"

AMENDMENT NO. 12

On page 2, at the end of line 6, change "their" to "its respective"

Senator Cassidy 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: Name, YEA, NAY. Lists names like Mr. President, Adley, Alario, Amedee, Broome, Cassidy, Cheek, Cravins, Crowe, Donahue, Dorsey, Duplessis, Total - 36.

NAYS

Total - 0

ABSENT

Table with 2 columns: Name, YEA, NAY. Lists LaFleur, Quinn, Total - 2.

The Chair declared the amendments proposed by the House were concurred in. Senator Cassidy moved to reconsider the vote by which the amendments were concurred in and laid the motion on the table.

SENATE BILL NO. 500—

BY SENATORS CROWE AND DORSEY

AN ACT

To amend and reenact R.S. 15:541(12), (13), (14), (15), (16), (17), (18), (19), (20), (21) and (22), 561.2(B), 561.5(2), and (16) and R.S. 51:1425(B) and (D) and to enact R.S. 14:81.3(B)(3), R.S. 15:541(23), (24) and (25), 545.1, 549(H) and (I), 561.5(17), R.S. 17:280 and R.S. 51:1426 and to repeal R.S. 15:541(14.1) and (14.2), relative to the Internet; to provide for certain penalties for persons convicted of computer aided solicitation of a minor; to require certain restrictions on Internet use by registered sex offenders; requires providers of interactive computer service to perform certain duties; requires the Department of Education to develop a curriculum for Internet safety; requires sex offenders who are subject to supervision to agree to certain conditions of parole; provides for certain definitions; to require that certain duties be performed by interactive computer services; to require the Department of Public Safety and Corrections to make certain notifications; to provide for unfair trade practices; and to provide for related matters.

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

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Administration of Criminal Justice to Reengrossed Senate Bill No. 500 by Senator Crowe

AMENDMENT NO. 1

On page 10, line 6, after "provides" and before "consumers" insert "residential"

AMENDMENT NO. 2

On page 10, delete line 10, and insert the following: "spectrum regulated by the Federal Communications Commission pursuant to 47 U.S.C. 301, et seq. Systems"

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed Senate Bill No. 500 by Senator Crowe

AMENDMENT NO. 1

On page 1, line 8, following "offenders;" delete the remainder of the line and on line 9, delete "duties; requires" and insert "to require"

AMENDMENT NO. 2

On page 1, line 10, following "safety;" and before "sex" change "requires" to "to require"

AMENDMENT NO. 3

On page 1, line 11, following "parole;" and before "for" change "provides" to "to provide"

AMENDMENT NO. 4

On page 1, line 12, following "by" and before "interactive" insert "providers of"

AMENDMENT NO. 5

On page 7, line 19, following "requirements of 42 U.S.C." change "1302." to "13032."

AMENDMENT NO. 6

On page 7, delete lines 22 through 27 in their entirety

AMENDMENT NO. 7

On page 8, line 9, before "or any other" change "Subchapter" to "Chapter"

AMENDMENT NO. 8

On page 10, line 24, following "Subsection A" delete the remainder of the line and on line 25, delete "B"

AMENDMENT NO. 9

On page 11, line 6, following "C." and before "For the" delete "(1)"

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dupre	McPherson
Adley	Erdey	Michot
Alario	Gautreaux B	Morrish
Amedee	Gautreaux N	Mount
Broome	Gray	Murray
Cassidy	Hebert	Nevers
Cheek	Heitmeier	Riser
Cravins	Jackson	Shaw
Crowe	Kostelka	Shepherd
Donahue	Long	Smith
Dorsey	Marionneaux	Thompson
Duplessis	Martiny	Walsworth
Total - 36		

NAYS

Total - 0

ABSENT

LaFleur	Quinn
Total - 2	

The Chair declared the amendments proposed by the House were concurred in. Senator Crowe moved to reconsider the vote by which the amendments were concurred in and laid the motion on the table.

SENATE BILL NO. 582—
BY SENATOR NEVERS

AN ACT

To enact R.S. 17:10.8, relative to school and district accountability; to require the establishment and implementation of a program of early identification and intervention for low-performing schools that are at risk of failing; to provide for the duties and responsibilities of the state Department of Education and the State Board of Elementary and Secondary Education; to provide for criteria; to provide for technical assistance and compliance; and to provide for related matters.

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

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Education to Engrossed Senate Bill No. 582 by Senator Nevers

AMENDMENT NO. 1

On page 1, line 12, after "accountability" and before "established" change "program" to "system"

AMENDMENT NO. 2

On page 1, line 15, after "of" and before "and rules" delete the comma ","

AMENDMENT NO. 3

On page 1, line 15, after "by" and before "the" delete the comma ","

AMENDMENT NO. 4

On page 2, at the beginning of line 4, change "B.(1)" to "B."

AMENDMENT NO. 5

On page 2, at the beginning of line 7, change "(2)" to "(1)"

AMENDMENT NO. 6

On page 2, line 7, after "is" delete the remainder of the line and at the beginning of line 8, delete "or less" and insert "not more than ten points"

AMENDMENT NO. 7

On page 2, at the beginning of line 11, change "(3)" to "(2)"

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Appropriations to Engrossed Senate Bill No. 582 by Senator Nevers

AMENDMENT NO. 1

On page 2, at the end of line 3, insert the following: "The development and establishment of the program shall be accomplished by the department within, and as a component of, its operating budget contained in the General Appropriation Bill for Fiscal Year 2008-2009."

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Engrossed Senate Bill No. 582 by Senator Nevers

AMENDMENT NO. 1

On page 2, line 4, following "B." delete "(1)"

AMENDMENT NO. 2

On page 2, line 7, change "(2)" to "(1)"

AMENDMENT NO. 3

On page 2, line 11, change "(3)" to "(2)"

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Trahan to Engrossed Senate Bill No. 582 by Senator Nevers

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AMENDMENT NO. 1

Delete the set of amendments proposed by the House Committee on Appropriations and adopted by the House on June 18, 2008.

AMENDMENT NO. 2

On page 2, at the end of line 3, add the following: "The department shall begin development and establishment of the program in any fiscal year in which monies are specifically appropriated for such purpose."

Senator Nevers 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: Mr. President, Dupre, McPherson, Adley, Erdey, Michot, Alario, Gautreaux B, Morrish, Amedee, Gautreaux N, Mount, Broome, Gray, Murray, Cassidy, Hebert, Nevers, Cheek, Heitmeier, Riser, Cravins, Jackson, Shaw, Crowe, Kostelka, Shepherd, Donahue, Long, Smith, Dorsey, Marionneaux, Thompson, Duplessis, Martiny, Walsworth. Total - 36

NAYS

Total - 0

ABSENT

Table with 2 columns: LaFleur, Quinn. Total - 2

The Chair declared the amendments proposed by the House were concurred in. Senator Nevers moved to reconsider the vote by which the amendments were concurred in and laid the motion on the table.

SENATE BILL NO. 196— BY SENATOR HEBERT AND REPRESENTATIVE CHAMPAGNE AN ACT

To enact R.S. 30:2159, relative to landfill sites; to provide for siting restrictions on certain landfills; to provide for certain terms, conditions and requirements; and to provide for related matters.

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

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Natural Resources and Environment to Engrossed Senate Bill No. 196 by Senator Hebert

AMENDMENT NO. 1

On page 1, line 10, change "shall" to "may"

AMENDMENT NO. 2

On page 1, line 12, after "any" delete the remainder of the line and insert "permit for a solid waste facility located within five thousand"

AMENDMENT NO. 3

On page 1, line 13, after "airport" insert "and"

Senator Hebert 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: Mr. President, Dupre, McPherson, Adley, Erdey, Michot, Alario, Gautreaux B, Morrish, Amedee, Gautreaux N, Mount, Broome, Gray, Murray, Cassidy, Hebert, Nevers, Cheek, Heitmeier, Riser, Cravins, Jackson, Shaw, Crowe, Kostelka, Shepherd, Donahue, Long, Smith, Dorsey, Marionneaux, Thompson, Duplessis, Martiny, Walsworth. Total - 36

NAYS

Total - 0

ABSENT

Table with 2 columns: LaFleur, Quinn. Total - 2

The Chair declared the amendments proposed by the House were concurred in. Senator Hebert moved to reconsider the vote by which the amendments were concurred in and laid the motion on the table.

Messages from the House

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

Message from the House

PASSED SENATE BILLS AND JOINT RESOLUTIONS

June 20, 2008

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. 429— BY SENATOR SHEPHERD AN ACT

To amend and reenact R.S. 13:477(24) and 621.24, relative to judges; to provide relative to certain election procedures; to provide relative to certain elections and judicial vacancies in the Twenty-Fourth Judicial District Court; to provide certain terms, conditions, procedures and requirements; and to provide for related matters.

Reported with amendments.

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

Message from the House

HOUSE CONFEREES APPOINTED

June 20, 2008

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the Speaker of the House of Representatives has appointed the following members, on the part of the House of Representatives, to confer, with a like committee from the Senate, on the disagreement to Senate Bill No. 224 by Senator Shepherd:

Representatives G. Jackson, Morrell and Willmott.

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

Message from the House

HOUSE CONFEREES APPOINTED

June 20, 2008

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the Speaker of the House of Representatives has appointed the following members, on the part of the House of Representatives, to confer, with a like committee from the Senate, on the disagreement to Senate Bill No. 6 by Senator Murray:

Representatives Richmond, Leger and R. Jones.

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

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

Senator Cravins asked for and obtained a suspension of the rules to take up at this time the following Senate Bills and Joint Resolutions just returned from the House of Representatives with amendments.

SENATE BILL NO. 411—
BY SENATOR MCPHERSON

AN ACT

To enact Part III of Chapter 2 of Title 56 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 56:901, relative to the creation of the Coastal Land Stewardship Authority; to provide for the establishment of the authority in the Department of Wildlife and Fisheries; to provide for the powers, duties, and functions of the board of directors of the authority; to provide for composition of the authority; to provide procedures, terms, and conditions; and to provide for related matters.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative St. Germain to Reengrossed Senate Bill No. 411 by Senator McPherson

AMENDMENT NO. 1
On page 1, line 2, after "enact" insert "R.S. 36:610(L) and"

AMENDMENT NO. 2
On page 1, between lines 8 and 9, insert the following:
"Section 1. R.S. 36:610(L) is hereby enacted to read as follows:
§610. Transfer of agencies to Department of Wildlife and Fisheries
* * *

L. The Coastal Land Stewardship Authority (R.S. 56:901) is placed within the Department of Wildlife and Fisheries and shall exercise and perform its powers, duties, functions, and responsibilities in the manner provided for agencies transferred in accordance with R.S. 36:801."

AMENDMENT NO. 3
On page 1, line 9, change "Section 1." to "Section 2."

AMENDMENT NO. 4
On page 2, line 3, after "**projects**" insert the following: "**in a manner determined appropriate by the Coastal Protection and Restoration Authority and consistent with any agreements entered into between the Coastal Protection and Restoration Authority and the federal government**"

AMENDMENT NO. 5
On page 3, line 8, after "**agency**" insert "**or contract with a nonprofit land conservation organization**"

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dupre	McPherson
Adley	Erdey	Michot
Alario	Gautreaux B	Morrish
Amedee	Gautreaux N	Mount
Broome	Gray	Murray
Cassidy	Hebert	Nevers
Cheek	Heitmeier	Riser
Cravins	Jackson	Shaw
Crowe	Kostelka	Shepherd
Donahue	Long	Smith
Dorsey	Marionneaux	Thompson
Duplessis	Martiny	Walsworth
Total - 36		

NAYS

Total - 0

ABSENT

LaFleur Quinn
Total - 2

The Chair declared the amendments proposed by the House were concurred in. Senator McPherson moved to reconsider the vote by which the amendments were concurred in and laid the motion on the table.

SENATE BILL NO. 499—
BY SENATORS CROWE, THOMPSON AND WALSWORTH
AN ACT

To amend and reenact R.S. 24:51(2), (3), (4), (5), (6), and (7), 52, and 56(F) and (G) and R.S. 49:72, 73, and 78.1 and to enact R.S. 24:51(8) and (9) and 56(G)(2) and R.S. 49:72(11) and 78.1(2), relative to lobbying; to clarify the definition of lobbyist; to provide exception to the requirement of certain individuals to register as lobbyists; to clarify the definition of lobbyist; and to provide for related matters.

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

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on House and Governmental Affairs to Reengrossed Senate Bill No. 499 by Senator Crowe

AMENDMENT NO. 1
On page 1, line 2, after "amend and reenact" delete the remainder of the line and delete lines 3 through 6, and insert "R.S. 24:51(4) and (5) and R.S. 49:72(7), and to enact R.S. 24:51(8), relative to lobbying; to provide for certain definitions for purposes of legislative and

June 20, 2008

executive branch lobbying regulation; to provide for the definition of lobbyist for such purposes; and to provide for related matters."

AMENDMENT NO. 2

On page 1, line 8, after "Section 1." delete the remainder of the line and delete line 9 and insert "R.S. 24:51(4) and (5) are hereby amended and reenacted and R.S. 24:51(8) is hereby enacted to read"

AMENDMENT NO. 3

On page 1, delete lines 14 through 17 and delete pages 2 and 3 and on page 4, delete lines 1 through 25 and insert the following:

"(4) "Lobbying" or "to lobby" means **any of the following:**

(a) **any** direct act or communication with a legislator, the purpose of which is to aid in influencing the passage or defeat of any legislation.

(b) **Any preparation or research specifically intended, at the time it is performed, for use in or in support of any ongoing or planned direct act or communication with a legislator, the purpose of which is to aid in influencing the passage or defeat of any legislation.**

(c) **Conducting or attending a meeting the purpose of which is to discuss direct communication with a legislator to aid in influencing the passage or defeat of any legislation.**

(5)(a) "Lobbyist" means **either of the following:**

(i) Any person who is employed or engaged for compensation to act in a representative capacity for the purpose of lobbying if lobbying constitutes one of the **principle** duties of such employment or engagement.

(ii) Any person who receives compensation of any kind, including reimbursement of expenditures, to act **acts** in a representative capacity when one of the functions for which compensation is paid is lobbying and makes expenditures as herein defined of five hundred dollars or more in a calendar year for the purpose of lobbying **an expenditure.**

(b) **However, "lobbyist" shall not mean any person who does not make any direct act or have any direct communication with a legislator for the purpose of influencing the passage or defeat of any legislation.**

* * *

(8) **"Principle duty" means any duty which is expected to account for twenty percent or more of a person's time in fulfilling the terms of his engagement or any duty which is expected to account for twenty percent or more of a person's time in any given year in performing the responsibilities of his employment."**

AMENDMENT NO. 4

On page 4, line 26, after "Section 2." delete the remainder of the line and delete line 27 and insert "R.S. 49:72(7) is hereby amended and reenacted to read as follows:"

AMENDMENT NO. 5

Delete pages 5 through 7 and on page 8, delete lines 1 through 25 and insert the following:

* * *

(7) "Lobbyist" means: (a) Any person who is employed or engaged for compensation to act in a representative capacity for the purpose of lobbying if lobbying constitutes one of the duties of such employment or engagement; however, any person who is engaged or employed to provide a professional service to a person and incidental to such professional service such person communicates with an executive branch agency or official or makes an appearance or assists in an appearance with an executive branch agency or official shall not be a lobbyist unless such person or the person who engaged the professional services of or employed such person makes an expenditure as defined in this Section.

(b) **Any person who receives compensation of any kind, including reimbursement of expenditures, to act in a representative capacity when one of the functions for which compensation is paid is lobbying and makes expenditures as herein defined of five hundred dollars or more in a calendar year for the purpose of lobbying any person who acts in a representative capacity and makes an expenditure.**

* * *

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed Senate Bill No. 499 by Senator Crowe

AMENDMENT NO. 1

In House Committee Amendment No. 3 proposed by the House Committee on House and Governmental Affairs to Reengrossed Senate Bill No. 499 by Senator Crowe, on line 27 and line 37, change "**principle**" to "**principal**"

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Gallot to Reengrossed Senate Bill No. 499 by Senator Crowe

AMENDMENT NO. 1

In Committee Amendment No. 1 proposed by the Committee on House and Governmental Affairs and adopted by the House of Representatives on June 13, 2008, on page 1, line 3, after "(5)" insert "and 52"

AMENDMENT NO. 2

In Committee Amendment No. 1 proposed by the Committee on House and Governmental Affairs and adopted by the House of Representatives on June 13, 2008, on page 1, line 6, after "purposes;" insert "to provide relative to exceptions to the applicability of the laws relative to lobbying the legislature;"

AMENDMENT NO. 3

In Committee Amendment No. 2 proposed by the Committee on House and Governmental Affairs and adopted by the House of Representatives on June 13, 2008, on page 1, line 9, after "(5)" insert "and 52"

AMENDMENT NO. 4

In Committee Amendment No. 3 proposed by the Committee on House and Governmental Affairs and adopted by the House of Representatives on June 13, 2008, on page 1, after line 41, insert the following:

* * *

§52. Persons to whom applicable; exceptions

A. ~~The~~ **Unless the context clearly indicates otherwise, the provisions of this Part shall apply only to persons who are lobbyists as defined in R.S. 24:51. The provisions of this Part shall not apply to a statewide;**

(1) ~~An elected official or to any designees of the statewide elected official~~ **acting in the performance of his official public duties.**

(2) **A public servant authorized by an elected official to act as his designee, provided that the elected official has submitted the name of the designee to the Board of Ethics prior to the designee making any direct act or communication with a legislator regarding legislation.**

B.(1) An elected official shall notify the Board of Ethics immediately if a public servant who was so designated is no longer authorized to act as his designee.

(2) The Board of Ethics shall make the information regarding each designee available to the public via the Internet."

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dupre	McPherson
Adley	Erdey	Michot
Alario	Gautreaux B	Morrish
Amedee	Gautreaux N	Mount
Broome	Gray	Murray

Cassidy	Hebert	Nevers
Cheek	Heitmeier	Riser
Cravins	Jackson	Shaw
Crowe	Kostelka	Shepherd
Donahue	Long	Smith
Dorsey	Marionneaux	Thompson
Duplessis	Martiny	Walsworth

Total - 36

NAYS

Total - 0

ABSENT

LaFleur Quinn

Total - 2

The Chair declared the amendments proposed by the House were rejected. Senator Crowe moved to reconsider the vote by which the amendments were rejected and laid the motion on the table.

Rules Suspended

Senator Cravins asked for and obtained a suspension of the rules for the purpose of reconsidering the vote by which the House Amendments to Senate Bill No. 159 were concurred in by the Senate and laid on the table.

Without objection, so ordered.

Reconsideration

On motion of Senator Cravins, the vote by which the House amendments were concurred in was considered.

**SENATE BILL NO. 159—
BY SENATORS CRAVINS AND ERDEY
AN ACT**

To enact R.S. 32:300.5 and 398.10(A)(6), relative to driver distractions; to prohibit the use of any wireless telecommunications device by certain persons while operating a motor vehicle; to provide exceptions; to provide penalties for violation; to require the compilation of statistical information on crashes involving the use of a wireless telecommunication device by any driver; and to provide for related matters.

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Transportation, Highways, and Public Works to Reengrossed Senate Bill No. 159 by Senator Cravins

AMENDMENT NO. 1

On page 1, line 3, before "wireless" change "any" to "certain" and after "telecommunication" change "device" to "devices"

AMENDMENT NO. 2

On page 1, line 9, before "**wireless**" insert "**certain**"

AMENDMENT NO. 3

On page 2, at the end of line 2, add the following: "**It does not include citizens band radios, citizens band radio hybrids, commercial two-way radio communication devices, or electronic communication devices with a push-to-talk function.**"

AMENDMENT NO. 4

On page 2, line 11, after "**communication**" and before the period "." insert "**unless the device is used hands-free, provided that its placement does not interfere with the operation of federally required safety equipment**" and at the end of line 11 add the following: "**It does not include citizens band radios, citizens band radio hybrids, commercial two-way radio communication devices, or electronic communication devices with a push-to-talk function.**"

AMENDMENT NO. 5

On page 2, line 22, after "**officer**" delete the remainder of the line and insert "**shall enforce the provisions of this Section as a secondary action**"

AMENDMENT NO. 6

On page 2, line 25, change "**one hundred seventy-five dollars**" to "**one hundred dollars**"

AMENDMENT NO. 7

On page 2, line 27, change "**five hundred dollars**" to "**two hundred fifty dollars**"

AMENDMENT NO. 8

On page 3, delete lines 8 through 10 in their entirety

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed Senate Bill No. 159 by Senator Cravins

AMENDMENT NO. 1

On page 1, line 6, following "(8)" and before "hereby" insert "are"

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dupre	McPherson
Adley	Erdey	Michot
Alario	Gautreaux B	Morrish
Amedee	Gautreaux N	Mount
Broome	Gray	Murray
Cassidy	Hebert	Nevers
Cheek	Heitmeier	Riser
Cravins	Jackson	Shaw
Crowe	Kostelka	Shepherd
Donahue	Long	Smith
Dorsey	Marionneaux	Thompson
Duplessis	Martiny	Walsworth

Total - 36

NAYS

Total - 0

ABSENT

LaFleur Quinn

Total - 2

The Chair declared the amendments proposed by the House were rejected. Senator Cravins moved to reconsider the vote by which the amendments were rejected and laid the motion on the table.

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

Senator Cravins asked for and obtained a suspension of the rules to take up at this time the following Senate Bills and Joint Resolutions just returned from the House of Representatives with amendments.

SENATE BILL NO. 232—
BY SENATORS MOUNT, MARIONNEAUX AND THOMPSON
A JOINT RESOLUTION

Proposing to amend Article IV, Section 21(A), Article VIII, Sections 3(B), 5(B), 6(B), 7(B), and 7.1(B), Article IX, Section 8(B), and Article X, Sections 3(B) and 43(B) of the Constitution of Louisiana, relative to term limits for positions on certain boards and commissions; to provide a three-consecutive-term limit for positions on the Public Service Commission, the State Board of Elementary and Secondary Education, the Board of Regents, the Board of Supervisors for the University of Louisiana System, the Board of Supervisors of Louisiana State University and Agricultural and Mechanical College, the Board of Supervisors of Southern University and Agricultural and Mechanical College, the Board of Supervisors of Community and Technical Colleges, the Louisiana Forestry Commission, the State Civil Service Commission, and the State Police Commission; 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 the following amendments:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on House and Governmental Affairs to Reengrossed Senate Bill No. 232 by Senator Mount

AMENDMENT NO. 1

On page 1, line 3, after "43(B)" and before "of" insert "and to add Article IV, Section 22"

AMENDMENT NO. 2

On page 1, line 4, after "term limits for" change "positions on" to "members of"

AMENDMENT NO. 3

On page 1, line 5, after "to provide" change "a three-consecutive-term limit for positions on" to "for a limitation on service for members of"

AMENDMENT NO. 4

On page 1, line 12, after "Commission;" and before "to specify" insert "to provide for a similar limit on service on more than one such board;"

AMENDMENT NO. 5

On page 2, line 1, after "43(B)" and before "of" insert "and to add Article IV, Section 22"

AMENDMENT NO. 6

On page 2, between lines 3 and 4, insert:
* * *

AMENDMENT NO. 7

On page 2, delete lines 14 through 18, and insert in lieu thereof:
"(2) No person who has served as a member of the commission for more than two and one-half terms in three consecutive terms shall be elected to the commission for the succeeding term. This Subparagraph shall not apply to any person elected to the commission prior to the effective date of this Subparagraph, except that it shall apply to any term of service of any such person that begins after such date."

AMENDMENT NO. 8

On page 2, between lines 19 and 20, insert:
**"§22. Term Limits; Certain Boards and Commissions
(A) A person who has served as a member of any two or more of the following boards or commissions for more than two and one-half terms in three consecutive terms combined shall not serve as a member of any of the following boards or commissions for the succeeding term:
(1) The Public Service Commission.**

- (2) The State Board of Elementary and Secondary Education.**
- (3) The Board of Regents.**
- (4) The Board of Supervisors for the University of Louisiana System.**
- (5) The Board of Supervisors of Louisiana State University and Agricultural and Mechanical College.**
- (6) The Board of Supervisors of Southern University and Agricultural and Mechanical College.**
- (7) The Board of Supervisors of Community and Technical Colleges.**
- (8) The Forestry Commission.**
- (9) The State Civil Service Commission.**
- (10) The State Police Commission.**
- (B) This Section shall not apply to any person who is serving on any such board or commission on the effective date of this Section, except that it shall apply to any term of service of any such person that begins after such date.**
* * *

AMENDMENT NO. 9

On page 2, between lines 20 and 21, insert:

* * *

AMENDMENT NO. 10

On page 2, delete line 29 and on page 3, delete lines 1 through 4 and insert in lieu thereof:

"(2) No person who has served as a member of the board for more than two and one-half terms in three consecutive terms shall be elected or appointed to the board for the succeeding term. This Subparagraph shall not apply to any person elected or appointed to the board prior to the effective date of this Subparagraph, except that it shall apply to any term of service of any such person that begins after such date."

AMENDMENT NO. 11

On page 3, delete lines 14 through 18, and insert in lieu thereof:
"(2) No person who has served as a member of the board for more than two and one-half terms in three consecutive terms shall be appointed to the board for the succeeding term. This Subparagraph shall not apply to any person appointed to the board prior to the effective date of this Subparagraph, except that it shall apply to any term of service of any such person that begins after such date."

AMENDMENT NO. 12

On page 3, delete lines 27 through 29 and on page 4, delete lines 1 and 2 and insert in lieu thereof:
"(2) No person who has served as a member of the board for more than two and one-half terms in three consecutive terms shall be appointed to the board for the succeeding term. This Subparagraph shall not apply to any person appointed to the board prior to the effective date of this Subparagraph, except that it shall apply to any term of service of any such person that begins after such date."

AMENDMENT NO. 13

On page 4, delete lines 13 through 17 and insert in lieu thereof:
"(2) No person who has served as a member of either board for more than two and one-half terms in three consecutive terms shall be appointed to the board for the succeeding term. This Subparagraph shall not apply to any person appointed to either board prior to the effective date of this Subparagraph, except that it shall apply to any term of service of any such person that begins after such date."

AMENDMENT NO. 14

On page 5, delete lines 3 through 7 and insert in lieu thereof:
"(2) No person who has served as a member of the board for more than two and one-half terms in three consecutive terms shall be appointed to the board for the succeeding term. This Subparagraph shall not apply to any person appointed to the board prior to the effective date of this Subparagraph, except

that it shall apply to any term of service of any such person that begins after such date."

AMENDMENT NO. 15

On page 5, between lines 9 and 10, insert:

"* * *"

AMENDMENT NO. 16

On page 5, delete lines 20 through 24 and insert in lieu thereof:

"(2) No person who has served as an appointed member of the commission for more than two and one-half terms in three consecutive terms shall be appointed to the commission for the succeeding term. This Subparagraph shall not apply to any person appointed to the commission prior to the effective date of this Subparagraph, except that it shall apply to any term of service of any such person that begins after such date."

AMENDMENT NO. 17

On page 5, between lines 27 and 28, insert:

"* * *"

AMENDMENT NO. 18

On page 6, delete lines 4 through 8 and insert in lieu thereof:

"(2) No person who has served as a member of the commission for more than two and one-half terms in three consecutive terms shall be appointed to the commission for the succeeding term. This Subparagraph shall not apply to any person appointed to the commission prior to the effective date of this Subparagraph, except that it shall apply to any term of service of any such person that begins after such date."

AMENDMENT NO. 19

On page 6, between lines 10 and 11, insert:

"* * *"

AMENDMENT NO. 20

On page 6, delete lines 18 through 22 and insert in lieu thereof:

"(2) No person who has served as a member of the commission for more than two and one-half terms in three consecutive terms shall be appointed or elected to the commission for the succeeding term. This Subparagraph shall not apply to any person appointed or elected to the commission prior to the effective date of this Subparagraph, except that it shall apply to any term of service of any such person that begins after such date."

AMENDMENT NO. 21

On page 7, line 2, after "To provide for" change "a three-consecutive-term limit for positions on" to "term limits for members of"

AMENDMENT NO. 22

On page 7, line 10, after "Commission" delete the period "." and insert a semi-colon ";"; and "to provide that a person who has served for more than two and one-half terms in three consecutive terms shall not be appointed or elected to the succeeding term; and to provide for the same limit on service on more than one such board or commission."

AMENDMENT NO. 23

On page 7, at the end of line 12, delete ")" and insert a semi-colon ";"; and "Adds Article IV, Section 22)"

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Gallot to Reengrossed Senate Bill No. 232 by Senator Mount

AMENDMENT NO. 1

In House Committee Amendment No. 8, proposed by the House Committee on House and Governmental Affairs and adopted by the House of Representatives on June 12, 2008, delete lines 27 through 30 and insert in lieu thereof:

"(A) A person who has served as a member of any one or more of the following boards or commissions for more than two and one-half terms in three consecutive terms combined shall not serve as a member of any of the following boards or commissions for a period of at least two years after the completion of such consecutive terms of service:"

AMENDMENT NO. 2

In House Committee Amendment No. 22, proposed by the House Committee on House and Governmental Affairs and adopted by the House of Representatives on June 12, 2008, on page 4, line 18, change "the same" to "a"

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dupre	McPherson
Adley	Erdey	Michot
Alario	Gautreaux B	Morrish
Amedee	Gautreaux N	Mount
Broome	Gray	Murray
Cassidy	Hebert	Nevers
Cheek	Heitmeier	Riser
Cravins	Jackson	Shaw
Crowe	Kostelka	Shepherd
Donahue	Long	Smith
Dorsey	Marionneaux	Thompson
Duplessis	Martiny	Walsworth
Total - 36		

NAYS

Total - 0

ABSENT

LaFleur	Quinn
Total - 2	

The Chair declared the amendments proposed by the House were concurred in. Senator Mount moved to reconsider the vote by which the amendments were concurred in and laid the motion on the table.

SENATE BILL NO. 233—
BY SENATOR MOUNT

AN ACT

To amend and reenact R.S. 17:2(C), 1453(A), 1851(C), the introductory paragraph of 1871(A)(1)(a), and 3121(C), R.S. 42:2, and R.S. 45:1161.1(B), and to enact R.S. 3:4272(D) and R.S. 42:3.2, relative to term limits for members of certain boards and commissions; to prohibit any person appointed or elected to a board or commission within the executive branch of state government to serve in such position for more than three consecutive terms; to prohibit the term of any person serving at the pleasure of an appointing authority to extend beyond twelve consecutive years; to provide for continuation of service for certain members exceeding the three terms or twelve year limits; to exclude persons serving on boards and commissions by virtue of their position or office held; and to provide for related matters.

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

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on House and Governmental Affairs to Engrossed Senate Bill No. 233 by Senator Mount

June 20, 2008

AMENDMENT NO. 1

On page 1, line 2, after "amend and reenact" delete the remainder of the line and delete lines 3 through 10 and on line 11, delete "virtue of their position or office held;" and insert in lieu thereof "R.S. 42:2 and to enact R.S. 42:3.2, relative to term limits for members of certain boards and commissions; to prohibit any person appointed or elected to a board or commission within the executive branch of state government from serving in such a position for more than a specified portion of a specified number of consecutive terms or for more than a specified number of consecutive years; to provide for a limit on service on more than one such board; to provide exceptions;"

AMENDMENT NO. 2

On page 1, line 13, after "Section 1." delete the remainder of the line and delete lines 14 through 17, delete page 2, and on page 3, delete lines 1 through 17, and on line 18, delete "Section 3."

AMENDMENT NO. 3

On page 3, line 22, after "suspension" delete "or upon" and insert a comma "," and "or"

AMENDMENT NO. 4

On page 3, delete lines 27 through 29 and delete pages 4 and 5 and insert:

"A.(1)(a) Notwithstanding any provision of law to the contrary, no person appointed or elected to a board or commission within the executive branch of state government who has served for more than two and one-half terms in three consecutive terms shall be elected or appointed to the succeeding term, unless another term limit is provided by law.

(b) Notwithstanding any provision of law to the contrary, no person appointed to a board or commission within the executive branch of state government serving at the pleasure of an appointing authority shall serve more than twelve consecutive years.

(2)(a) Notwithstanding any provision of law to the contrary, no person who has served as a member of any one or more boards or commissions in the executive branch of state government for two and one-half terms in three consecutive terms combined shall serve as a member of any board or commission in the executive branch of state government for a period of at least two years after the completion of such consecutive terms of service.

(b) Notwithstanding any provision of law to the contrary, no person who has served as a member of any one or more boards or commissions in the executive branch of state government for twelve consecutive years combined shall serve as a member of any board or commission in the executive branch of state government for a period of at least two years after the completion of such twelve consecutive years of service.

B. The provisions of this Section shall not apply to any person serving on a board or commission within the executive branch of state government on August 15, 2008, except that it shall apply to any term of service of any such person that begins after August 15, 2008, and it shall apply to service of any such person at the pleasure of an appointing authority pursuant to an appointment that is made after August 15, 2008.

C. The provisions of this Section shall not prohibit any person from serving as a member of a board or commission if such membership is by virtue of another office to which he is elected or appointed.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dupre	McPherson
Adley	Erdey	Michot
Alario	Gautreaux B	Morrish

Amedee	Gautreaux N	Mount
Broome	Gray	Murray
Cassidy	Hebert	Nevers
Cheek	Heitmeier	Riser
Cravins	Jackson	Shaw
Crowe	Kostelka	Shepherd
Donahue	Long	Smith
Dorsey	Marionneaux	Thompson
Duplessis	Martiny	Walsworth

Total - 36 NAYS

Total - 0 ABSENT

LaFleur Quinn
Total - 2

The Chair declared the amendments proposed by the House were concurred in. Senator Mount moved to reconsider the vote by which the amendments were concurred in and laid the motion on the table.

SENATE BILL NO. 511—
BY SENATOR AMEDEE AN ACT

To amend and reenact R.S. 14:90.1, relative to the crime of gambling; to provide for the crime of gambling by computer; to provide for the disposition of seized evidence, property and paraphernalia; to provide for fines and penalties; and to provide for related matters.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Wootton to Reengrossed Senate Bill No. 511 by Senator Amedee

AMENDMENT NO. 1
On page 4, line 26, after "C." and before "In" insert "(1)"

AMENDMENT NO. 2
On page 5, line 4, change "(1)" to "(a)"

AMENDMENT NO. 3
On page 5, line 5, change "(2)" to "(b)"

AMENDMENT NO. 4
On page 5, line 6, change "(3)" to "(c)"

AMENDMENT NO. 5
On page 5, line 8, change "(4)" to "(2)"

AMENDMENT NO. 6
On page 6, line 2, after "90.3" and before "shall" insert "they"

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Edwards to Reengrossed Senate Bill No. 511 by Senator Amedee

AMENDMENT NO. 1
On page 2, at the beginning of line 12, change "(2)" to "(2)(a)"

AMENDMENT NO. 2
On page 2, line 15, change "owner" to "holder"

AMENDMENT NO. 3
On page 2, between lines 20 and 21, insert the following:
"(b) Notwithstanding the provisions of this Section, a mortgage, lien, or security interest held by a federally-insured financial institution shall not be affected by the seizure and forfeiture provisions of this Section."

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

ROLL CALL

The roll was called with the following result:

PRESENT

Mr. President	Dupre	McPherson
Adley	Erdey	Michot
Alario	Gautreaux B	Morrish
Amedee	Gautreaux N	Mount
Broome	Gray	Murray
Cassidy	Hebert	Nevers
Cheek	Heitmeier	Riser
Cravins	Jackson	Shaw
Crowe	Kostelka	Shepherd
Donahue	Long	Smith
Dorsey	Marionneau	Thompson
Duplessis	Martiny	Walsworth
Total - 36		

NAYS

Total - 0

ABSENT

LaFleur Quinn
Total - 2

The Chair declared the amendments proposed by the House were concurred in. Senator Amedee moved to reconsider the vote by which the amendments were concurred in and laid the motion on the table.

SENATE BILL NO. 519—
BY SENATOR AMEDEE

AN ACT

To enact R.S. 37:3507.2(A)(4), relative to private investigators; to provide with respect to the types of licenses issued by the board; and to provide for related matters.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Ponti to Engrossed Senate Bill No. 519 by Senator Amedee

AMENDMENT NO. 1
On page 1, line 10, change "contractor" to "journeyman"

AMENDMENT NO. 2
On page 1, line 11, change "contractor" to "private investigator journeyman"

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dupre	McPherson
Adley	Erdey	Michot
Alario	Gautreaux B	Morrish
Amedee	Gautreaux N	Mount
Broome	Gray	Murray
Cassidy	Hebert	Nevers
Cheek	Heitmeier	Riser

Cravins	Jackson	Shaw
Crowe	Kostelka	Shepherd
Donahue	Long	Smith
Dorsey	Marionneau	Thompson
Duplessis	Martiny	Walsworth
Total - 36		

NAYS

Total - 0

ABSENT

LaFleur Quinn
Total - 2

The Chair declared the amendments proposed by the House were concurred in. Senator Amedee moved to reconsider the vote by which the amendments were concurred in and laid the motion on the table.

SENATE BILL NO. 667—
BY SENATOR ADLEY

AN ACT

To amend and reenact R.S. 42:1113(D) and 1114.3(A)(1) and (2), relative to conflicts of interest; to provide relative to certain contracts involving certain public servants and certain affiliated persons and entities; to provide restrictions on certain contracts; to provide for disclosure relative to certain contracts; to require certain disclosures by certain elected officials; to provide for the content of such disclosures; to provide for enforcement and penalties; to provide exceptions and waivers; to provide for effectiveness; and to provide for related matters.

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

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on House and Governmental Affairs to Reengrossed Senate Bill No. 667 by Senator Adley

AMENDMENT NO. 1
On page 3, line 29, change "First Stop Shop" to "office of GeauxBiz"

AMENDMENT NO. 2
On page 4, line 18, delete "Hereafter in" and insert "For purposes of"

AMENDMENT NO. 3
On page 6, line 20, change "First Stop Shop" to "office of GeauxBiz"

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Morris to Reengrossed Senate Bill No. 667 by Senator Adley

AMENDMENT NO. 1
On page 1, line 2, after "reenact" delete the remainder of the line and insert "R.S. 42:1113(D)(1)(a) and to enact R.S. 42:1113(D)(6), relative to conflicts of"

AMENDMENT NO. 2
On page 1, line 10, change "R.S. 42:1113(D) and 1114.3(A)(1) and (2) are" to "R.S. 42:1113(D)(1)(a) is"

AMENDMENT NO. 3
On page 1, line 11, after "reenacted" insert "and R.S. 42:1113(D)(6) is hereby enacted"

AMENDMENT NO. 4
On page 3, line 10, after "governor" delete the remainder of the line and delete line 11 in its entirety and insert a period "."

June 20, 2008

AMENDMENT NO. 5

On page 4, delete lines 4 through 29 and pages 5 and 6 in their entirety and insert the following:

"(6) The provisions of R.S. 42:1113(D)(1)(a)(i), R.S. 42:1113(D)(1)(b), and other provisions which reference these provisions of law shall not apply to the spouses and immediate family members of the deputy secretaries, undersecretaries, assistant secretaries, or equivalent positions in the following agencies:

- (i) the Department of Economic Development.
(ii) the Department of Culture, Recreation, and Tourism.
(iii) the Department of Environmental Quality.
(iv) the Department of Health and Hospitals.
(v) the Department of Labor.
(vi) the Department of Natural Resources.
(vii) the Department of Public Safety and Corrections.
(viii) the Department of Revenue.
(ix) the Department of Social Services.
(x) the Department of Transportation and Development.
(xi) the Department of Wildlife and Fisheries.
(xii) the Department of Veterans Affairs.
(xiii) the Department of Agriculture and Forestry.
(xiv) the Department of Education.
(xv) the Department of Insurance.
(xvi) the Department of Justice.
(xvii) the Department of State.
(xviii) the Department of the Treasury."

AMENDMENT NO. 6

Delete Amendment No. 3 proposed by the House Committee on House and Governmental Affairs and adopted by the House on June 13, 2008.

Motion

Senator Adley moved to concur in the amendments be proposed by the House.

Senator N. Gautreaux moved as a substitute motion that the House amendments be rejected.

Senator Adley objected.

ROLL CALL

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

YEAS

Table with 3 columns: Name, Name, Name. Rows include Amedee, Cheek, Cravins, Dorsey, Duplessis, Gautreaux B, Total - 16; Gautreaux N, Gray, Hebert, Heitmeier, Jackson, McPherson; Michot, Morrish, Murray, Riser.

NAYS

Table with 3 columns: Name, Name, Name. Rows include Mr. President, Adley, Alario, Broome, Cassidy, Donahue, Dupre, Total - 19; Erdey, Kostelka, Long, Marionneaux, Martiny, Mount, Nevers; Shaw, Shepherd, Smith, Thompson, Walsworth.

ABSENT

Table with 3 columns: Name, Name, Name. Rows include Crowe, Total - 3; LaFleur; Quinn.

The Chair declared the Senate refused to reject the House amendment.

ROLL CALL

The roll was called on the original motion to concur with the

following result:

YEAS

Table with 3 columns: Name, Name, Name. Rows include Mr. President, Adley, Alario, Amedee, Broome, Cassidy, Cheek, Crowe, Donahue, Total - 27; Duplessis, Dupre, Erdey, Gray, Heitmeier, Kostelka, Long, Marionneaux, Martiny; Michot, Morrish, Mount, Nevers, Shaw, Shepherd, Smith, Thompson, Walsworth.

NAYS

Table with 3 columns: Name, Name, Name. Rows include Cravins, Dorsey, Gautreaux B, Total - 8; Gautreaux N, Jackson, McPherson; Murray, Riser.

ABSENT

Table with 3 columns: Name, Name, Name. Rows include Hebert, Total - 3; LaFleur; Quinn.

The Chair declared the amendments proposed by the House were concurred in. Senator Adley moved to reconsider the vote by which the amendments were concurred in and laid the motion on the table.

SENATE BILL NO. 718 BY SENATOR MARTINY

AN ACT

To amend and reenact R.S. 42:1124.2(A), 1124.3(A), and 1124.4(A)(1), (C)(3), and (F), and to enact 42:1124.6, relative to financial disclosure; to require certain disclosures by appointed members of boards and commissions; to provide for penalties; and to provide for related matters.

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

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on House and Governmental Affairs to Reengrossed Senate Bill No. 718 by Senator Martiny

AMENDMENT NO. 1

On page 1, line 2, after "reenact" delete the remainder of the line and delete lines 3 and 4 and insert "R.S. 42:1124.1(A)(1) and (B), 1124.2(A) and (C)(1), 1124.3(A), 1124.4(A)(1), (C)(3), and (F), and 1157(A)(4)(a)(ii), to enact R.S. 42:1124.2.1, and to repeal R.S. 42:1124.2(G)(4), relative to financial disclosure; to require certain disclosures by certain public servants; to provide for the information required to be disclosed; to provide for definitions; to provide for penalties; to provide for effectiveness; and to"

AMENDMENT NO. 2

On page 1, line 7, after "Section 1." delete the remainder of the line and delete line 8 and insert "R.S. 42:1124.1(A)(1) and (B), 1124.2(A) and (C)(1), 1124.4(A)(1), (C)(3), and (F), and 1157(A)(4)(a)(ii) are hereby amended and reenacted and R.S. 42:1124.2.1 is hereby enacted to read as follows:"

AMENDMENT NO. 3

On page 1, delete lines 9 through 17, and delete pages 2 through 5 and insert the following:

"§1124.1. Penalties; required reports; failure to file; timely and accurate filing

A. (1) Whoever fails to file a financial statement required by this Part, except for statements required by R.S. 42:1124, 1124.2, 1124.2.1, and 1124.3, or knowingly and willfully fails to timely file any such statement, or knowingly and willfully fails to disclose or to accurately disclose any information required by this Part shall be assessed a civil penalty pursuant to R.S. 42:1157 for each day until such statement or the required accurate information is filed.

* * *

B. Whoever knowingly and willfully files a false report required by this Part, except for statements required by R.S. 42:1124, 1124.2, 1124.2.1, or 1124.3, shall be guilty of a misdemeanor and upon conviction thereof shall be fined not less than one thousand dollars nor more than ten thousand dollars or imprisoned in parish prison for not more than six months, or both. Any prosecution under this Subsection shall be tried before a jury of six persons, all of whom must concur to render a verdict.

* * *
§1124.2. Financial disclosure; certain elected officials; voting districts of five thousand or more; state members of certain boards and commissions; ethics administrator

A. Each of the following, except a person who is required to file a financial statement pursuant to R.S. 42:1124, shall annually file a financial statement as provided in this Section:

(1) Each member of the state legislature. each (2) Each person holding a public office who represents a voting district having a population of five thousand or more persons. each (3) Each member of the Board of Ethics and the ethics administrator.

each (4) Each member of the State Board of Elementary and Secondary Education. each member of a state board or commission who receives a salary or other compensation for such public service in the amount of sixteen thousand eight hundred dollars or more per year and each member of a state board or commission which has the authority to expend, disburse, or invest one million dollars or more of funds in a fiscal year, except any person who is required to file a financial statement pursuant to R.S. 42:1124, shall annually file a financial statement as provided in this Section.

(5) Each member of the Board of Commissioners of the Louisiana Stadium and Exposition District.

(6) The executive director and the assistant executive director of the Crescent City Connection Division.

C. The financial statement required by this Section shall be filed on a form prescribed by the Board of Ethics and shall include the following information for the preceding calendar year:

(1) The full name and residence mailing address of the individual who is required to file.

* * *
1124.2.1 Financial disclosure; members of boards and commissions

A. Each member and any designee of a member of a board or commission which has the authority to expend, disburse, or invest ten thousand dollars or more of funds in a fiscal year and each member of the State Civil Service Commission, except any person who is required to file a financial statement by pursuant to R.S. 42:1124 or 1124.2, shall annually file a financial statement as provided in this Section.

B. The financial statement required by this Section shall be filed by May fifteenth of each year during which the person holds an office included in Subsection A of this Section and by May fifteenth of the year following the termination of the holding of such office.

C. The financial statement required by this Section shall be filed on a form prescribed by the Board of Ethics and shall include the following information for the preceding calendar year:

(1) The full name and mailing address of the individual who is required to file.

(2) The full name of the individual's spouse, if any, and the spouse's occupation and principal business address.

(3) The name of the employer, job title, and a brief job description of each full-time or part-time employment position held by the individual or spouse.

(4)(a) The name, address, brief description of, and nature of association with and the amount of interest in each business in which the individual or spouse is a director, officer, owner, partner, member, or trustee, and in which the individual or spouse, either individually or collectively, owns an interest which exceeds ten percent of that business.

(b) The name, address, brief description of, and nature of association with a nonprofit organization in which the individual or spouse is a director or officer.

(5) The name, address, type, and amount of each source of

income received by the individual or spouse, or by any business in which the individual or spouse, either individually or collectively, owns an interest which exceeds ten percent of that business, which is received from any of the following:

(a) The state or any political subdivision as defined in Article VI of the Constitution of Louisiana.

(b) Services performed for or in connection with a gaming interest as defined in R.S. 18:1505.2(L)(3)(a).

(6) A certification that such individual has filed his federal and state income tax returns, or has filed for an extension of time for filing such tax return.

(7) One of the following:

(a) A certification that neither the individual nor any member of his immediate family had a personal or financial interest in any entity, contract, or business or a personal or financial relationship that in any way posed a conflict of interest which affected the impartial performance of the individual's duties as a member of the board or commission.

(b) A statement describing each conflict and any action the individual took to resolve or avoid the conflict.

D. For the purposes of this Section, the following words shall have the following meanings:

(1) "Board or commission" means each board, commission, and like entity created by law or executive order which is made a part of the executive branch of state government by the provisions of Title 36 of the Louisiana Revised Statutes of 1950, or which is placed in an executive branch department or in the office of the governor or lieutenant governor by law or executive order, or which exercises any authority or performs any function of the executive branch of state government. "Board or commission" also means any board, commission, or like entity created by the constitution, by law, by a political subdivision, or jointly by two or more political subdivisions as a governing authority of a political subdivision of the state or of local government. "Board or commission" shall not mean (a) the governing authority of a parish or municipality or (b) a board of directors of a private nonprofit corporation which is not specifically created by law.

(2) "Business" shall have the same meaning as provided in R.S. 42:1124.

(3)(a) "Income" for a business shall mean gross income less both of the following:

(i) Costs of goods sold.

(ii) Operating expenses.

(b) "Income" for an individual shall mean taxable income and shall not include any income received pursuant to a life insurance policy.

(4) "Public office" shall have the same meaning as provided in R.S. 18:1483.

* * *
§1124.4. Penalties

A.(1) If a person fails to timely file a financial statement as required by R.S. 18:1495.7 or by R.S. 42:1124, 1124.2, 1124.2.1, or 1124.3, or a person omits any information required to be included in the statement, or the board has reason to believe information included in the statement is inaccurate, the board shall notify the person of such failure, omission, or inaccuracy by sending him by certified mail a notice of delinquency immediately upon discovery of the failure, omission, or inaccuracy.

* * *
C. Penalties shall be assessed as follows:

(3) Fifty dollars per day for statements required by R.S. 42:1124.2.1 or 1124.3.

* * *
F. If a person who is required to disclose information required by R.S. 42:1124, 1124.2, 1124.2.1, or 1124.3 discovers an error or inaccuracy in the information he disclosed and files an amendment to such disclosure correcting such error or inaccuracy prior to the receipt of a notice of delinquency, no penalties shall be assessed against the person, and the board shall replace the initial disclosure with the amendment thereto in the official records of the board.

* * *
§1157. Late filing fees

June 20, 2008

A. * * *
(4)(a) * * *

(ii) The late penalties for any violation of R.S. 42:1124, 1124.2, 1124.2.1, or 1124.3 shall be as provided in R.S. 42:1124.4.

Section 2. R.S. 42:1124.3(A) is hereby amended and reenacted to read as follows:

§1124.3. Financial disclosure; certain elected officials, voting districts of under five thousand

A. Each person holding a public office who represents a voting district having a population of fewer than five thousand and each member of a state board or commission which has the authority to expend, disburse, or invest more than ten thousand but less than one million dollars; except any person who is required to file a financial statement by R.S. 42:1124, or 1124.2, or 1124.2.1, shall annually file a financial statement as provided in this Section.

Section 3. R.S. 42:1124.2(G)(4) is hereby repealed in its entirety.

Section 4. The provisions of Section 3 of the Act which originated as House Bill No. 842 of this 2008 Regular Session of the Legislature shall be null, void, and of no effect.

Section 5. The provisions of the Act which originated as House Bill No. 842 of this 2008 Regular Session of the Legislature which amend and reenact R.S. 42:1124.2(A) shall be null, void, and of no effect.

Section 6. The first reports due pursuant to R.S. 42:1124.2 and 1124.2.1 as provided by this Act shall be complete for the calendar year 2008. The first reports due pursuant to R.S. 42:1124.3 as provided by this Act shall be complete for the calendar year 2009.

Section 7.A. The provisions of this Section and of Sections 1, 3, 5, and 6 of this Act shall become effective on January 1, 2009.

B. The provisions of Sections 2 and 4 of this Act shall become effective on January 1, 2010."

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Greene to Reengrossed Senate Bill No. 718 by Senator Martiny

AMENDMENT NO. 1

In House Committee Amendment No. 1 proposed by the House Committee on House and Governmental Affairs and adopted by the House of Representatives on June 12, 2008, on page 1, line 4, after "(F)," insert "1125(B) and (C),"

AMENDMENT NO. 2

In House Committee Amendment No. 1 proposed by the House Committee on House and Governmental Affairs and adopted by the House of Representatives on June 12, 2008, on page 1, line 7, after "penalties;" insert "to provide relative to reporting of contributions and expenditures related to gubernatorial transition and inauguration and for the applicability of such provisions;"

AMENDMENT NO. 3

In House Committee Amendment No. 3 proposed by the House Committee on House and Governmental Affairs and adopted by the House of Representatives on June 12, 2008, on page 4, delete lines 10 through 24, and insert the following:

"Section 3. R.S. 42:1125(B) and (C) are hereby amended and reenacted to read as follows:

§1125. Gubernatorial transition and inauguration; contribution limits; reports * * *

B. As used in this Section:

(1) "Contribution" means a gift, loan, conveyance, payment, or deposit of money or anything any thing of value, including an in-kind contribution, made for the purpose of supporting the transition and any event, activity, or fund associated with the inauguration of the governor-elect. However, "contribution" shall not include funds received pursuant to R.S. 49:209 or the receipt and acceptance of a campaign contribution as defined in R.S. 18:1483(6).

(2) "Expenditure" means any use of a contribution.

(3) "Transition" means the effort to organize the operations of the governor-elect and includes the acquisition of funds to cover necessary office expenses, including the rental of office space, the employment of clerical and other assistance, and office provisions such as stationery, postage, telephone service, or other similar charges.

C. On or before the sixtieth day after the gubernatorial inauguration; and by February fifteenth annually thereafter until all contributions have been expended or used, the governor shall file one an all-inclusive report with the Board of Ethics for which reporting is required by Subsection A which shall state:

(1) The full name and address of each person, natural or legal, who has made a contribution.

(2) The date and amount of each contribution and a brief description and valuation of each in-kind contribution.

(3) The full name and address of each person to whom an expenditure was made and the amount, date, and purpose of each expenditure and a description of the use of each in-kind contribution.

* * *

Section 4. The governor in office on the effective date of this Act shall file the report required by R.S. 42:1125(C) as amended by this Act covering the period following the date of his election in 2007 and prior to the thirtieth day after his inauguration in 2008, and annually thereafter as required by the provisions of this Act. However, notwithstanding the time limitations provided by R.S. 42:1125(C)(introductory paragraph), an amended report in compliance with the provisions of this Act shall be filed by sixty days after the effective date of this Section.

Section 5. R.S. 42:1124.2(G)(4) is hereby repealed in its entirety.

Section 6. The provisions of Section 3 of the Act which originated as House Bill No. 842 of this 2008 Regular Session of the Legislature shall be null, void, and of no effect.

Section 7. The provisions of the Act which originated as House Bill No. 842 of this 2008 Regular Session of the Legislature which amend and reenact R.S. 42:1124.2(A) shall be null, void, and of no effect.

Section 8. The first reports due pursuant to R.S. 42:1124.2 and 1124.2.1 as provided by this Act shall be complete for the calendar year 2008. The first reports due pursuant to R.S. 42:1124.3 as provided by this Act shall be complete for the calendar year 2009.

Section 9.A. The provisions of this Section and of Sections 3 and 4 of this Act shall become effective upon signature by the governor or, if not signed by the governor, upon expiration of the time for bills to become law without signature by the governor, as provided by Article III, Section 18 of the Constitution of Louisiana. If vetoed by the governor and subsequently approved by the legislature, the provisions of this Section and Sections 3 and 4 of this Act shall become effective on the day following such approval.

B. The provisions of Sections 1, 5, 7, and 8 of this Act shall become effective on January 1, 2009.

C. The provisions of Sections 2 and 6 of this Act shall become effective on January 1, 2010."

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative St. Germain to Reengrossed Senate Bill No. 718 by Senator Martiny

AMENDMENT NO. 1

In Committee Amendment No. 3 proposed by the Committee on House and Governmental Affairs and adopted by the House of Representatives on June 12, 2008, on page 3, line 18, after "municipality" delete "or (b)" and insert a comma "," and insert "(b) a board or commission or like entity which governs a political subdivision created by a single parish or municipal governing authority in a parish with a population of two hundred thousand or less or any subdistrict of such a political subdivision, or (c)"

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dupre	Michot
Adley	Erdey	Morrish
Alario	Gautreaux N	Mount
Amedee	Gray	Murray
Broome	Hebert	Nevers
Cassidy	Heitmeier	Riser
Cheek	Jackson	Shaw
Cravins	Kostelka	Shepherd
Crowe	Long	Smith
Donahue	Marionneaux	Thompson
Dorsey	Martiny	Walsworth
Duplessis	McPherson	
Total - 35		

NAYS

Gautreaux B
Total - 1

ABSENT

LaFleur Quinn
Total - 2

The Chair declared the amendments proposed by the House were rejected. Senator Martiny moved to reconsider the vote by which the amendments were rejected and laid the motion on the table.

SENATE BILL NO. 286— BY SENATOR DUPLESSIS

AN ACT

To amend and reenact R.S. 17:24.10(B)(2), (D), (H)(2), and (I)(1)(a)(i) and (5) and to enact R.S. 17:24.10(I)(1)(a)(iii), relative to early childhood education; to provide relative to universal access to the Cecil J. Picard LA 4 Early Childhood Education Program; to provide for timelines and eligibility requirements; to provide for participation by non-school system providers; to provide for local school system duties and responsibilities; to provide for reporting requirements; to provide relative to funding; and to provide for related matters.

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

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Education to Re-reengrossed Senate Bill No. 286 by Senator Duplessis

AMENDMENT NO. 1

On page 2, line 15, after "(c)" and before "the" delete "**Beginning with**" and insert "**In addition to the children eligible pursuant to the provisions of Subparagraph (b) of this Paragraph and for**"

AMENDMENT NO. 2

On page 2, line 21, after "(d)" and before "the" delete "**Beginning with**" and insert "**In addition to the children eligible pursuant to the provisions of Subparagraph (b) of this Paragraph and for**"

AMENDMENT NO. 3

On page 2, line 27, after "(e)" and before "the" delete "**Beginning with**" and insert "**In addition to the children eligible pursuant to the provisions of Subparagraph (b) of this Paragraph and for**"

AMENDMENT NO. 4

On page 3, line 4, after "(f)" and before "the" delete "**Beginning with**" and insert "**In addition to the children eligible pursuant to the provisions of Subparagraph (b) of this Paragraph and for**"

AMENDMENT NO. 5

On page 3, line 10, after "and" and before "thereafter" insert "**continuing**"

AMENDMENT NO. 6

On page 3, line 15, after "(1)(a)(i)" and before "at" delete "Use" and insert "**Beginning with the 2009-2010 school year and continuing thereafter, use**"

AMENDMENT NO. 7

On page 3, line 15, after "in" and before "funding" insert "**LA 4**"

AMENDMENT NO. 8

On page 3, line 16, after "received" and before "to" change "**during the 2008-2009 school year**" to "**for the prior year**"

AMENDMENT NO. 9

On page 3, line 19, after "the" and before "of" change "**jurisdiction**" to "**geographic boundaries**"

AMENDMENT NO. 10

On page 3, line 24, after "include" delete the comma "," and delete the remainder of the line and insert "**but shall not be limited to**"

AMENDMENT NO. 11

On page 4, line 1, after "materials," and before "supplies" change "**and**" to "**or**"

AMENDMENT NO. 12

On page 4, line 14, after "shall" and before "to the" change "**make an application**" to "**apply**"

AMENDMENT NO. 13

On page 5, line 10, after "(iii)" and before "employees" delete "All" and insert "**The provisions of R.S. 17:15 shall be applicable to all**"

AMENDMENT NO. 14

On page 5, line 13, after "setting" insert a comma "," and delete the remainder of the line and at the beginning of line 14 delete "**as provided in R.S. 17:15.**"

AMENDMENT NO. 15

On page 5, line 14, after "each" and before "non-school" delete "**participating**"

AMENDMENT NO. 16

On page 5, at the end of line 16, change "**statute.**" to "**law relative to criminal history review.**"

AMENDMENT NO. 17

On page 5, line 17, after "requirement" delete the remainder of the line and delete line 18 and at the beginning of line 19 delete "**system provider**" and insert "**specified in Subparagraph (a) of this Paragraph**"

AMENDMENT NO. 18

On page 5, line 24, after "(aa)" and before "are" change "**That there**" to "**There**"

AMENDMENT NO. 19

On page 5, line 25, after "education" and before "of" change "**within the jurisdiction**" to "**located within the geographic boundaries**"

AMENDMENT NO. 20

On page 5, at the end of line 25, change "**has**" to "**have**"

AMENDMENT NO. 21

On page 5, line 28, after "(bb)" and before "participating" change "**That the**" to "**The**"

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AMENDMENT NO. 22

On page 6, line 2, after "(cc)" and before "a" change "That after" to "After"

AMENDMENT NO. 23

On page 6, line 3, after "provider" and before "unable" change "were" to "are"

AMENDMENT NO. 24

On page 6, line 7, after "whether" and before "application" change "their" to "its"

AMENDMENT NO. 25

On page 6, line 10, after "law," and before "the" insert "in any given school year"

AMENDMENT NO. 26

On page 6, line 12, after "program" and before "nor" delete the comma ",."

AMENDMENT NO. 27

On page 8, line 5, after "Paragraph" and before "of this" change "(B)(3)" to "(B)(2)"

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Peterson to Re-Reengrossed Senate Bill No. 286 by Senator Duplessis

AMENDMENT NO. 1

Delete House Committee Amendments Nos. 1, 2, 3, 4, and 8 proposed by the House Committee on Education and adopted by the House of Representatives on June 5, 2008.

AMENDMENT NO. 2

In House Committee Amendment No. 17 proposed by the House Committee on Education and adopted by the House of Representatives on June 5, 2008, on line 20, change "Subparagraph (a) of this Paragraph" to "Item (a)(i) of this Paragraph"

AMENDMENT NO. 3

On page 2, line 1, after "(2)(a)" and before "LA" insert "Through the 2008-2009 school year."

AMENDMENT NO. 4

On page 2, line 15, after "(c)" and before "the" change "Beginning with" to "For"

AMENDMENT NO. 5

On page 2, line 21, after "(d)" and before "the" change "Beginning with" to "For"

AMENDMENT NO. 6

On page 2, line 27, after "(e)" and before "the" change "Beginning with" to "For"

AMENDMENT NO. 7

On page 3, line 4, after "(f)" and before "the" change "Beginning with" to "For"

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Fannin to Re-Reengrossed Senate Bill No. 286 by Senator Duplessis

AMENDMENT NO. 1

Delete House Committee Amendments Nos. 1, 2, 3, and 4 proposed by the House Committee on Education and adopted by the House of Representatives on June 5, 2008.

AMENDMENT NO. 2

Delete House Floor Amendment No. 3 in Set No. HFASB286 335 5906 proposed by Representative Peterson on June 20, 2008.

AMENDMENT NO. 3

On page 2, line 15, after "(c)" and before "the" change "Beginning with" to "Subject to the appropriation of funds for this purpose and for"

AMENDMENT NO. 4

On page 2, line 21, after "(d)" and before "the" change "Beginning with" to "Subject to the appropriation of funds for this purpose and for"

AMENDMENT NO. 5

On page 2, line 27, after "(e)" and before "the" change "Beginning with" to "Subject to the appropriation of funds for the purpose and for"

AMENDMENT NO. 6

On page 3, line 4, after "(f)" and before "the" change "Beginning with" to "Subject to the appropriation of funds for this purpose and for"

AMENDMENT NO. 7

On page 3, line 10, after "(g)" and before "with" change "Beginning" to "Subject to the appropriation of funds for this purpose and beginning"

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dupre	McPherson
Adley	Erdey	Michot
Alario	Gautreaux B	Morrish
Amedee	Gautreaux N	Mount
Broome	Gray	Murray
Cassidy	Hebert	Nevers
Cheek	Heitmeier	Riser
Cravins	Jackson	Shaw
Crowe	Kostelka	Shepherd
Donahue	Long	Smith
Dorsey	Marionneau	Thompson
Duplessis	Martiny	Walsworth
Total - 36		

NAYS

Total - 0

ABSENT

LaFleur	Quinn
Total - 2	

The Chair declared the amendments proposed by the House were concurred in. Senator Duplessis moved to reconsider the vote by which the amendments were concurred in and laid the motion on the table.

SENATE BILL NO. 351— BY SENATOR N. GAUTREAU AN ACT

To amend and reenact R.S. 39:364, relative to state purchase of alternate fuel or hybrid vehicles; to provide that the commissioner of administration shall purchase or lease for state use only alternative fuel and hybrid vehicles; to provide exceptions to the use of alternative fuel and hybrid vehicles; and to provide for related matters.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Ellington to Engrossed Senate Bill No. 351 by Senator N. Gautreaux

AMENDMENT NO. 1

On page 2, delete lines 16 and 17 in their entirety

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Erdey	Morrish
Adley	Gautreaux N	Mount
Alario	Gray	Murray
Amedee	Hebert	Nevers
Cassidy	Heitmeier	Riser
Cheek	Jackson	Shaw
Cravins	Kostelka	Shepherd
Crowe	Long	Smith
Donahue	Marionneaux	Thompson
Dorsey	Martiny	Walsworth
Duplessis	McPherson	
Dupre	Michot	
Total - 34		

NAYS

Total - 0

ABSENT

Broome	LaFleur
Gautreaux B	Quinn
Total - 4	

The Chair declared the amendments proposed by the House were rejected. Senator N. Gautreaux moved to reconsider the vote by which the amendments were rejected and laid the motion on the table.

SENATE BILL NO. 615—
BY SENATOR JACKSON

AN ACT

To amend and reenact R.S. 46:2604(A) through (D) and to enact R.S. 46:2604(G), relative to the Children's Cabinet; to provide with respect to the preparation and submission of the budget; and to provide for related matters.

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

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Health and Welfare to Reengrossed Senate Bill No. 615 by Senator Jackson

AMENDMENT NO. 1

On page 4, line 6, between "ECSIB" and "provide" change "will" to "shall"

AMENDMENT NO. 2

On page 4, at the beginning of line 8, change "will" to "shall"

AMENDMENT NO. 3

On page 4, line 26, between "ECSIB" and "not" change "will" to "shall"

AMENDMENT NO. 4

On page 4, line 29, change "development/mental" to "development and mental"

AMENDMENT NO. 5

On page 5, line 3, between "budget" and "be" change "will" to "shall"

AMENDMENT NO. 6

On page 5, at the end of line 4, change "will" to "shall"

AMENDMENT NO. 7

On page 5, at the beginning of line 6, change "will" to "shall"

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dupre	Michot
Adley	Erdey	Morrish
Alario	Gautreaux N	Mount
Amedee	Gray	Murray
Broome	Hebert	Nevers
Cassidy	Heitmeier	Riser
Cheek	Jackson	Shaw
Cravins	Kostelka	Shepherd
Crowe	Long	Smith
Donahue	Marionneaux	Thompson
Dorsey	Martiny	Walsworth
Duplessis	McPherson	
Total - 35		

NAYS

Total - 0

ABSENT

Gautreaux B	LaFleur	Quinn
Total - 3		

The Chair declared the amendments proposed by the House were concurred in. Senator Jackson moved to reconsider the vote by which the amendments were concurred in and laid the motion on the table.

SENATE BILL NO. 429—

BY SENATOR SHEPHERD AND REPRESENTATIVES RICHMOND AND HARDY

AN ACT

To amend and reenact R.S. 13:477(24) and 621.24, relative to judges; to provide relative to certain election procedures; to provide relative to certain elections and judicial vacancies in the Twenty-Fourth Judicial District Court; 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 the following amendments:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Judiciary to Reengrossed Senate Bill No. 429 by Senator Shepherd

AMENDMENT NO. 1

On page 1, line 2, after "R.S.13:477(24)" and before the "," delete "and 621.24"

AMENDMENT NO. 2

On page 1, line 7, after "R.S. 13:477(24)" and before "hereby" delete "and 621.24 are" and insert in lieu thereof "is"

AMENDMENT NO. 3

On page 2, at the end of line 2, change "Divisions H" to "Division H"

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AMENDMENT NO. 4

On page 2, at the beginning of line 3, delete "**and I**"

AMENDMENT NO. 5

On page 2, at the beginning of line 4, change "**Divisions C and P**" to "**Divisions C, I, and P**"

AMENDMENT NO. 6

On page 2, delete lines 7 through 12 in their entirety and insert in lieu thereof the following:

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Girod Jackson to Reengrossed Senate Bill No. 429 by Senator Shepherd

AMENDMENT NO. 1

Delete House Committee Amendments Nos. 1, 2, 3, 4, 5, and 6 proposed by the House Committee on Judiciary and adopted by the House on June 3, 2008.

AMENDMENT NO. 2

On page 1, line 3, after "elections" delete "and judicial" and on line 4, delete "vacancies"

AMENDMENT NO. 3

On page 1, line 5, after "requirements;" insert "to provide for an additional judgeship for the Twenty-Fourth Judicial District Court and the election and duties for such judgeship;"

AMENDMENT NO. 4

On page 2, line 4, delete "**C and P**" and insert "**C, P, and Q**"

AMENDMENT NO. 5

On page 2, line 8, delete "**A**."

AMENDMENT NO. 6

On page 2, line 8, delete "sixteen" and insert "**seventeen**"

AMENDMENT NO. 7

On page 2, delete lines 9 through 12 in their entirety

AMENDMENT NO. 8

On page 2, after line 12, insert the following:

"Section 2.(A) The additional judgeship created by this Act shall be filled by election from election section five and shall serve in Division Q.

(B) The person to be elected to the additional judgeship created by this Act shall be elected, as provided by Article V, Section 22 of the Constitution of Louisiana, at the regularly scheduled election for judges of the Twenty-Fourth Judicial District court to be held in 2008. His term of office shall begin on January 1, 2009, and expire at the same time as is provided by law for the other judges of the court. Thereafter, his successor shall be elected at the same time and in the same manner and shall serve the same term as provided by law. The additional judge and his successor shall receive the same compensation and expense allowances, payable from the same sources and in the same manner, as are now or may hereafter be provided for other judges of the district.

(C) The provisions of this Act shall not reduce the term of office of any judge of the Twenty-Fourth Judicial District court.

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

If vetoed by the governor and subsequently approved by the legislature, this Act shall become effective on the day following such approval."

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Girod Jackson to Reengrossed Senate Bill No. 429 by Senator Shepherd

AMENDMENT NO. 1

Delete the set of House Floor Amendments proposed by Representative Girod Jackson and adopted by the House on June 13, 2008.

AMENDMENT NO. 2

Delete House Committee Amendments Nos. 1 through 6 proposed by the House Committee on Judiciary and adopted by the House on June 3, 2008.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dupre	McPherson
Adley	Erdey	Michot
Alario	Gautreaux B	Morrish
Amedee	Gautreaux N	Mount
Broome	Gray	Murray
Cassidy	Hebert	Nevers
Cheek	Heitmeier	Riser
Cravins	Jackson	Shaw
Crowe	Kostelka	Shepherd
Donahue	Long	Smith
Dorsey	Marionneaux	Thompson
Duplessis	Martiny	Walsworth
Total - 36		

NAYS

Total - 0

ABSENT

LaFleur	Quinn
Total - 2	

The Chair declared the amendments proposed by the House were concurred in. Senator Shepherd moved to reconsider the vote by which the amendments were concurred in and laid the motion on the table.

Appointment of Conference Committee on Senate Bill No. 159

The President of the Senate appointed the following members to confer with a like committee from the House for the purpose of considering the disagreement on Senate Bill No. 159: Senators Cravins, McPherson and Erdey.

Appointment of Conference Committee on Senate Bill No. 351

The President of the Senate appointed the following members to confer with a like committee from the House for the purpose of considering the disagreement on Senate Bill No. 351: Senators N. Gautreaux, Michot and Dorsey.

**Appointment of Conference Committee
on Senate Bill No. 499**

The President of the Senate appointed the following members to confer with a like committee from the House for the purpose of considering the disagreement on Senate Bill No. 499: Senators Crowe, Kostelka and Murray.

**Appointment of Conference Committee
on Senate Bill No. 718**

The President of the Senate appointed the following members to confer with a like committee from the House for the purpose of considering the disagreement on Senate Bill No. 718: Senators Martiny, Chaisson and Kostelka.

**Appointment of Conference Committee
on Senate Bill No. 758**

The President of the Senate appointed the following members to confer with a like committee from the House for the purpose of considering the disagreement on Senate Bill No. 758: Senators Broome, Murray and Quinn.

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

ENROLLMENTS

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

June 20, 2008

To the President and Members of the Senate:

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

The following Senate Concurrent Resolutions have been properly enrolled:

SENATE CONCURRENT RESOLUTION NO. 115—
BY SENATOR CROWE AND REPRESENTATIVES CROMER AND PEARSON

A CONCURRENT RESOLUTION

To commend Pastor Emeritus Dr. Hoyte Nelson on his fortieth anniversary of ministry at First Baptist Church of Slidell.

SENATE CONCURRENT RESOLUTION NO. 116—
BY SENATOR THOMPSON

A CONCURRENT RESOLUTION

To designate the week of June 22-28, 2008, as "Pollinator Week in Louisiana."

SENATE CONCURRENT RESOLUTION NO. 119—
BY SENATOR BROOME AND REPRESENTATIVES BARROW, HONEY, MICHAEL JACKSON AND PATRICIA SMITH

A CONCURRENT RESOLUTION

To express the sincere and heartfelt condolences of the Legislature of Louisiana upon the death of Murphy Wilbert Bell.

SENATE CONCURRENT RESOLUTION NO. 120—
BY SENATOR MICHOT AND REPRESENTATIVE FANNIN

A CONCURRENT RESOLUTION

To commend Robert C. Israel, president of the Louisiana Automobile Dealers Association, for his twenty-five years of dedicated service to the association, its members and to the motor vehicle industry.

SENATE CONCURRENT RESOLUTION NO. 121—

BY SENATOR THOMPSON

A CONCURRENT RESOLUTION

To express the heartfelt and sincere condolences of the Legislature of Louisiana upon the death of educator and community leader Ralph Wimberly Moore.

Respectfully submitted,
ROBERT W. "BOB" KOSTELKA
Chairman

The foregoing Senate Concurrent Resolutions were signed by the President of the Senate.

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

ENROLLMENTS

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

June 20, 2008

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. 53—

BY SENATOR SHAW

AN ACT

To enact R.S. 42:1141(B)(1)(c), relative to ethics complaints; to provide that the Board of Ethics shall not investigate or otherwise address anonymous complaints; and to provide for related matters.

SENATE BILL NO. 440—

BY SENATOR DUPLESSIS

AN ACT

To enact R.S. 17:24.4(H) and 172, relative to public school students; to require a process for the provision of information to the parents or legal guardians of public school students; to require parental notification of procedures relative to making complaints and information requests; to require the establishment of a procedure for the granting of certain waivers for students regarding statewide standards of achievement; to provide for rules and regulations; to provide for the responsibilities of schools and school governing authorities; to provide for effectiveness; and to provide for related matters.

SENATE BILL NO. 469—

BY SENATORS DUPRE, AMEDEE, DORSEY, DUPLESSIS AND MOUNT

AN ACT

To enact the Children's Code Article 857(C) and the Code of Criminal Procedure Article 876, relative to criminal procedure; to provide for sentencing of adults for certain crimes committed as a child; to provide for certain adults charged for crimes committed as a child; to provide for requirements of sentencing; to provide terms, conditions, and procedures; and to provide for related matters.

SENATE BILL NO. 722—

BY SENATOR SMITH

AN ACT

To amend and reenact R.S. 33:4734(A) and 4780.52(A), relative to municipal and parish zoning; to provide for advance notice of zoning actions to certain military installations; and to provide for related matters.

June 20, 2008

SENATE BILL NO. 791—

BY SENATOR N. GAUTREAUX
AN ACT

To enact R.S. 4:251.1, relative to racing; to provide with respect to horse racing; to provide for the Horsemen's Self-Help Pension Program; to provide relative to pension benefits; to provide relative to purses and purse supplements; and to provide for related matters.

SENATE BILL NO. 56—

BY SENATOR MICHOT
AN ACT

To amend and reenact R.S. 42:1112(D), to enact R.S. 42:1120.4, and to repeal R.S. 42:1120.2 and 1120.3, relative to conflicts of interest; to permit an appointed member of a board or commission to recuse himself from voting in certain matters involving the board or commission; to remove specific recusal provisions applicable to certain boards and commissions; and to provide for related matters.

SENATE BILL NO. 337—

BY SENATORS MICHOT, THOMPSON AND WALSWORTH AND REPRESENTATIVES KATZ AND MILLS
AN ACT

To amend and reenact R.S. 46:2761(A), relative to uncompensated care payments; to provide for the type of data to be reported; to provide for reporting; to provide for legislative audits; and to provide for related matters.

SENATE BILL NO. 679—

BY SENATOR KOSTELKA
AN ACT

To enact R.S. 23:303(E), relative to civil suits regarding employment discrimination; to provide with respect to prescription in such cases; and to provide for related matters.

SENATE BILL NO. 801—

BY SENATORS NEVERS AND BROOME
AN ACT

To amend and reenact R.S. 9:3198(A)(2), and to enact R.S. 9:3198.1, relative to property disclosure documents; to provide for disclosure of information relative to the production or manufacturing of methamphetamine; to provide for procedures for the listing and publication of contaminated properties; to provide for the promulgation of rules and regulations for remediating contaminated properties; to provide for limitation of liability; to provide for exceptions; and to provide for related matters.

SENATE BILL NO. 98—

BY SENATOR MURRAY
AN ACT

To amend and reenact R.S. 25:799(C)(1)(d) and (e), (4) and (10) and (G)(4), relative to the French Quarter-Marigny Historic Area Management District; to provide for the number of meetings members of the governing board may miss before they are disqualified and removed; to remove the requirement that board minutes be published in the official journal; to provide revitalization and nurturing of cultural tourism as objectives of the district; to provide relative to the appointment of certain members; and to provide for related matters.

SENATE BILL NO. 574—

BY SENATOR MICHOT
AN ACT

To enact R.S. 39:1691(E), relative to actions by or against the state in connection with contracts; to provide for appeals; and to provide for related matters.

SENATE BILL NO. 611—

BY SENATOR MURRAY
AN ACT

To amend and reenact R.S. 33:4720.56(19), 4720.59(A),(B)(1),(C),(D), and (E)(1),(4),(5), and (6), and 4720.60.1 and to enact R.S. 33:4720.56(20) and R.S. 33:4720.59(E)(7), relative to the New Orleans Redevelopment Authority; to provide authorization for the transfer of

adjudicated properties from the city of New Orleans to the authority; to provide authorization for the purchase of properties by the authority at tax sales; to provide for the purchase of properties by the authority at code lien enforcement proceedings; to amend relative to the authority of the New Orleans Redevelopment Authority to conduct expedited quiet title and foreclosure proceedings; to provide for the removal of abandoned property; to provide for an effective date; and to provide for related matters.

SENATE BILL NO. 783—

BY SENATOR B. GAUTREAUX
AN ACT

To enact R.S. 3:2364(D)(8), (9), and (10), relative to the Louisiana Animal Welfare Commission; to provide relative to powers of the commission; to permit the commission to obtain records and inspect facilities; and to provide for related matters.

SENATE BILL NO. 91—

BY SENATOR QUINN
AN ACT

To amend and reenact R.S. 13:621.22, relative to district judges; to provide for two additional judgeships for the Twenty-Second Judicial District Court; to provide for jurisdiction; to provide for compensation of the additional judges; to provide for the election and term of the offices and those of the successors to those offices; and to provide for related matters.

SENATE BILL NO. 229—

BY SENATOR MOUNT
AN ACT

To amend and reenact R.S. 40:2009.11(B)(2)(b), (B)(3), and (F)(2), R.S. 40:2199(B)(2)(b) and (B)(3), and (F), relative to health care facilities violations and penalties; to provide for violations; to provide for penalties; to provide for the Health Care Facility Fund and for its uses; and to provide for related matters.

SENATE BILL NO. 262—

BY SENATOR JACKSON
AN ACT

To enact R.S. 39:2(49) and 36(A)(6), relative to the contents and format of the executive budget; to provide for certain comparative statements; to provide for an effective date; and to provide for related matters.

SENATE BILL NO. 265—

BY SENATOR QUINN
AN ACT

To amend and reenact Chapter 2 of Title VIII of Book I of the Civil Code, to be comprised of Articles 365 through 371, Civil Code Article 2318, and Title V of Book VII of the Code of Civil Procedure, to be comprised of Articles 3991 through 3998, relative to the emancipation of minors; to provide for the kinds of emancipation; to provide for judicial emancipation; to provide for emancipation by marriage; to provide for limited emancipation by authentic act; to provide for the effective date of an emancipation; to provide for the modification or termination of an emancipation; to provide for parental liability of an unemancipated minor; to provide for an effective date; and to provide for related matters.

SENATE BILL NO. 788—

BY SENATOR WALSWORTH AND REPRESENTATIVES HINES, LEGER, LORUSSO, RICHMOND AND WHITE
AN ACT

To enact R.S. 29:723(7), (8), (9), (10), (11) and (12) and 725.3 through 725.6, relative to the Governor's Office of Homeland Security and Emergency Preparedness; to provide for definitions; to provide for the creation of the office of interoperability; to provide for an assistant deputy director of interoperability; to establish the interoperability subcommittee, regional parish office of emergency preparedness directors committee, and first responders committee under the Unified

Command Group to design, construct, administer, and maintain a statewide communications interoperability plan for first responders and to design, construct, administer, and maintain a statewide interoperability plan; and to provide for related matters.

Respectfully submitted,
ROBERT W. "BOB" KOSTELKA
Chairman

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

Message to the Governor

SIGNED SENATE BILLS

June 20, 2008

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. 275— BY SENATOR MOUNT

AN ACT

To amend and reenact R.S. 32:407(E) and to enact R.S. 17:221(J) and 233(C), and R.S. 32:407(F), 414(T) and 431.1, relative to driving privileges of students; to authorize the denial or suspension of a driver's license or learner's permit of a minor who is not enrolled in or has not completed school or an adult education program or who is habitually absent or tardy; to authorize school boards and nonpublic schools to adopt policies providing relative to such denial or suspensions; to authorize the Recovery School District to adopt policies providing relative to such denials or suspensions for schools managed by the district; to provide for notification to the Department of Public Safety and Corrections when a minor drops out of school or is considered habitually absent or tardy; to provide for reinstatement of driving privileges; to authorize issuance of a hardship license; to provide for an appeal process; to provide for the responsibilities of the department; to provide definitions; and to provide for related matters.

SENATE BILL NO. 461— BY SENATOR GRAY

AN ACT

To amend and reenact Code of Criminal Procedure Art. 795(C), (D), and (E), relative to challenges in jury trials; to provide relative to peremptory challenges based on race or gender; and to provide for related matters.

SENATE BILL NO. 493— BY SENATOR MCPHERSON

AN ACT

To enact R.S. 44:23.1, relative to certain records of the Department of Transportation and Development; to provide an exception to the laws relative to public records for certain records of the Department of Transportation and Development; and to provide for related matters.

SENATE BILL NO. 591— BY SENATOR ADLEY

AN ACT

To enact R.S. 39:1405.4, relative to the State Bond Commission; to require certain issuers of bonds to report the costs of issuance and post closing costs to the State Bond Commission; to provide for the contents of the costs of issuance reports; to provide for the report to be filed with the issuer; to provide for a penalty for the violation of the reporting requirements; and to provide for related matters.

SENATE BILL NO. 713— BY SENATORS LONG AND MCPHERSON AN ACT

To enact Chapter 49 of Title 34 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 34:3491 and 3492, relative to port commissions; to authorize certain port commissions to enter into contracts, leases, or other agreements for ninety-nine years; to create and provide relative to port commissions in certain parishes; to provide relative to the board of commissioners and their powers and duties; and to provide for related matters.

SENATE BILL NO. 762— BY SENATOR CROWE

AN ACT

To enact R.S. 40:2007.1(A)(3) and 2116(J)(3), relative to nursing homes; to provide for the re-building of certain facilities; to provide for certain nursing home licenses; to provide for the owners of nursing homes destroyed by hurricanes Katrina or Rita to demonstrate a failure to receive notice of surrender of their license; to provide for circumstances under which such facilities may have pre-storm licenses re-issued; to provide for possible extensions of time to rebuild once the license is re-issued; and to provide for related matters.

SENATE BILL NO. 770— BY SENATOR CHAISSON

AN ACT

To amend and reenact R.S. 24:53(A)(5) and R.S. 49:74(A)(5)(a) and (b)(ii) and to enact R.S. 49:74(A)(7), relative to lobbying; to provide for the disclosure of certain income received by an executive branch lobbyist; to provide for the required disclosure of certain business relationships; and to provide for related matters.

SENATE BILL NO. 793— BY SENATOR SHEPHERD

AN ACT

To amend and reenact R.S. 47:463.24(A), 463.58(D), 463.121(E)(2), 463.122(E)(2) and 490.4(B) and to enact R.S. 47:463.136, relative to motor vehicle prestige license plates; to provide for creation and issuance of the New Home Full Gospel Ministries license plate; to provide for the design of the plate; to provide relative to the required number of applicants for prestige license plates for the Beacon Light Baptist Church and the Greater St. Stephens Ministries; to provide for the distribution of the proceeds collected from applicants for the Life Center Full Gospel Baptist Cathedral prestige license plate; to provide for issuance of prestige license plates for retired law enforcement officers to certain vehicles and motorcycles; to provide for issuance of military honor license plates for disabled veterans to motorcycles; to authorize the promulgation of rules and regulations; and to provide for related matters.

SENATE BILL NO. 164—

BY SENATORS THOMPSON, ADLEY, ALARIO, AMEDEE, BROOME, CASSIDY, CHAISSON, CHEEK, DONAHUE, DORSEY, DUPLESSIS, DUPRE, ERDEY, B. GAUTREAUX, N. GAUTREAUX, GRAY, HEBERT, HEITMEIER, JACKSON, KOSTELKA, LONG, MARIONNEAUX, MARTINY, MCPHERSON, MICHOT, MORRISH, MOUNT, MURRAY, NEVERS, QUINN, RISER, SHAW, SHEPHERD, SMITH AND WALSWORTH AND REPRESENTATIVES ANDERS, AUSTIN BADON, BURFORD, HENRY BURNS, BURRELL, CARMODY, CHANDLER, CHANEY, DIXON, DOWNS, ELLINGTON, FANNIN, GALLOT, HARRISON, HAZEL, HOFFMANN, ROSALIND JONES, KATZ, KLECKLEY, LAFONTA, LAMBERT, LITTLE, NOWLIN, PERRY, SMILEY, ST. GERMAIN AND WADDELL

AN ACT

To amend and reenact the Title of Chapter 5-N of Title 25 of the Louisiana Revised Statutes of 1950, R.S. 25:380.111, 380.112(A) and (C)(1), 380.113(B)(4) and (C)(3), 380.114, 380.115, and 380.116 and R.S. 36:744(Y) and 801.18(A) and (C), relative to state museums; to change the name of the Aviation and Military Museum of Louisiana, Inc., to the Chennault Aviation and Military Museum of Louisiana; and to provide for related matters.

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SENATE BILL NO. 407—
BY SENATOR DONAHUE AND REPRESENTATIVES SCHRODER AND PEARSON AND SENATOR SCALISE
AN ACT

To enact R.S. 48:942 and to repeal R.S. 48:492 as enacted by Act No. 313 which originated as House Bill No. 1081 of the 2008 Regular Session of the Legislature, relative to public bridges; to prohibit certain contracts with regard to certain bridges without legislative approval; and to provide for related matters.

SENATE BILL NO. 329—
BY SENATOR ADLEY

AN ACT

To enact R.S. 47:337.101, relative to the Uniform Local Sales Tax Code; to provide for procedures to determine whether a law, rule, regulation, policy, or interpretation of local sales and use tax law, ordinance, rules, or regulations violates the requirement of uniformity of interpretation; and to provide for related matters.

SENATE BILL NO. 367—

BY SENATOR DUPRE AND REPRESENTATIVES ARNOLD, BALDONE, BILLIOT, CHAMPAGNE, GISCLAIR, HENDERSON, SAM JONES, LABRUZZO, LEGER, PERRY, RICHARD, ST. GERMAIN AND TEMPLET
AN ACT

To amend and reenact R.S. 38:351 and R.S. 49:213.1(D), 213.2(9), (10), and (11), 213.3(C), 213.4(A)(1), (2), (4), (7), (B)(1), (2), (4), (5), (6), (8), (9), (C)(1), (2), (4), and (D), 213.5(A)(10), (11), (12), and (13), and 213.6(A)(1), and 213.11 and to enact R.S. 38:251 and R.S. 49:213.2(12), 213.4(A)(8) and (E), 213.5(A)(14), and 213.7(C)(3), relative to Louisiana Coastal Protection, Conservation, Restoration, and Management; to provide relative to the Coastal Protection and Restoration Authority; to provide for the powers and duties; to provide definitions, terms and conditions; to provide for membership of the authority; to provide for a three-year projection in the required annual plan; to provide for dedication of funding; to provide for employment of legal counsel; and to provide for related matters.

SENATE BILL NO. 724—

BY SENATOR THOMPSON AND REPRESENTATIVE GALLOT
AN ACT

To amend and reenact R.S. 25:341(D),(E), (F), and (G), 342(A)(1), and (B)(2), 343, and 351, and R.S. 36:207(A)(1) and (2), 208(C), and 909 and to enact R.S. 25:341(H), relative to the Louisiana State Museum; to provide for the appointment and service of members of the Board of Directors of the Louisiana State Museum; to provide for appointment of the museum director and assistant secretary for the office of the state museum; to provide for board meetings and domicile; to provide for lease of certain museum property; to provide for board members serving on the effective date of the Act; and to provide for related matters.

SENATE BILL NO. 119—

BY SENATOR BROOME

AN ACT

To amend and reenact R.S. 37:1742.1(G), relative to the definition of "lifestyle modifications"; to provide for the definition of "lifestyle modifications"; and to provide for related matters.

SENATE BILL NO. 365—

BY SENATOR DUPRE

AN ACT

To amend and reenact R.S. 30:2503(A)(1) and (2)(introductory paragraph) and (C)(2) and 2504(A)(introductory paragraph) and (B) and R.S. 47:463.43(A), (D), and (E), to enact R.S. 36:609(B)(4) and 610(B)(10), and to repeal R.S. 36:4(O), relative to the Louisiana Environmental Education Act; to provide relative to the Louisiana Environmental Education Commission; to provide for the transfer of the commission to the Department of Wildlife and Fisheries; to provide for the membership, powers, and duties of the commission; to provide relative to the office of environmental education; to abolish the office of environmental education and to create the environmental education division within the Department of

Wildlife and Fisheries, office of wildlife, as its successor; to provide relative to the composition, powers, and duties of the office and the division; to provide relative to the coordinator; and to provide for related matters.

SENATE BILL NO. 3—

BY SENATOR CROWE

AN ACT

To enact R.S. 49:170.15, relative to state symbols; to designate Plaquemines Parish as the Gateway to Louisiana and America; and to provide for related matters.

SENATE BILL NO. 96—

BY SENATOR BROOME

AN ACT

To amend and reenact R.S. 37:761(C) and 764(D) and to enact R.S. 37:795(B)(1)(m) and (B)(2)(u), relative to the profession of dentistry; to provide for requirements of applicants for dental licensure; to provide for the requirements of licensure of a dental hygienist; to provide for fees; and to provide for related matters.

SENATE BILL NO. 212—

BY SENATOR MARIONNEAUX

AN ACT

To enact R.S. 2:654.1 and to repeal R.S. 2:650 through 661, relative to the Louisiana Airport Authority; to provide for certain changes in membership of the Board of Commissioners for the Louisiana Airport Authority; to provide for completion of certain items by the Department of Economic Development; to abolish the Louisiana Airport Authority; and to provide for related matters.

SENATE BILL NO. 269—

BY SENATOR MCPHERSON

AN ACT

To amend and reenact R.S. 17:2047(B) and 2048(C), R.S. 36:259(E)(22) and (23) and 801.5, and R.S. 37:1005(B) and 1007(A), the introductory paragraph of 1007(B), 1007(B)(2), and the introductory paragraph of 1007(C), to enact Part IV-B of Chapter 9 of Title 17 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 17:2048.51, and R.S. 36:651(AA), and to repeal R.S. 23:1871, R.S. 36:259(E)(24), and R.S. 37:1007(B)(3) and (4), relative to boards and commissions; to provide for the placement of the Louisiana Health Works Commission within the Department of Education, under the jurisdiction of the Board of Regents; to provide for the membership of the commission; to provide for the date of submission of the commission's initial annual report; to rename the Nursing Supply and Demand Commission as the Nursing Supply and Demand Council; to transfer such council from the Department of Health and Hospitals to the Department of Education, under the jurisdiction of the Board of Regents; to provide for membership and powers and duties of the council, including repealing certain powers and duties; to provide for the powers and duties of the Board of Regents as it applies to the commission and the council; to delete provisions relative to the Allied Health Workforce Council; to provide an effective date; and to provide for related matters.

SENATE BILL NO. 346—

BY SENATOR N. GAUTREAUX

AN ACT

To amend and reenact R.S. 1:55(E)(1)(e), relative to days of public rest, legal holidays, and half-holidays; to provide for the clerk of court of the Fifteenth Judicial District Court and the clerk of court of the City Court of Abbeville to change the closure date for their offices in observance of the Cattle Festival; and to provide for related matters.

SENATE BILL NO. 373—

BY SENATOR DUPLESSIS

AN ACT

To amend and reenact R.S. 32:707.2 (A),(B),(C), and (D), and to

enact R.S. 32:707.2(G), relative to motor vehicles; requires the electronic recording of information on vehicle security interests; and to provide for related matters.

SENATE BILL NO. 418—

BY SENATOR MURRAY

AN ACT

To enact R.S. 17:1519.17 and R.S. 40:2013.1, relative to physicians serving in certain publicly funded facilities; to require certain physicians to render opinions for purposes of disability determinations by the Social Security Administration under certain circumstances; and to provide for related matters.

SENATE BILL NO. 559—

BY SENATOR MARIONNEAUX

AN ACT

To enact R.S. 39:72.1, relative to appropriations; to provide that recipients of appropriations be in compliance with audit requirements in order to receive appropriated funds; authorizes legislative auditor to give extensions of time to comply with audit requirements; and to provide for related matters.

SENATE BILL NO. 660—

BY SENATORS NEVERS, ADLEY, ALARIO, AMEDEE, BROOME, CASSIDY, CHAISSON, CHEEK, CRAVINS, CROWE, DORSEY, DUPLESSIS, DUPRE, ERDEY, B. GAUTREAU, N. GAUTREAU, GRAY, HEBERT, JACKSON, LAFLEUR, LONG, MARIONNEAUX, MARTINY, MCPHERSON, MICHOT, MORRISH, MOUNT, MURRAY, QUINN, RISER, SHAW, SMITH, THOMPSON AND WALSWORTH AND REPRESENTATIVES ABRAMSON, ARMES, AUBERT, AUSTIN BADON, BALDONE, BARRAS, BARROW, BILLIOT, BURFORD, BURRELL, CARMODY, CHAMPAGNE, CHANEY, DIXON, DOERGE, EDWARDS, ELLINGTON, GISCLAIR, ELBERT GUILLORY, GUINN, HARDY, HAZEL, HENRY, HILL, HINES, HOFFMANN, HONEY, HOWARD, GIROD JACKSON, JOHNSON, ROSALIND JONES, KATZ, LAFONTA, LEBAS, LEGER, LIGI, MARCHAND, MORRELL, PEARSON, PETERSON, POPE, RICHMOND, RITCHIE, ROY, SCHRODER, SIMON, SMILEY, GARY SMITH, PATRICIA SMITH, WADDELL, WILLIAMS AND WILLMOTT

AN ACT

To amend and reenact R. S. 36:801 and to enact R.S. 36:478(K) and Chapter 62 of Title 46 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 46:2801 and 2802, relative to preventing child poverty; to create the Child Poverty Prevention Council for Louisiana within the Department of Social Services; to provide for the membership of the council; to provide for the duties and responsibilities of the council; to provide for reporting; to create the Child Poverty Prevention Fund as a special fund in the state treasury; to provide for the deposit into and use of monies in the fund; to provide for an effective date; and to provide for related matters.

SENATE BILL NO. 701—

BY SENATORS MOUNT, CASSIDY, CHEEK, ERDEY, GRAY, HEITMEIER AND NEVERS AND REPRESENTATIVES BOBBY BADON, BALDONE, BARROW, BILLIOT, TIM BURNS, CARMODY, CHANDLER, CHANEY, DOWNS, FANNIN, GISCLAIR, ELBERT GUILLORY, GUINN, HARDY, HINES, HOFFMANN, HOWARD, MICHAEL JACKSON, JOHNSON, KATZ, MILLS, PEARSON, POPE, TRAHAN, WADDELL AND WILLIAMS

AN ACT

To amend and reenact R.S. 46:52.1(E), and to enact R.S. 46:52.1(F) and (G) and 52.2, relative to an integrated case management and service delivery model; to provide for integrated case management; to provide for a service integration delivery model program; to provide goals for the program; and to provide for related matters.

SENATE BILL NO. 810— (Substitute of Senate Bill No. 694 by Senator Mount)

BY SENATORS MOUNT, ADLEY, ALARIO, AMEDEE, BROOME, CASSIDY, CHAISSON, CROWE, DONAHUE, DORSEY, DUPLESSIS, DUPRE, ERDEY, GRAY, HEBERT, HEITMEIER, JACKSON, LAFLEUR, LONG, MARIONNEAUX, MARTINY, MCPHERSON, MICHOT, MURRAY, NEVERS, QUINN, RISER, SHAW, SHEPHERD, SMITH, THOMPSON AND WALSWORTH AND REPRESENTATIVES ABRAMSON, BOBBY BADON, BALDONE, BARRAS, BARROW, HENRY BURNS, CARMODY, CHAMPAGNE, DOERGE, GISCLAIR, MICKEY GUILLORY, HARDY, HILL, HOFFMANN, KATZ, LEGER, LIGI, MORRELL, MORRIS, PETERSON, RICHARDSON, JANE SMITH, PATRICIA SMITH, TEMPLET, WADDELL, WILLIAMS, WILLMOTT AND WOOTON

AN ACT

To enact R.S. 40:2162 and Part XIV of Chapter 11 of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:2200.1 through 2200.5, relative to dementia training; to

provide for dementia training for certain persons; to provide for definitions; to provide for rules and regulations; and to provide for related matters.

SENATE BILL NO. 56—

BY SENATOR MICHOT

AN ACT

To amend and reenact R.S. 42:1112(D), to enact R.S. 42:1120.4, and to repeal R.S. 42:1120.2 and 1120.3, relative to conflicts of interest; to permit an appointed member of a board or commission to recuse himself from voting in certain matters involving the board or commission; to remove specific recusal provisions applicable to certain boards and commissions; and to provide for related matters.

SENATE BILL NO. 337—

BY SENATORS MICHOT, THOMPSON AND WALSWORTH AND REPRESENTATIVES KATZ AND MILLS

AN ACT

To amend and reenact R.S. 46:2761(A), relative to uncompensated care payments; to provide for the type of data to be reported; to provide for reporting; to provide for legislative audits; and to provide for related matters.

SENATE BILL NO. 679—

BY SENATOR KOSTELKA

AN ACT

To enact R.S. 23:303(E), relative to civil suits regarding employment discrimination; to provide with respect to prescription in such cases; and to provide for related matters.

SENATE BILL NO. 801—

BY SENATORS NEVERS AND BROOME

AN ACT

To amend and reenact R.S. 9:3198(A)(2), and to enact R.S. 9:3198.1, relative to property disclosure documents; to provide for disclosure of information relative to the production or manufacturing of methamphetamine; to provide for procedures for the listing and publication of contaminated properties; to provide for the promulgation of rules and regulations for remediating contaminated properties; to provide for limitation of liability; to provide for exceptions; and to provide for related matters.

SENATE BILL NO. 98—

BY SENATOR MURRAY

AN ACT

To amend and reenact R.S. 25:799(C)(1)(d) and (e), (4) and (10) and (G)(4), relative to the French Quarter-Marigny Historic Area Management District; to provide for the number of meetings members of the governing board may miss before they are disqualified and removed; to remove the requirement that board minutes be published in the official journal; to provide revitalization and nurturing of cultural tourism as objectives of the district; to provide relative to the appointment of certain members; and to provided for related matters.

SENATE BILL NO. 574—

BY SENATOR MICHOT

AN ACT

To enact R.S. 39:1691(E), relative to actions by or against the state in connection with contracts; to provide for appeals; and to provide for related matters.

SENATE BILL NO. 611—

BY SENATOR MURRAY

AN ACT

To amend and reenact R.S. 33:4720.56(19), 4720.59(A),(B)(1),(C),(D), and (E)(1),(4),(5), and (6), and 4720.60.1 and to enact R.S. 33:4720.56(20) and R.S. 33:4720.59(E)(7), relative to the New Orleans Redevelopment Authority; to provide authorization for the transfer of adjudicated properties from the city of New Orleans to the authority; to provide authorization for the purchase of properties by the authority at tax sales; to provide for the purchase of properties by the authority at code lien enforcement

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proceedings; to amend relative to the authority of the New Orleans Redevelopment Authority to conduct expedited quiet title and foreclosure proceedings; to provide for the removal of abandoned property; to provide for an effective date; and to provide for related matters.

SENATE BILL NO. 783—

BY SENATOR B. GAUTREAUX

AN ACT

To enact R.S. 3:2364(D)(8), (9), and (10), relative to the Louisiana Animal Welfare Commission; to provide relative to powers of the commission; to permit the commission to obtain records and inspect facilities; and to provide for related matters.

SENATE BILL NO. 91—

BY SENATOR QUINN

AN ACT

To amend and reenact R.S. 13:621.22, relative to district judges; to provide for two additional judgeships for the Twenty-Second Judicial District Court; to provide for jurisdiction; to provide for compensation of the additional judges; to provide for the election and term of the offices and those of the successors to those offices; and to provide for related matters.

SENATE BILL NO. 53—

BY SENATOR SHAW

AN ACT

To enact R.S. 42:1141(B)(1)(c), relative to ethics complaints; to provide that the Board of Ethics shall not investigate or otherwise address anonymous complaints; and to provide for related matters.

SENATE BILL NO. 440—

BY SENATOR DUPLESSIS

AN ACT

To enact R.S. 17:24.4(H) and 172, relative to public school students; to require a process for the provision of information to the parents or legal guardians of public school students; to require parental notification of procedures relative to making complaints and information requests; to require the establishment of a procedure for the granting of certain waivers for students regarding statewide standards of achievement; to provide for rules and regulations; to provide for the responsibilities of schools and school governing authorities; to provide for effectiveness; and to provide for related matters.

SENATE BILL NO. 469—

BY SENATORS DUPRE, AMEDEE, DORSEY, DUPLESSIS AND MOUNT

AN ACT

To enact the Children's Code Article 857(C) and the Code of Criminal Procedure Article 876, relative to criminal procedure; to provide for sentencing of adults for certain crimes committed as a child; to provide for certain adults charged for crimes committed as a child; to provide for requirements of sentencing; to provide terms, conditions, and procedures; and to provide for related matters.

SENATE BILL NO. 722—

BY SENATOR SMITH

AN ACT

To amend and reenact R.S. 33:4734(A) and 4780.52(A), relative to municipal and parish zoning; to provide for advance notice of zoning actions to certain military installations; and to provide for related matters.

SENATE BILL NO. 791—

BY SENATOR N. GAUTREAUX

AN ACT

To enact R.S. 4:251.1, relative to racing; to provide with respect to horse racing; to provide for the Horsemen's Self-Help Pension Program; to provide relative to pension benefits; to provide relative to purses and purse supplements; and to provide for related matters.

SENATE BILL NO. 229—

BY SENATOR MOUNT

AN ACT

To amend and reenact R.S. 40:2009.11(B)(2)(b), (B)(3), and (F)(2), R.S. 40:2199(B)(2)(b) and (B)(3), and (F), relative to health care facilities violations and penalties; to provide for violations; to provide for penalties; to provide for the Health Care Facility Fund and for its uses; and to provide for related matters.

SENATE BILL NO. 262—

BY SENATOR JACKSON

AN ACT

To enact R.S. 39:2(49) and 36(A)(6), relative to the contents and format of the executive budget; to provide for certain comparative statements; to provide for an effective date; and to provide for related matters.

SENATE BILL NO. 265—

BY SENATOR QUINN

AN ACT

To amend and reenact Chapter 2 of Title VIII of Book I of the Civil Code, to be comprised of Articles 365 through 371, Civil Code Article 2318, and Title V of Book VII of the Code of Civil Procedure, to be comprised of Articles 3991 through 3998, relative to the emancipation of minors; to provide for the kinds of emancipation; to provide for judicial emancipation; to provide for emancipation by marriage; to provide for limited emancipation by authentic act; to provide for the effective date of an emancipation; to provide for the modification or termination of an emancipation; to provide for parental liability of an unemancipated minor; to provide for an effective date; and to provide for related matters.

SENATE BILL NO. 788—

BY SENATOR WALSWORTH AND REPRESENTATIVES HINES, LEGER, LORUSSO, RICHMOND AND WHITE

AN ACT

To enact R.S. 29:723(7), (8), (9), (10), (11) and (12) and 725.3 through 725.6, relative to the Governor's Office of Homeland Security and Emergency Preparedness; to provide for definitions; to provide for the creation of the office of interoperability; to provide for an assistant deputy director of interoperability; to establish the interoperability subcommittee, regional parish office of emergency preparedness directors committee, and first responders committee under the Unified Command Group to design, construct, administer, and maintain a statewide communications interoperability plan for first responders and to design, construct, administer, and maintain a statewide interoperability plan; 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

June 20, 2008

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. 3—

BY REPRESENTATIVE GREENE AND SENATOR MARIONNEAUX

AN ACT

To enact the Omnibus Bond Authorization Act of 2008, relative to the implementation of a five-year capital improvement program; to provide for the repeal of certain prior bond authorizations; to

provide for new bond authorizations; to provide for authorization and sale of such bonds by the State Bond Commission; and to provide for related matters.

HOUSE BILL NO. 5—

BY REPRESENTATIVES LAFONTA, ABRAMSON, HINES, LEGER, LORUSSO, AND RICHMOND AND SENATORS ADLEY, ALARIO, BROOME, CASSIDY, CHAISSON, CHEEK, CROWE, DONAHUE, DORSEY, ERDEY, GRAY, HEITMEIER, JACKSON, LONG, MICHOT, MURRAY, AND THOMPSON

AN ACT

To enact R.S. 1:58.4, relative to Hurricane Katrina and Hurricane Rita; to provide for a day of remembrance; and to provide for related matters.

HOUSE BILL NO. 43—

BY REPRESENTATIVE GEYMAN

AN ACT

To amend and reenact R.S. 51:1943(A)(1), relative to express warranties on new motor vehicles; to provide for changes in express warranties on new motor vehicles; and to provide for related matters.

HOUSE BILL NO. 110—

BY REPRESENTATIVES CHAMPAGNE, BARRAS, AND LIGI

AN ACT

To amend and reenact R.S. 15:574.4(A)(3), relative to parole eligibility; to provide that persons convicted of armed robbery shall not be eligible for parole; and to provide for related matters.

HOUSE BILL NO. 158—

BY REPRESENTATIVE LORUSSO

AN ACT

To amend and reenact Title II of Book I of the Civil Code, comprised of Civil Code Articles 38 through 46, and to enact Code of Civil Procedure Article 11, relative to domicile; to provide for the domicile of a natural person; to provide that a person may not have more than one domicile; to provide for the lack of a habitual residence; to provide for the domicile of spouses; to provide for the domicile of interdicts; to provide for the domicile of a person under continued or permanent tutorship; to provide for the domicile of unemancipated minors; to provide for a change of domicile; to provide for the intent to change domicile; to provide for the domicile of persons who hold a temporary position; to provide for the domicile of military personnel; to provide for an effective date; and to provide for related matters.

HOUSE BILL NO. 164—

BY REPRESENTATIVES LORUSSO, ABRAMSON, BURFORD, TIM BURNS, CARTER, CROMER, EDWARDS, FOIL, GEYMAN, GISCLAIR, HAZEL, HENRY, HOWARD, LABRUZZO, LIGI, LOPINTO, MORRIS, PERRY, RICHARDSON, ROBIDEAUX, SCHRODER, SMILEY, ST. GERMAIN, TALBOT, TEMPLET, AND WILLMOTT

AN ACT

To enact Part V of Chapter 1 of Title 24 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 24:77.1 through 77.4; to provide for temporary successors for members of the legislature under certain circumstances; to provide for the designation of temporary successors; to provide for the qualifications, powers, functions, duties, and compensation of temporary successors; to provide for certain requirements and prohibitions; to provide for the compensation of a legislator for whom a temporary successor is serving in the legislature; to provide for definitions; to provide for effectiveness; and to provide for related matters.

HOUSE BILL NO. 190—

BY REPRESENTATIVE MILLS

AN ACT

To enact R.S. 40:6(G), relative to the state Sanitary Code; to authorize the Department of Health and Hospitals to make an order of the secretary and state health officer executory in a state district court; and to provide for related matters.

HOUSE BILL NO. 299—

BY REPRESENTATIVE MORRELL

AN ACT

To enact R.S. 33:2740.69, relative to Orleans Parish; to create the Gentilly Development District within the parish; to provide relative to the boundaries, purpose, and powers and duties of the district; to provide relative to district funding, including the authority to levy taxes; and to provide for related matters.

HOUSE BILL NO. 335—

BY REPRESENTATIVES WILLMOTT, JOHNSON, AND LOPINTO

AN ACT

To amend and reenact R.S. 9:315.5 and 315.16(A) and to enact R.S. 9:315.16(B)(11), relative to child support; to provide for the time period for determining extraordinary medical expenses; to provide for the review of the guidelines; to provide for the membership of the review committee; and to provide for related matters.

HOUSE BILL NO. 586—

BY REPRESENTATIVE HARDY

AN ACT

To amend and reenact R.S. 15:262(C), relative to the protection of witnesses; to provide that witness protection may include the establishment of a new identity and relocation and twenty-four-hour security; to provide for legislative appropriation of funds; and to provide for related matters.

HOUSE BILL NO. 601—

BY REPRESENTATIVE ARNOLD AND SENATOR MARIONNEAUX

AN ACT

To amend and reenact R.S. 33:2002(A)(4)(a) and 2218.2(A)(2)(a), relative to state supplemental pay; to provide relative to supplemental pay for certain commissioned law enforcement officers; to provide relative to supplemental pay for certain fire protection officers; to provide for the locations of headquarters of agencies employing such officers; and to provide for related matters.

HOUSE BILL NO. 613—

BY REPRESENTATIVE TUCKER AND SENATOR THOMPSON

AN ACT

To amend and reenact R.S. 15:824(B)(1)(a), relative to the local housing of persons committed to or in the temporary custody of the Department of Public Safety and Corrections; to increase the amount paid to a parish sheriff or parish governing authority for keeping and feeding an individual committed to or in the custody of the department; to provide for an effective date; and to provide for related matters.

HOUSE BILL NO. 633—

BY REPRESENTATIVE ANDERS AND SENATORS THOMPSON AND WALSWORTH

AN ACT

To enact R.S. 9:2795.5, relative to civil liability; to provide a limitation of liability for certain agritourism activities; to provide for definitions; to provide for exceptions; to require certain warnings; and to provide for related matters.

HOUSE BILL NO. 705—

BY REPRESENTATIVE HARDY

AN ACT

To amend and reenact R.S. 15:588, relative to the Louisiana Bureau of Criminal Identification and Information; to amend provisions regarding individual access to information; to authorize the attorney of the individual to have access to the information; and to provide for related matters.

HOUSE BILL NO. 715—

BY REPRESENTATIVE GEYMAN

AN ACT

To direct the Department of Public Safety and Corrections to not implement the provisions of the Federal Real ID Act of 2005; and to provide for related matters.

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HOUSE BILL NO. 844—
BY REPRESENTATIVES TUCKER AND GALLOT
AN ACT

To enact R.S. 24:53(J), 55(H), and 57(4) and R.S. 49:74(A)(7) and (H), 76(H), and 77(5), relative to lobbying; to provide relative to the regulation of lobbying; to provide relative to registration and reporting; to provide for the duties of the Board of Ethics relative thereto; and to provide for related matters.

HOUSE BILL NO. 888—
BY REPRESENTATIVE HENRY AND SENATOR WALSWORTH
AN ACT

To amend and reenact R.S. 39:33.1(B)(1) and to enact R.S. 39:33.1(B)(4), relative to the expenditure of state funds; to provide for determination of the expenditure limit; to provide for the factors and method of calculation of the expenditure limit; and to provide for related matters.

HOUSE BILL NO. 909—
BY REPRESENTATIVE MORRELL
AN ACT

To amend and reenact R.S. 17:10.7(C); to provide for the time period for which the Recovery School District shall retain jurisdiction over any school transferred to it; to provide relative to the return of a transferred school; to require certain reports; to provide relative to the powers and duties of the State Board of Elementary and Secondary Education; to provide an effective date; and to provide for related matters.

HOUSE BILL NO. 928—
BY REPRESENTATIVE SAM JONES
AN ACT

To enact R.S. 25:912(15) and 914, relative to certain cemeteries within the state of Louisiana; to provide for the creation of a historic cemetery register within the division of historic preservation, office of cultural development, Department of Culture, Recreation and Tourism; to provide relative to the nomination, review, and approval of any such cemetery for inclusion on the state register; to provide relative to the adoption of rules and regulations by the division; and to provide for related matters.

HOUSE BILL NO. 945—
BY REPRESENTATIVE MONICA
AN ACT

To amend and reenact R.S. 32:473.1, relative to abandoned motor vehicles; to provide relative to the removal of abandoned vehicles from highways by parishes and municipalities; to provide relative to liability; to provide for notice of removal; and to provide for related matters.

HOUSE BILL NO. 1040—
BY REPRESENTATIVES ABRAMSON AND LORUSSO
AN ACT

To amend and reenact R.S. 13:4711(A), 4712, 4713(A) and (C)(2), and 4715, relative to nuisances; to provide for definitions; to provide for the award of damages; to authorize certain people to file petitions; to provide for evidence; to provide for the closing of the premises; and to provide for related matters.

HOUSE BILL NO. 1054—
BY REPRESENTATIVE PETERSON AND SENATOR GRAY
AN ACT

To enact R.S. 17:100.10, relative to authorizing city, parish, and other local public school boards to create public benefit corporations and enter into contracts with such public benefit corporations for the planning, renovation, construction, leasing, subleasing, management, and improvement of school properties; to exempt such school boards from certain limitations relative to property dispositions under certain circumstances; to authorize such school boards to enter into financing arrangements with their public benefit corporations and certain other private parties to construct new schools and to renovate existing school properties; and to provide for related matters.

HOUSE BILL NO. 1149—
BY REPRESENTATIVES MICHAEL JACKSON, ARMES, AUBERT, AUSTIN BADON, CARTER, CHAMPAGNE, RITCHIE, PATRICIA SMITH, AND TRAHAN AND SENATOR DORSEY
AN ACT

To enact R.S. 17:85.13, relative to naming a stadium; to authorize the parish school board in certain parishes to name a stadium in honor of a former principal; to provide limitations; and to provide for related matters.

HOUSE BILL NO. 1267—
BY REPRESENTATIVE MONTOUCET
AN ACT

To amend and reenact R.S. 13:1883(J), relative to the marshal of the city of Rayne; to authorize an increase in salary; and to provide for related matters.

HOUSE BILL NO. 1363— (Substitute for House Bill No. 107 by Representative Abramson)
BY REPRESENTATIVE ABRAMSON
AN ACT

To enact Code of Criminal Procedure Article 334.2, relative to bail; to prohibit certain offenders from being readmitted to bail or released on the signature of any other person on those same charges, if that person did not voluntarily surrender following the revocation or forfeiture; to prohibit certain offenders from being readmitted to bail if bail on those charges has been revoked or is subject to forfeiture; to provide for definitions; to provide for applicability; and to provide for related matters.

HOUSE BILL NO. 39—
BY REPRESENTATIVE HAZEL
AN ACT

To enact R.S. 14:2(B)(41), relative to crimes of violence; to add battery of a police officer to the list of enumerated crimes of violence; and to provide for related matters.

HOUSE BILL NO. 187—
BY REPRESENTATIVE KATZ
AN ACT

To enact R.S. 17:170.1(G), relative to immunizations of persons registering for courses at postsecondary education institutions; to require chief administrators of all postsecondary education institutions to check student immunization records for compliance with applicable law; to provide for the electronic transmission of immunization compliance reports; and to provide for related matters.

HOUSE BILL NO. 303—
BY REPRESENTATIVE HAZEL
AN ACT

To amend and reenact R.S. 11:1631(F), relative to the District Attorneys' Retirement System; to provide for the reemployment of certain retirees; to allow such reemployed retirees to receive full salary and benefits; to provide with respect to employer and employee contributions; and to provide for related matters.

HOUSE BILL NO. 416—
BY REPRESENTATIVE ELLINGTON
AN ACT

To enact R.S. 51:1787(A)(1)(a)(iii), (iv), and (v), relative to the rebate of sales and use taxes; to require the timely payment of sales and use tax rebates; to authorize reconsideration of certain items; to require the payment of interest under certain circumstances; and to provide for related matters.

HOUSE BILL NO. 465—
BY REPRESENTATIVES LABRUZZO, BILLIOT, CONNICK, LIGI, LOPINTO, TALBOT, WILLMOTT, AND WOOTON AND SENATOR MARTINY
AN ACT

To enact R.S. 33:1420.19, relative to economic development in Jefferson Parish; to provide for the creation of a special district in the parish for the purpose of promoting, encouraging, and participating in infrastructure improvements to stimulate the economy; to provide for the boundaries, governance, and duties and powers of the district, including the power to provide for tax

increment financing and to incur debt and issue evidences of indebtedness; and to provide for related matters.

HOUSE BILL NO. 503—

BY REPRESENTATIVE GALLOT

AN ACT

To amend and reenact R.S. 25:2(A) and R.S. 51:1256(B)(2)(introductory paragraph), (3)(introductory paragraph), and (4), (E), (F), and (G), 1257(E), 1284(A)(introductory paragraph) and (B), and 1318(C) and (I), relative to certain boards and commissions; to change the appointing authority for certain boards and commissions; to provide for terms of service; to provide for appointment of chairmen; to provide for implementation; and to provide for related matters.

HOUSE BILL NO. 526—

BY REPRESENTATIVE ARNOLD

AN ACT

To amend and reenact R.S. 11:3685(D), relative to the Harbor Police Retirement System; to provide for a change in the formula used to calculate a cost-of-living adjustment; to provide for an effective date; and to provide for related matters.

HOUSE BILL NO. 535—

BY REPRESENTATIVE PONTI

AN ACT

To amend and reenact R.S. 23:1232, relative to workers' compensation death benefits; to provide for the equal allocation of payments to dependents of injured workers; to provide for the schedule of payments; and to provide for related matters.

HOUSE BILL NO. 547—

BY REPRESENTATIVE PONTI

AN ACT

To amend and reenact R.S. 23:1310.11, relative to workers' compensation; to provide relative to a time and procedure for the submission of filing fees; to provide for an application for waiver of costs; to require payment of a filing fee to the office of workers' compensation administration within five days of the date of denial of the waiver of costs; and to provide for related matters.

HOUSE BILL NO. 556—

BY REPRESENTATIVES ARNOLD AND PONTI

AN ACT

To amend and reenact R.S. 37:2156.1(F) and to enact R.S. 37:2150.1(14) and (15) and 2156.1(M), relative to the licensing of electrical and mechanical contractors; to provide for definitions; to provide for preemption of certain contractors; to provide for waiver of examination under certain circumstances; and to provide for related matters.

HOUSE BILL NO. 558—

BY REPRESENTATIVE DOWNS

AN ACT

To amend and reenact R.S. 38:2212(A)(3)(a), (b), and (c), relative to public contracts; to provide relative to certain designer's estimates and to the procedures for bidding on such contracts including forms used for such purposes; and to provide for related matters.

HOUSE BILL NO. 563—

BY REPRESENTATIVE DOWNS

AN ACT

To amend and reenact R.S. 38:2212(A)(1)(b), relative to the letting of contracts for public works; to provide relative to the more effective and efficient letting of such contracts; to provide relative to the procedures for bidding on such contracts including forms used for such purpose; and to provide for related matters.

HOUSE BILL NO. 766—

BY REPRESENTATIVE RICHARDSON

AN ACT

To enact R.S. 47:2060.1, relative to tax collectors; to provide a procedure for the settlement of erroneous payments; and to provide for related matters.

HOUSE BILL NO. 899—

BY REPRESENTATIVE PETERSON

AN ACT

To enact R.S. 39:34(D), 51(E), and 56(D), relative to the state operating budget; to require the inclusion of certain tax exemption information in the executive budget and the state budget; to require that certain tax exemption information shall be available as an appendix to the General Appropriation Bill; and to provide for related matters.

HOUSE BILL NO. 918—

BY REPRESENTATIVE HENRY

AN ACT

To enact R.S. 38:2212.7 and R.S. 39:1496.2 and 1594.3, relative to procurement; to prohibit bids or proposals for public contracts by certain contract consultants; and to provide for related matters.

HOUSE BILL NO. 968—

BY REPRESENTATIVE EDWARDS

AN ACT

To enact R.S. 23:921(F)(1)(c), relative to covenants not to compete; to provide relative to employment with a franchise; and to provide for related matters.

HOUSE BILL NO. 1278—

BY REPRESENTATIVE WADDELL

AN ACT

To enact R.S. 17:3048.1(B)(4), relative to eligible schools for use of a TOPS-Tech Award pursuant to the Tuition Opportunity Program for Students; to include certain schools having a valid and current certificate of registration issued by the State Board of Cosmetology and proprietary schools having a valid and current license issued by the Board of Regents; to provide conditions; to provide relative to award amounts at such schools; to provide limitations; to provide effectiveness; to provide an effective date; and to provide for related matters.

HOUSE BILL NO. 1347—

BY REPRESENTATIVES AUSTIN BADON, TIM BURNS, CARTER, CONNICK, CROMER, GREENE, HAZEL, HENRY, LIGI, LORUSSO, MONICA, PEARSON, PERRY, PUGH, ROBIDEAUX, SCHRODER, SMILEY, TALBOT, AND TUCKER AND SENATOR WALSWORTH

AN ACT

To enact Chapter 43 of Title 17 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 17:4011 through 4025, relative to educational options for parents and other legal guardians; to establish and provide for the implementation of the Student Scholarships for Educational Excellence Program; to provide for legislative findings; to provide for definitions; to provide relative to the duties and responsibilities of the State Board of Elementary and Secondary Education and the state Department of Education; to provide relative to eligibility and participation requirements for students and schools; to provide relative to selection and enrollment of eligible students; to provide relative to funding and payments to eligible schools including eligible nonpublic schools; to provide relative to testing; to provide for reports; and to provide for related matters.

HOUSE BILL NO. 146—

BY REPRESENTATIVE RICHMOND

AN ACT

To enact Code of Criminal Procedure Article 930.9, relative to post-conviction relief; to provide that the petitioner may attend post-conviction relief proceedings by teleconference, video link, or other visual remote technology; and to provide for related matters.

HOUSE BILL NO. 183—

BY REPRESENTATIVES LORUSSO, FOIL, HAZEL, ABRAMSON, BURFORD, TIM BURNS, CARTER, CROMER, EDWARDS, GEYMAN, GISCLAIR, HENRY, HOWARD, LABRUZZO, LIGI, LOPINTO, MORRIS, PERRY, RICHARDSON, ROBIDEAUX, SCHRODER, SMILEY, ST. GERMAIN, TALBOT, TEMPLET, AND WILLMOTT

A JOINT RESOLUTION

Proposing to add Article III, Section 4(F) of the Constitution of Louisiana, to require the legislature to provide by law for the succession to the powers and duties of a member of the legislature when the incumbent member becomes unavailable for certain reasons; to provide for submission of the proposed amendment to the electors; and to provide for related matters.

HOUSE BILL NO. 337—

BY REPRESENTATIVES BURRELL, AUBERT, AUSTIN BADON, BOBBY BADON, BARRAS, BARROW, BURFORD, HENRY BURNS, CARMODY, CARTER, DIXON, DOWNS, FRANKLIN, GALLOT, HARDY, HENRY, HOFFMANN, HONEY, HOWARD, MICHAEL JACKSON, KATZ, LAFONTA, LEGER, LIGI, MARCHAND, MORRIS, NORTON, NOWLIN, PETERSON, RICHARD, RITCHIE, JANE SMITH, PATRICIA SMITH, TALBOT, WADDELL, AND WILLIAMS

AN ACT

To enact a new Chapter 5 of Subtitle III of Title 47 of the Louisiana Revised Statutes of 1950, formerly comprised of Parts I through III, to be comprised of new Parts I through VII; to enact Part I, to be comprised of R.S. 47:2121 through 2124, Part II, to be comprised of R.S. 47:2126 through 2137, Subpart A of Part III, to be comprised of R.S. 47:2141 through 2147, Subpart B of Part III, to be comprised of R.S. 47:2151 through 2163, Subpart A of Part IV, to be comprised of R.S. 47:2196 through 2197, Subpart B of Part IV, to be comprised of R.S. 47:2201 through 2211, Subpart C of Part IV, to be comprised of R.S. 47:2231 through 2237, Subpart A of Part V, to be comprised of R.S. 47:2241 through 2245, Subpart B of Part V, to be comprised of R.S. 47:2246 and 2247, Subpart A of Part VI, to be comprised of R.S. 47:2266, Subpart B of Part VI, to be comprised of R.S. 47:2271 through 2280, and Part VII, to be comprised of R.S. 47:2286 through 2292, and to repeal R.S. 13:4951, Subparts E, F, and G of Part II of Chapter 6 of Title 33, comprised of R.S. 33:2861 through 2892.9, Chapters 13A, 13B, and 13C of Title 33, comprised of R.S. 33:4720.11 through 4720.49, and Part II of Chapter 4 of Subtitle III of Title 47, comprised of R.S. 47:2101 through 2114; and to repeal former Parts I, II, and III of Chapter 5 of Subtitle III of Title 47, comprised of R.S. 47:2171 through 2194, 2221 through 2230, and 2251 through 2262, all relative to the payment and collection of property taxes, tax sales, and adjudicated property; to provide general provisions and definitions; to provide for payment and collection; to provide for tax sales of movable and immovable property; to provide for adjudicated property; to provide for redemptions; to provide procedures to quiet tax title and for actions to annul; and to provide for related matters.

HOUSE BILL NO. 413—

BY REPRESENTATIVE WOOTON
AN ACT

To enact R.S. 14:67.26, relative to the theft of a motor vehicle; to create the crime of theft of a motor vehicle; to provide for the procedure for reporting a theft of a motor vehicle; to provide for penalties; and to provide for related matters.

HOUSE BILL NO. 444—

BY REPRESENTATIVES TEMPLET, ARMES, ARNOLD, BOBBY BADON, BILLIOT, HENRY BURNS, FOIL, GISCLAIR, HENRY, HINES, HUTTER, MICHAEL JACKSON, LEGER, LIGI, LOPINTO, LORUSSO, MORRELL, PETERSON, POPE, GARY SMITH, JANE SMITH, TALBOT, TUCKER, WADDELL, WILLMOTT, AND WOOTON

AN ACT

To amend and reenact Children's Code Articles 1123(B) and (C), 1124, 1125, 1126, 1127, 1127.1, 1137(D), 1172, 1173(A)(2), 1185, 1186(A) and (B), 1188, 1189, 1190(A) and (C), 1191, 1192, 1269.1, 1269.2(B), 1269.6, 1270(A) and (C), 1272(C) and (D), and 1276 and to enact Children's Code Articles 1122(B)(12), (13), and (14), (F)(18), (19), and (20), (G)(18) and (19), and (H), 1123(D), 1190(D), 1269.1.1, and 1270(F), relative to the adoption of children; to provide for the act of surrender; to provide for the statement of family history; to provide for the age of a child eligible for adoption; to provide

for the validity of continued contact agreements; to provide for the preplacement home study; to provide for counseling; and to provide for related matters.

HOUSE BILL NO. 494—

BY REPRESENTATIVES HINES AND TIM BURNS
AN ACT

To amend and reenact R.S. 9:315.19, relative to child support; to provide for the schedule of basic child support obligations; and to provide for related matters.

HOUSE BILL NO. 522—

BY REPRESENTATIVE ROBIDEAUX
AN ACT

To amend and reenact R.S. 11:1195.1(A) and to enact R.S. 11:1195.2, relative to the Louisiana School Employees' Retirement System; to provide with respect to the unfunded accrued liability; to provide for payment by certain employers in cases where certain positions are eliminated; to provide for an effective date; and to provide for related matters.

HOUSE BILL NO. 539—

BY REPRESENTATIVE LAMBERT
AN ACT

To amend and reenact R.S. 30:2066(B) and to enact R.S. 30:2066(D), relative to fees paid in severe and extreme ozone nonattainment zones; to provide for fees to be paid with respect to the one-hour ozone national ambient air quality standard; to require the Department of Environmental Quality to adopt rules and regulations in response to certain actions by congress, the Environmental Protection Agency, or a court; and to provide for related matters.

HOUSE BILL NO. 710—

BY REPRESENTATIVE GREENE
AN ACT

To amend and reenact R.S. 11:2221(F)(2)(introductory paragraph) and to enact R.S. 11:2221(F)(2)(d), relative to the Municipal Police Employees' Retirement System; to provide for investment of deferred retirement option plan funds; to provide for eligibility; to provide plan participants an option for investments; to establish limitation of liability; to provide for an effective date; and to provide for related matters.

HOUSE BILL NO. 868—

BY REPRESENTATIVE RICHMOND
AN ACT

To amend and reenact R.S. 15:323(A) and (B)(2)(introductory paragraph), (a), (b), (c), (e), and (f), relative to the Louisiana Sentencing Commission; to change the number of voting members on the commission; to provide for changes in the membership of the commission; and to provide for related matters.

HOUSE BILL NO. 910—

BY REPRESENTATIVES TUCKER, ABRAMSON, ANDERS, ARMES, ARNOLD, AUBERT, AUSTIN BADON, BOBBY BADON, BALDONE, BARROW, BILLIOT, BURFORD, HENRY BURNS, TIM BURNS, BURRELL, CARMODY, CARTER, CHAMPAGNE, CHANEY, CONNICK, CORTEZ, CROMER, DANAHAY, DIXON, DOWNS, ELLINGTON, FANNIN, GALLOT, GEYMAN, GISCLAIR, GREENE, ELBERT GUILLORY, MICKY GUILLORY, GUINN, HARRISON, HAZEL, HENRY, HOFFMANN, HONEY, HOWARD, HUTTER, GIROD JACKSON, JOHNSON, ROSALIND JONES, SAM JONES, KATZ, KLECKLEY, LABRUZZO, LAMBERT, LEBAS, LEGER, LIGI, LOPINTO, LORUSSO, MCVEA, MONICA, MORRELL, MORRIS, NOWLIN, PEARSON, PERRY, PETERSON, PONTI, POPE, PUGH, RICHARD, RICHARDSON, RICHMOND, RITCHIE, SIMON, SMILEY, GARY SMITH, JANE SMITH, PATRICIA SMITH, ST. GERMAIN, TALBOT, TEMPLET, WADDELL, WHITE, WILLIAMS, WILLMOTT, AND WOOTON

AN ACT

To enact R.S. 39:1517.1, relative to state contracts; to require the reporting of certain information relating to the contract between the division of administration, office of community development, and ICF Emergency Management Services for management of The Road Home Program; to require oversight by the Legislative Audit Advisory Council; and to provide for related matters.

HOUSE BILL NO. 937—

BY REPRESENTATIVES ST. GERMAIN AND AUBERT AND SENATOR MARIONNEAUX

AN ACT

To amend and reenact R.S. 4:211(5) and R.S. 27:353(4) and to enact R.S. 18:1300.24, relative to conducting live horse racing and pari-mutuel wagering in Iberville Parish; to provide for the calling and conducting of certain referendum elections in Iberville Parish relative to authorizing the conducting of horse racing and pari-mutuel wagering in the parish, authorizing the operation of an offtrack wagering facility in Iberville Parish, and authorizing an eligible horse racing facility in Iberville Parish to conduct slot machine gaming; to provide for the submission of propositions by the governing authority of Iberville Parish; to provide relative to the approval of the propositions by the voters; to provide for applicability; to amend the definition of eligible facility for the purposes of conducting slot machine gaming; to amend the definition of pari-mutuel facility for the purpose of offtrack wagering; and to provide for related matters.

HOUSE BILL NO. 1018—

BY REPRESENTATIVES TUCKER, LEGER, AND TRAHAN AND SENATOR WALSWORTH

AN ACT

To enact R.S. 17:1874, relative to state funds; to establish the Workforce Training Rapid Response Fund as a special fund in the state treasury; to provide for the dedication, deposit, use, and investment on monies in the fund; to provide for an effective date; and to provide for related matters.

HOUSE BILL NO. 1071—

BY REPRESENTATIVE ELLINGTON AND SENATORS ADELY, ALARIO, BROOME, CASSIDY, CHEEK, DUPRE, GRAY, JACKSON, KOSTELKA, LAFFLEUR, LONG, MARTINY, MCPHERSON, MICHOT, MURRAY, NEVERS, QUINN, RISER, SMITH, THOMPSON, AND WALSWORTH

AN ACT

To enact R.S. 40:1300.6, relative to student loans for physicians; to provide for the establishment of a loan forgiveness program for physicians who agree to work in rural areas; to provide for the administration of the program; to provide for eligibility requirements; to provide for terms and conditions of a loan repayment assistance contract entered into between the applicant and the Department of Health and Hospitals; and to provide for related matters.

HOUSE BILL NO. 1105—

BY REPRESENTATIVE TRAHAN

AN ACT

To amend and reenact R.S. 17:3995(A)(1)(introductory paragraph) and (4), relative to charter schools; to provide relative to charter school funding, including for Type 5 charter schools; to authorize the imposition of certain fees by chartering authorities; to provide relative to charges for the purchase of certain services by a charter school; to provide limitations; to provide for certain reports to a charter school; to provide an effective date; and to provide for related matters.

HOUSE BILL NO. 1171—

BY REPRESENTATIVE CROMER

AN ACT

To enact R.S. 42:1119(G), relative to nepotism; to provide an exception for the employment of state police cadets; to provide for recusal; to provide limitations; to provide for effectiveness; and to provide for related matters.

HOUSE BILL NO. 1230—

BY REPRESENTATIVE BARRAS

AN ACT

To amend and reenact R.S. 9:4753, relative to the notice of certain privileges against proceeds recovered by injured persons; to provide for notice by facsimile transmission under certain circumstances; and to provide for related matters.

HOUSE BILL NO. 1253—

BY REPRESENTATIVE SIMON

AN ACT

To amend and reenact R.S. 3:304, 496, 544(D), 556.3(B)(introductory paragraph), 557.4(A), (C), and (D), 558.3(B), 561(3), 562, 563, 565, 567(E) and (F), 663(1) and (2), 665(A) and (B), 666(5), 671, 732(A), 742, 1204(A)(1)(a)(introductory paragraph) and (b), (2), and (3), (B), (C), and (D)(5), (7), (8), (9), (10), and (12), 1205(A)(4), (B), (C), (D), (E), (F)(1) and (5), (G), (H), (I)(1), (2), (3), (4), (5), and (7), (J), (K), and (L), 1206, 1207(B) and (G), 1311(2), 1312(A), 1432(A), 1891(5) and (13), 1892(A)(1), 1961, 1962, 1963, 1965, 1967, 1968, 1969, 1970, 2005, 2091(A), (B)(1), (7), and (9), and (L), 2093(introductory paragraph) and (8), 2094, 2095, 2096, 2097(A)(3), 2099, 2100(A), 2131, 2171, 2172, 2173, 2174, 2175, 2176, 2177, 2178, 2180, 2181, 2182, 2183, 2184, 2186, 2187, 2221(A) and (C), 2223, 2224, 2226, 2228, 2232, 2261, 2262, 2263, 2264, 2341, 2342, 2343, 2344, 2345, 2346, 2347, 2358.1, 2358.3(8), 2358.4, 2358.5(introductory paragraph) and (1), 2358.6, 2358.7(A) and (B), 2358.8(A), 2358.9, 2358.10, 2358.11, 2358.12(B), (C), and (D), 2358.13(1), (2), (3), (4), and (8), 2358.14(B), 2391, 2433, 2435, 2436, 2437, 2438, 2452(A), 2453(A), 2651, 2802(1), 2859(A), 3002(1), 3106(A), 3112, 3202(8), 3362(3), 3363(A) and (B)(3), 3801(A)(1), (B), and (C)(4), (6), and (8), and 3807(B)(4), R.S. 30:2011(D)(20), and R.S. 36:621(C)(1), 627(A) and (E), 628(A) and (B), 629(O), and 802.12 and to enact R.S. 3:1(4), 559.4(K), and 2091(B)(16) and (M), relative to the Department of Agriculture and Forestry; to provide for technical changes; to provide for definitions; to provide for Louisiana Crawfish Promotion and Research Board; to provide for the Catfish Promotion and Research Program; to provide for a name change of the Louisiana State Livestock Sanitary Board; to provide for commission members; to provide for a name change of the assistant commissioner of the office of marketing; to provide for the Dairy Industry Promotion Board; to provide for Louisiana Aquaculture Development Act; to provide for the Livestock Brand Commission; to provide for the authority of the commissioner; to provide for the power to deal with contagious diseases of animals; to provide for a name change of the United States Bureau of Animal Industry; to provide for the name change for pet turtles; and to provide for related matters.

HOUSE BILL NO. 1297—

BY REPRESENTATIVES BARROW AND ELBERT GUILLORY

AN ACT

To enact R.S. 33:1236.28, relative to buildings and structures that endanger the public health and welfare; to authorize parish and municipal ordinances, rules, and regulations to require securing or condemnation and demolition or removal or both of such structures and maintenance of property; to provide for notice; to provide for costs and payment of costs and procedures therefor; to authorize national guard assistance in removal and demolition of structures under certain conditions; and to provide for related matters.

HOUSE BILL NO. 1312—

BY REPRESENTATIVE PONTI

AN ACT

To amend and reenact R.S. 32:861(B)(2), (C)(1)(a) and (b), 866(A)(1) and (F), 894(A), and 900(B)(2)(a), (b), and (c), relative to motor vehicle liability policies; to provide for increased minimum liability limits in motor vehicle liability policies for damages resulting from bodily injury, death, or destruction of property; to provide for increased minimum motor vehicle bonds to be secured with the state treasurer for damages resulting from bodily injury, death, or destruction of property; to provide for limited recovery by an uninsured motorist involved in a nonfault motor vehicle accident; and to provide for related matters.

June 20, 2008

HOUSE BILL NO. 1367— (Substitute for House Bill No. 451 by Representative Hardy)
BY REPRESENTATIVES HARDY AND GISCLAIR
AN ACT

To enact R.S. 32:77.1, relative to passing in school zones; to prohibit passing in school zones; to provide for penalties for operators of motor vehicles who pass other motor vehicles in school zones; and to provide for related matters.

HOUSE BILL NO. 1373— (Substitute for House Bill No. 1052 by Representative Baldone)

BY REPRESENTATIVES BALDONE, ARMES, ARNOLD, BOBBY BADON, HENRY BURNS, CHAMPAGNE, DOVE, GISCLAIR, HARDY, HENDERSON, HOFFMANN, HONEY, LABRUZZO, LEGER, LORUSSO, MILLS, MONTOU CET, MORRELL, NORTON, PEARSON, PETERSON, RICHARD, RICHMOND, GARY SMITH, JANE SMITH, ST. GERMAIN, TEMPLET, WADDELL, AND WHITE AND SENATOR CROWE
AN ACT

To amend and reenact R.S. 15:241, 541(1)(d), (e), (f), (g), (h), (i), (j), and (k), (14.1), and (14.2)(a) and (f), 542(C)(2), 542.1(A)(1)(e) and (2)(a), 542.1.1(A)(1) and (B), 542.1.3(A), (B), and (F), 542.1.5(A)(1) and (2)(a) and (F), 542.1.6, 543(B)(introductory paragraph) and (6), 543.1, and 544(A), (B), (C), and (D)(3)(d), to enact R.S. 15:541(1)(l) and (m), 542.1.3(H), and 544(E), and to repeal R.S. 15:541(14.2)(k) and 542.1.1(A)(4), relative to sex offenses and offenses involving child victims; to provide with respect to victims of sex offenses; to provide with respect to the requirements of sex offender and child predator registration and notification provisions; to provide for definitions; to provide for the time period in which an offender must comply with registration and notification requirements; to provide for the duties of the Department of Public Safety and Corrections and the office of youth development; to provide relative to the duration of registration and notification requirements; to provide for written notification by the courts; and to provide for related matters.

HOUSE BILL NO. 1375— (Substitute for House Bill No. 1348 by Representative Girod)

BY REPRESENTATIVE GIROD JACKSON AND SENATORS ALARIO, CRAVINS, DORSEY, DUPLESSIS, DUPRE, B. GAUTREAU, N. GAUTREAU, MURRAY, NEVERS, QUINN, AND THOMPSON
AN ACT

To enact R.S. 22:1425.1, relative to homeowner's insurance; to authorize insurers that write homeowner's insurance to provide a ten percent discount to active military personnel; to require the commissioner of insurance to adopt rules and regulations in accordance with the Administrative Procedure Act; 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.

Message from the House

SIGNED HOUSE CONCURRENT RESOLUTIONS

June 20, 2008

To the Honorable President and Members of the Senate:

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

HOUSE CONCURRENT RESOLUTION NO. 184—
BY REPRESENTATIVES LAFONTA AND MILLS
A CONCURRENT RESOLUTION

To create the Mental Health Care Improvement Task Force to study the ongoing mental health crisis in Louisiana and to report to the House and Senate committees on health and welfare no later than April 1, 2009.

HOUSE CONCURRENT RESOLUTION NO. 190—
BY REPRESENTATIVE TUCKER AND SENATOR CHAISSON
A CONCURRENT RESOLUTION

To approve a proposed amendment, Action Plan Amendment Number 6, to the Action Plan for Fiscal Year 2006 Community Development Block Grant Disaster Recovery Funds proposed by the Louisiana Recovery Authority and approved by the governor and the Joint Legislative Committee on the Budget for the Long Term Community Recovery Program and for Infrastructure Program Delivery; and to provide for other matters pertaining thereto.

HOUSE CONCURRENT RESOLUTION NO. 191—
BY REPRESENTATIVE TUCKER AND SENATOR CHAISSON
A CONCURRENT RESOLUTION

To approve a proposed amendment, Action Plan Amendment Number 19, to the Action Plan for Fiscal Year 2006 Community Development Block Grant Disaster Recovery Funds proposed by the Louisiana Recovery Authority and approved by the governor and the Joint Legislative Committee on the Budget for the Long Term Community Recovery Program and the Local Government Emergency Infrastructure Program: Primary and Secondary Education Infrastructure; and to provide for other matters pertaining thereto.

HOUSE CONCURRENT RESOLUTION NO. 220—
BY REPRESENTATIVE PERRY
A CONCURRENT RESOLUTION

To recognize Wednesday, June 18, 2008, as Hugh O'Brian Youth Leadership Day at the Louisiana State Capitol.

HOUSE CONCURRENT RESOLUTION NO. 221—
BY REPRESENTATIVES MCVEA AND EDWARDS AND SENATOR RISER
A CONCURRENT RESOLUTION

To commend Catherine Thoms Reames for her years of dedicated service as a poll commissioner in West Feliciana Parish.

HOUSE CONCURRENT RESOLUTION NO. 223—
BY REPRESENTATIVE BILLIOT AND SENATOR ALARIO
A CONCURRENT RESOLUTION

To commend Nine Mile Point Volunteer Fire Company No. 1 upon the celebration of its fiftieth anniversary.

HOUSE CONCURRENT RESOLUTION NO. 224—
BY REPRESENTATIVES PATRICIA SMITH, ABRAMSON, ANDERS, ARMES, ARNOLD, AUBERT, AUSTIN BADON, BOBBY BADON, BALDONE, BARRAS, BARROW, BILLIOT, BURFORD, HENRY BURNS, TIM BURNS, BURRELL, CARMODY, CARTER, CHAMPAGNE, CHANDLER, CHANEY, CONNICK, CORTEZ, CROMER, DANAHAY, DIXON, DOERGE, DOVE, DOWNS, EDWARDS, ELLINGTON, FANNIN, FOIL, FRANKLIN, GALLOT, GEYMAN, GISCLAIR, GREENE, ELBERT GUILLORY, MICKEY GUILLORY, GUINN, HARDY, HARRISON, HAZEL, HENDERSON, HENRY, HILL, HINES, HOFFMANN, HONEY, HOWARD, HUTTER, GIROD JACKSON, MICHAEL JACKSON, JOHNSON, ROSALIND JONES, SAM JONES, KATZ, KLECKLEY, LABRUZZO, LAFONTA, LAMBERT, LEBAS, LEGER, LIGI, LITTLE, LOPINTO, LORUSSO, MARCHAND, MCVEA, MILLS, MONICA, MONTOU CET, MORRELL, MORRIS, NORTON, NOWLIN, PEARSON, PERRY, PETERSON, PONTI, POPE, PUGH, RICHARD, RICHARDSON, RICHMOND, RITCHIE, ROBIDEAU, ROY, SCHRODER, SIMON, SMILEY, GARY SMITH, JANE SMITH, ST. GERMAIN, TALBOT, TEMPLET, TRAHAN, TUCKER, WADDELL, WHITE, WILLIAMS, WILLMOTT, AND WOOTON AND SENATORS ADLEY, ALARIO, AMEDEE, BROOME, CASSIDY, CHAISSON, CHEEK, CRAVINS, CROWE, DONAHUE, DORSEY, DUPLESSIS, DUPRE, ERDEY, B. GAUTREAU, N. GAUTREAU, GRAY, HEBERT, HEITMEIER, JACKSON, KOSTELKA, LAFLEUR, LONG, MARIONNEAU, MARTINY, MCPHERSON, MICHOT, MORRISH, MOUNT, MURRAY, NEVERS, QUINN, RISER, SHAW, SHEPHERD, SMITH, THOMPSON, AND WALSWORTH
A CONCURRENT RESOLUTION

To commend the LSU Lady Tigers track and field team upon winning the 2008 NCAA Division I Outdoor Track and Field championship.

HOUSE CONCURRENT RESOLUTION NO. 207—

BY REPRESENTATIVE TRAHAN AND SENATORS ADLEY, ALARIO, AMEDEE, BROOME, CASSIDY, CHAISSON, CHEEK, CRAVINS, CROWE, DONAHUE, DORSEY, DUPLESSIS, DUPRE, ERDEY, B. GAUTREAU, GRAY, HEBERT, HEITMEIER, JACKSON, LAFLEUR, LONG, MARIONNEAUX, MARTINY, MICHOT, MOUNT, MURRAY, NEVERS, QUINN, RISER, THOMPSON, AND WALSWORTH

A CONCURRENT RESOLUTION

To provide for legislative approval of the formula to determine the cost of a minimum foundation program of education in all public elementary and secondary schools as well as to equitably allocate the funds to parish and city school systems as developed by the State Board of Elementary and Secondary Education and adopted by the board on June 6, 2008.

HOUSE CONCURRENT RESOLUTION NO. 26—

BY REPRESENTATIVE ST. GERMAIN AND SENATOR MARIONNEAUX

A CONCURRENT RESOLUTION

To adopt Joint Rule No. 7 of the Joint Rules of the Senate and House of Representatives, to establish the Atchafalaya Basin Program Oversight Committee to monitor, review, and make recommendations relative to all aspects of the Atchafalaya Basin Program in the Department of Natural Resources.

HOUSE CONCURRENT RESOLUTION NO. 50—

BY REPRESENTATIVE RICHMOND

A CONCURRENT RESOLUTION

To urge and request the Civil District Court for the parish of Orleans and the Criminal District Court for the parish of Orleans to consider establishing mental health divisions by a vote en banc of the judges for each of the two courts.

HOUSE CONCURRENT RESOLUTION NO. 52—

BY REPRESENTATIVE DOWNS AND SENATORS B. GAUTREAU, HEITMEIER, MOUNT, AND SHAW

A CONCURRENT RESOLUTION

To memorialize the United States Congress to take such actions as are necessary to establish a minimum sound level standard for all new automobiles sold in the United States to ensure the safety of the blind and other pedestrians.

HOUSE CONCURRENT RESOLUTION NO. 65—

BY REPRESENTATIVES TUCKER, ARMES, AUBERT, AUSTIN BADON, CARMODY, CARTER, CHANDLER, CHANEY, DIXON, DOWNS, EDWARDS, HOFFMANN, LEGER, RICHARDSON, RITCHIE, PATRICIA SMITH, AND TRAHAN

A CONCURRENT RESOLUTION

To urge and request the Board of Regents, in developing and adopting a formula for Fiscal Year 2009-2010 and subsequent years for the equitable distribution of funds to the institutions of postsecondary education to consider specified factors, including but not limited to certain findings of the Workforce Investment Council, relative to budget recommendations for institutions and programs under the supervision and management of the Board of Supervisors of Community and Technical Colleges.

HOUSE CONCURRENT RESOLUTION NO. 68—

BY REPRESENTATIVE WILLIAMS

A CONCURRENT RESOLUTION

To urge and request the House Committee on Health and Welfare and the Senate Committee on Health and Welfare to function as a joint committee to study possible initiatives, policies, programs, and other actions to decrease childhood obesity in the state.

HOUSE CONCURRENT RESOLUTION NO. 69—

BY REPRESENTATIVE WILLIAMS

A CONCURRENT RESOLUTION

To urge and request the House Committee on Health and Welfare and the Senate Committee on Health and Welfare to meet and to function as a joint committee to study and make recommendations with respect to autism spectrum disorders.

HOUSE CONCURRENT RESOLUTION NO. 76—

BY REPRESENTATIVE MICKY GUILLORY

A CONCURRENT RESOLUTION

To urge and request the State Board of Elementary and Secondary Education to study the effectiveness of the Dolly Parton Imagination Library in improving literacy among Louisiana's preschool children and to submit a written report of its findings to the House Committee on Education and the Senate Committee on Education prior to the beginning of the 2009 Regular Session.

HOUSE CONCURRENT RESOLUTION NO. 77—

BY REPRESENTATIVE MORRIS

A CONCURRENT RESOLUTION

To urge and request the State Board of Elementary and Secondary Education to study all aspects of the national board certification processes for teachers and school counselors, including but not limited to all requirements and costs involved for the teachers and school counselors who pursue such national board certification, and to submit a written report of study findings and recommendations to the House Committee on Education and the Senate Committee on Education prior to the beginning of the 2009 Regular Session.

HOUSE CONCURRENT RESOLUTION NO. 100—

BY REPRESENTATIVE LAFONTA

A CONCURRENT RESOLUTION

To urge and request the State Board of Elementary and Secondary Education to study the negative and positive effects of high-stakes testing, including the Louisiana Educational Assessment Program (LEAP) and the Graduation Exit Examination (GEE), on Louisiana's students, including but not limited to negative impacts on student dropout, retention, and attendance rates, and to submit a written report of study findings to the House Committee on Education and the Senate Committee on Education prior to the beginning of the 2009 Regular Session.

HOUSE CONCURRENT RESOLUTION NO. 101—

BY REPRESENTATIVE HOFFMANN

A CONCURRENT RESOLUTION

To urge and request each city, parish, and other local public school board to adopt a policy recommending that classroom doors in certain schools be equipped with single action deadbolt locks that can be bolted from the inside.

HOUSE CONCURRENT RESOLUTION NO. 105—

BY REPRESENTATIVE JANE SMITH

A CONCURRENT RESOLUTION

To urge and request the Louisiana Department of Veterans Affairs and the Veterans Affairs Commission to study and make recommendations before the 2009 Regular Session of the Legislature, to establish the Afghanistan, Iraq, Global War on Terror Bonus Plan and to recommend a program for payments to certain Louisiana residents who have been deployed for active duty in either Operation Enduring Freedom, Operation Iraqi Freedom, or the Global War on Terror.

HOUSE CONCURRENT RESOLUTION NO. 107—

BY REPRESENTATIVE DOWNS

A CONCURRENT RESOLUTION

To urge and request the Board of Regents, in consultation with the public postsecondary education management boards, to study current policies and practices relative to the accessibility of textbooks and other instructional materials for use by blind students at public postsecondary educational institutions and to submit a written report of study findings and recommendations to the House Committee on Education and the Senate Committee on Education not later than sixty days prior to the convening of the 2009 Regular Session.

HOUSE CONCURRENT RESOLUTION NO. 110—

BY REPRESENTATIVES JANE SMITH, HENRY BURNS, EDWARDS, HOFFMANN, AND TRAHAN

A CONCURRENT RESOLUTION

To urge and request the State Board of Elementary and Secondary Education to revise the Louisiana Educational Assessment

Program testing schedule to provide for the administration of the tests required pursuant to the program to begin no earlier than the second week of April for the 2009-2010 school year and no earlier than the first week of May for the 2010-2011 school year and thereafter, and to adopt a policy prohibiting any public elementary or secondary school from starting the school year prior to the last week of August.

HOUSE CONCURRENT RESOLUTION NO. 114—
BY REPRESENTATIVE TRAHAN

A CONCURRENT RESOLUTION

To urge and request the Board of Regents, in fulfilling the board's constitutional duties to formulate and make timely revision of a master plan for postsecondary education, which shall include a formula for the equitable distribution of funds to the institutions of postsecondary education, to require, effective with Fiscal Year 2009-2010 and thereafter, that at least fifteen percent of an institution's funding pursuant to the formula be allocated based on performance standards, including but not limited to improvements in student retention and graduation rates and increases in the amounts of external funding generated for the institution compared to institutional peers.

HOUSE CONCURRENT RESOLUTION NO. 115—
BY REPRESENTATIVES TRAHAN, HARDY, AND HOFFMANN

A CONCURRENT RESOLUTION

To urge and request the State Board of Elementary and Secondary Education, in consultation with the Louisiana High School Athletic Association, to study all issues relative to minimum academic eligibility requirements for participation by students in interscholastic athletics and other extracurricular activities, including but not limited to a review of other states' policies and laws relative to such issue, and to submit a written report of study findings and recommendations to the House Committee on Education and the Senate Committee on Education by not later than January 1, 2009.

HOUSE CONCURRENT RESOLUTION NO. 116—
BY REPRESENTATIVE TRAHAN

A CONCURRENT RESOLUTION

To urge and request the State Board of Elementary and Secondary Education, the Board of Supervisors of Community and Technical Colleges, and the Board of Regents jointly to study the feasibility and advisability of transferring the administration of adult education programs from the State Board of Elementary and Secondary Education to the Board of Supervisors of Community and Technical Colleges and to report study findings and recommendations to the House Committee on Education and the Senate Committee on Education prior to the beginning of the 2009 Regular Session.

HOUSE CONCURRENT RESOLUTION NO. 125—
BY REPRESENTATIVE BARROW AND SENATOR BROOME

A CONCURRENT RESOLUTION

To urge and request the Department of Labor to study the need for an annual cost-of-living wage increase for direct support professionals and design a plan for implementing such raises for direct support professionals.

HOUSE CONCURRENT RESOLUTION NO. 126—
BY REPRESENTATIVE LABRUZZO

A CONCURRENT RESOLUTION

To urge and request the legislative auditor to conduct an audit of the Greater New Orleans Expressway Commission.

HOUSE CONCURRENT RESOLUTION NO. 130—
BY REPRESENTATIVE ABRAMSON

A CONCURRENT RESOLUTION

To urge and request the Louisiana State Law Institute to study and make recommendations on the revision of the laws relative to the use and prohibition of counterletters.

HOUSE CONCURRENT RESOLUTION NO. 132—
BY REPRESENTATIVE JANE SMITH

A CONCURRENT RESOLUTION

To urge and request the State Board of Elementary and Secondary Education to study and review recommended best practices relative to the use of additional safety devices not currently required by law to alert motor vehicle drivers when a school bus is preparing to stop or is stopped on a roadway for the loading or unloading of riders or is stopped for other reasons as required by law; to provide for the board to make certain determinations relative to establishing a pilot program to be implemented during the 2009-2010 school year for the purpose of evaluating benefits to the safety of students, other bus riders, and bus operators of requiring school buses to be equipped with such additional devices; to provide study guidelines; and to require submission of a report on study findings and recommendations to the House Committee on Education and the Senate Committee on Education prior to the 2009 Regular Session of the Legislature.

HOUSE CONCURRENT RESOLUTION NO. 151—
BY REPRESENTATIVES HOFFMANN, ARMES, AUBERT, AUSTIN, BADON, CARMODY, CARTER, CHANDLER, CHANEY, DIXON, DOWNS, EDWARDS, LEGER, RICHARDSON, RITCHIE, PATRICIA SMITH, AND TRAHAN AND SENATOR WALSWORTH

A CONCURRENT RESOLUTION

To urge and request the State Board of Elementary and Secondary Education, in conjunction with the High School Redesign Commission, to develop and implement two separate curricular strands and two related diploma versions for high school students and to submit a written report on the status of such development and implementation to the House Committee on Education and the Senate Committee on Education not later than December 31, 2008.

HOUSE CONCURRENT RESOLUTION NO. 155—
BY REPRESENTATIVE MILLS

A CONCURRENT RESOLUTION

To urge and request the Department of Health and Hospitals to study the development and implementation of civil commitment procedures for the treatment of sexually violent predators and child sexual predators.

HOUSE CONCURRENT RESOLUTION NO. 182—
BY REPRESENTATIVE PERRY

A CONCURRENT RESOLUTION

To urge and request the Vermilion Parish Police Jury to consider adoption of zoning ordinances to regulate the use of land pursuant to authority granted to it and all parish governments by R.S. 33:4780.40 et seq. in an effort to protect and promote the health, safety, and general welfare of the public.

HOUSE CONCURRENT RESOLUTION NO. 187—
BY REPRESENTATIVE SIMON

A CONCURRENT RESOLUTION

To urge and request the town of Abita Springs, with the assistance of the Department of Transportation and Development, to develop a model "complete streets" plan which could be used as a design template for building streets, highways, and communities that provide for travel by all citizens regardless of mode of travel.

HOUSE CONCURRENT RESOLUTION NO. 205—
BY REPRESENTATIVE BARROW

A CONCURRENT RESOLUTION

To urge and request the Louisiana State Law Institute to study the replacement of all politically incorrect and insensitive terms in law and to make recommendations as to specific legislation at least thirty days prior to the beginning of the 2009 Regular Session of the Legislature.

HOUSE CONCURRENT RESOLUTION NO. 219—
BY REPRESENTATIVE TRAHAN

A CONCURRENT RESOLUTION

To urge and request the State Board of Elementary and Secondary Education to study the certification process for foreign associate teachers, including the possibility of providing for reciprocal agreements with other states relative to the certification of such

teachers, and to submit a written report of its findings, including any recommendations for legislation relative to the issue, to the House Committee on Education and the Senate Committee on Education not later than sixty days prior to the beginning of the 2009 Regular Session.

HOUSE CONCURRENT RESOLUTION NO. 222—
BY REPRESENTATIVE MORRELL

A CONCURRENT RESOLUTION

To urge and request the House Committee on Municipal, Parochial and Cultural Affairs and the Senate Committee on Local and Municipal Affairs to meet and function as a joint committee to study the issues related to changing the membership of the Sewerage and Water Board of New Orleans, including the appointment process, the member confirmation process, the length of terms of board members, board member qualifications, and the recusal and resignation process.

HOUSE CONCURRENT RESOLUTION NO. 225—
BY REPRESENTATIVE CORTEZ AND SENATOR HEBERT

A CONCURRENT RESOLUTION

To urge and request the Department of Insurance to assess network adequacy issues by market for all health plans operating in the state, including the scope and magnitude of non-contracted providers by market, and other related matters.

HOUSE CONCURRENT RESOLUTION NO. 226—
BY REPRESENTATIVE GREENE

A CONCURRENT RESOLUTION

To urge and request the East Baton Rouge Redevelopment Authority to file annual reports with the House Committee on Municipal, Parochial and Cultural Affairs and the Senate Committee on Local and Municipal Affairs indicating all property it purchased under authority granted to it by R.S. 33:4720.151(H)(23) as enacted by the Act which originated as House Bill No. 1108 of the 2008 Regular Session of the Legislature.

HOUSE CONCURRENT RESOLUTION NO. 227—
BY REPRESENTATIVE ELLINGTON AND SENATOR RISER

A CONCURRENT RESOLUTION

To urge and request the Department of Transportation and Development to designate the bridge on Louisiana Highway 8 in Harrisburg, Louisiana, in Catahoula Parish as the Veterans Memorial Bridge and to erect proper signage in the appropriate location reflecting this designation.

HOUSE CONCURRENT RESOLUTION NO. 228—
BY REPRESENTATIVE ELLINGTON AND SENATOR RISER

A CONCURRENT RESOLUTION

To urge and request the Department of Transportation and Development to designate the bridge on Louisiana Highway 8 in Harrisonburg, Louisiana, in Catahoula Parish as the Veterans Memorial Bridge and to erect proper signage in the appropriate location reflecting this designation.

HOUSE CONCURRENT RESOLUTION NO. 229—
BY REPRESENTATIVES HARDY, AUBERT, BOBBY BADON, BALDONE, BARRAS, BARROW, CHAMPAGNE, CORTEZ, DANAHAY, DOVE, FRANKLIN, GEYMAN, GISCLAIR, ELBERT GUILLORY, MICKEY GUILLORY, GUINN, HARRISON, JOHNSON, SAM JONES, KLECKLEY, LAMBERT, LEBAS, MILLS, MONICA, MONTUCET, PERRY, RICHARD, ROBIDEAUX, SMILEY, GARY SMITH, ST. GERMAIN, TRAHAN, AND WOOTON AND SENATORS AMEDEE, CHAISSON, CRAVINS, DUPRE, B. GAUTREAUX, N. GAUTREAUX, HEBERT, LAFLEUR, MARIONNEAUX, MICHOT, MORRISH, MOUNT, AND SMITH

A CONCURRENT RESOLUTION

To commend the Louisiana State University-Eunice baseball team on winning the National Junior College Athletic Association (NJCAA) Division II World Series.

HOUSE CONCURRENT RESOLUTION NO. 230—
BY REPRESENTATIVES PATRICIA SMITH, ABRAMSON, ANDERS, ARMES, ARNOLD, AUBERT, AUSTIN BADON, BOBBY BADON, BALDONE, BARRAS, BARROW, BILLIOT, BURFORD, HENRY BURNS, TIM BURNS, BURRELL, CARMODY, CARTER, CHAMPAGNE, CHANDLER, CHANEY, CONNICK, CORTEZ, CROMER, DANAHAY,

DIXON, DOERGE, DOVE, DOWNS, EDWARDS, ELLINGTON, FANNIN, FOIL, FRANKLIN, GALLOT, GEYMAN, GISCLAIR, GREENE, ELBERT GUILLORY, MICKEY GUILLORY, GUINN, HARDY, HARRISON, HAZEL, HENDERSON, HENRY HILL, HINES, HOFFMANN, HONEY, HOWARD, HUTTER, GIROD JACKSON, MICHAEL JACKSON, JOHNSON, ROSALIND JONES, SAM JONES, KATZ, KLECKLEY, LABRUZZO, LAFONTA, LAMBERT, LEBAS, LEGER, LIGI, LITTLE, LOPINTO, LORUSSO, MARCHAND, MCVEA, MILLS, MONICA, MONTUCET, MORRELL, MORRIS, NORTON, NOWLIN, PEARSON, PERRY, PETERSON, PONTI, POPE, PUGH, RICHARD, RICHARDSON, RICHMOND, RITCHIE, ROBIDEAUX, ROY, SCHRODER, SIMON, SMILEY, GARY SMITH, JANE SMITH, ST. GERMAIN, TALBOT, TEMPLET, TRAHAN, TUCKER, WADDELL, WHITE, WILLIAMS, WILLMOTT, AND WOOTON

A CONCURRENT RESOLUTION

To commend the LSU men's track and field team upon placing second in the 2008 NCAA Division I Outdoor Track and Field Championship.

HOUSE CONCURRENT RESOLUTION NO. 231—
BY REPRESENTATIVE MONTUCET

A CONCURRENT RESOLUTION

To encourage the Congrès Mondial Acadien (World Acadian Congress) to hold its 2014 celebration in Louisiana.

HOUSE CONCURRENT RESOLUTION NO. 120—
BY REPRESENTATIVE HARDY

A CONCURRENT RESOLUTION

To urge and request the secretary of the Department of Public Safety and Corrections, the sheriff, or any operator of a private correctional facility to provide notification within one hour of discovery of the escape of a prisoner to the newspaper of general circulation in the area where the prisoner escaped and to the radio and television media servicing the area where the prisoner escaped for publication and broadcast.

HOUSE CONCURRENT RESOLUTION NO. 232—
BY REPRESENTATIVES PATRICIA SMITH, ABRAMSON, ANDERS, ARMES, ARNOLD, AUBERT, AUSTIN BADON, BOBBY BADON, BALDONE, BARRAS, BARROW, BILLIOT, BURFORD, HENRY BURNS, TIM BURNS, BURRELL, CARMODY, CARTER, CHAMPAGNE, CHANDLER, CHANEY, CONNICK, CORTEZ, CROMER, DANAHAY, DIXON, DOERGE, DOVE, DOWNS, EDWARDS, ELLINGTON, FANNIN, FOIL, FRANKLIN, GALLOT, GEYMAN, GISCLAIR, GREENE, ELBERT GUILLORY, MICKEY GUILLORY, GUINN, HARDY, HARRISON, HAZEL, HENDERSON, HENRY HILL, HINES, HOFFMANN, HONEY, HOWARD, HUTTER, GIROD JACKSON, MICHAEL JACKSON, JOHNSON, ROSALIND JONES, SAM JONES, KATZ, KLECKLEY, LABRUZZO, LAFONTA, LAMBERT, LEBAS, LEGER, LIGI, LITTLE, LOPINTO, LORUSSO, MARCHAND, MCVEA, MILLS, MONICA, MONTUCET, MORRELL, MORRIS, NORTON, NOWLIN, PEARSON, PERRY, PETERSON, PONTI, POPE, PUGH, RICHARD, RICHARDSON, RICHMOND, RITCHIE, ROBIDEAUX, ROY, SCHRODER, SIMON, SMILEY, GARY SMITH, JANE SMITH, ST. GERMAIN, TALBOT, TEMPLET, TRAHAN, TUCKER, WADDELL, WHITE, WILLIAMS, WILLMOTT, AND WOOTON AND SENATORS ADLEY, ALARIO, AMEDEE, BROOME, CASSIDY, CHAISSON, CHEEK, CRAVINS, CROWE, DONAHUE, DORSEY, DUPLESSIS, DUPRE, ERDEY, B. GAUTREAUX, N. GAUTREAUX, GRAY, HEBERT, HEITMEIER, JACKSON, KOSTELKA, LAFLEUR, LONG, MARIONNEAUX, MARTINY, MCPHERSON, MICHOT, MORRISH, MOUNT, MURRAY, NEVERS, QUINN, RISER, SHAW, SHEPHERD, SMITH, THOMPSON, AND WALSWORTH

A CONCURRENT RESOLUTION

To commend LSU track and field coach Dennis Shaver upon being named the 2008 NCAA Women's Outdoor Coach of the Year.

HOUSE CONCURRENT RESOLUTION NO. 233—
BY REPRESENTATIVE FOIL

A CONCURRENT RESOLUTION

To commend Captain Frederick A. Wild III upon his retirement from the United States Navy.

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

Respectfully submitted,
ALFRED W. SPEER

Clerk of the House of Representatives

The House Concurrent Resolutions contained herein were signed by the President of the Senate.

June 20, 2008

ATTENDANCE ROLL CALL**PRESENT**

Mr. President	Erdey	Morrish
Adley	Gautreaux B	Mount
Alario	Gautreaux N	Murray
Amedee	Gray	Nevers
Broome	Hebert	Quinn
Cassidy	Heitmeier	Riser
Cheek	Jackson	Shaw
Cravins	Kostelka	Shepherd
Crowe	Long	Smith
Donahue	Marionneaux	Thompson
Dorsey	Martiny	Walsworth
Duplessis	McPherson	
Dupre	Michot	
Total - 37		

ABSENT

LaFleur
Total - 1

Leaves of Absence

The following leaves of absence were asked for and granted:

LaFleur 1 Day

Adjournment

Senator Broome moved that the Senate adjourn until Sunday, June 22, 2008, at 3:00 o'clock P.M.

The President of the Senate declared the Senate adjourned until 3:00 o'clock P.M. on Sunday, June 22, 2008.

GLENN A. KOEPP
Secretary of the Senate

LYNDA E. WHEELER
Journal Clerk