

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

FIFTH DAY'S PROCEEDINGS

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

Senate Chamber
State Capitol
Baton Rouge, Louisiana

Monday, April 3, 2006

The Senate was called to order at 5:00 o'clock P.M., by Hon. Donald E. Hines, President of the Senate.

ROLL CALL

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

PRESENT

Mr. President	Dupre	Marionneaux
Adley	Ellington	McPherson
Amedee	Fontenot	Murray
Bajoie	Gautreaux B	Nevers
Barham	Gautreaux N	Quinn
Broome	Heitmeier	Romero
Chaisson	Jackson	Shepherd
Cheek	Jones	Smith
Cravins	Kostelka	Theunissen
Dardenne	Lentini	Ullo
Duplessis	Malone	
Total - 32		

ABSENT

Boasso	Hollis	Schedler
Cain	Michot	
Fields	Mount	
Total - 7		

The President of the Senate announced there were 32 Senators present and a quorum.

Prayer

The prayer was offered by Senator Nevers, 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 Nevers, the reading of the Journal was dispensed with and the Journal of yesterday was adopted.

Morning Hour

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

The following Senate Bills and Joint Resolutions on Second Reading, subject to call, were read and referred to committees as follows:

Called from the Calendar

Senator Lentini asked that Senate Bill No. 124 be called from the Calendar at this time.

SENATE BILL NO. 124—
BY SENATOR LENTINI

AN ACT

To amend and reenact R.S. 14:102.1(D) and to enact R.S. 14:102.21, relative to offenses affecting the public sensibility; to create the crime of cockfighting; to provide for definitions; to provide relative to the crime of cruelty to animals; to provide relative to the definition of animals in such circumstances; to prohibit the promoting or conducting of a cockfight; to prohibit the possession or handling of a fighting bird at a cockfight; to prohibit the possession of cockfighting weapons; to prohibit mutilation of fighting birds; to prohibit employment at a cockfight; to prohibit attending a cockfight; to prohibit the breeding of fighting birds; to prohibit the importation of fighting birds; to prohibit the transportation of fighting birds; to provide for penalties; and to provide for related matters.

Senator Bajoie moved that the bill be referred to the Committee on Agriculture, Forestry, Aquaculture, and Rural Development.

Senator Lentini moved as a substitute motion that the bill be referred to the Committee on Judiciary C.

Senator Smith objected.

ROLL CALL

The roll was called on the substitute motion with the following result:

YEAS

Broome	Jackson	Quinn
Chaisson	Kostelka	Ullo
Dupre	Lentini	
Gautreaux B	Malone	
Total - 10		

NAYS

Mr. President	Duplessis	Murray
Adley	Ellington	Nevers
Amedee	Fontenot	Romero
Bajoie	Gautreaux N	Shepherd
Barham	Heitmeier	Smith
Cheek	Jones	Theunissen
Cravins	Marionneaux	
Dardenne	McPherson	
Total - 22		

ABSENT

Boasso	Hollis	Schedler
Cain	Michot	
Fields	Mount	
Total - 7		

The Chair declared the Senate refused to refer the bill to the Committee on Judiciary C. The bill was read by title and referred to the Committee on Agriculture, Forestry, Aquaculture, and Rural Development.

Personal Privilege

Senator Duplessis asked for and obtained the floor of the Senate on a point of personal privilege, and stated she had voted in error on the motion by Senator Lentini. She voted nay on the motion and had intended to vote yea. She asked that the Official Journal so state.

Messages from the House

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

Message from the House

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

April 3, 2006

April 3, 2006

To the Honorable President and Members of the Senate:

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

HOUSE BILL NO. 15—

BY REPRESENTATIVE MARTINY
AN ACT

To amend and reenact R.S. 14:32.8(A)(2)(c), relative to third degree feticide; to provide that one element of the offense includes the offender being under the influence of controlled dangerous substances listed in schedules provided by law; to delete reference to general descriptions of drugs; and to provide for related matters.

HOUSE BILL NO. 332—

BY REPRESENTATIVES ALARIO AND SALTER
AN ACT

To amend and reenact R.S. 39:371, relative to the cash management review board; to authorize designees of members to serve on said board; and to provide for related matters.

HOUSE BILL NO. 465—

BY REPRESENTATIVES ALARIO AND SALTER
AN ACT

To repeal R.S. 39:1503.1 and 1595.7, relative to procurement; to repeal provisions for certain incentives related to participation in the mentor-protégé program, which program was repealed in 2001.

HOUSE BILL NO. 661—

BY REPRESENTATIVES ALARIO AND SALTER
AN ACT

To amend and reenact R.S. 39:1482(K), relative to professional, personal, consulting, and social services procurement; to exempt certain contracts with a higher education entity from procurement requirements; and to provide for related matters.

HOUSE BILL NO. 774—

BY REPRESENTATIVES ALARIO AND SALTER
AN ACT

To amend and reenact R.S. 39:1514(A)(1)(d), relative to public contracts; to provide for certain contracts of institutions of higher education under the authority of grants or joint agreements; to provide for the duration of such contracts, grants, or agreements; and to provide for related matters.

HOUSE BILL NO. 947—

BY REPRESENTATIVES ALARIO AND SALTER
AN ACT

To amend and reenact R.S. 39:1678.1(C), relative to the Louisiana Procurement Code; to provide for certain actions to which claims for damages do not apply; to provide for an effective date; and to provide for related matters.

HOUSE BILL NO. 1127—

BY REPRESENTATIVES ALARIO AND SALTER
AN ACT

To appropriate funds from certain sources to be allocated to designated agencies and purposes in specific amounts for the making of supplemental appropriations for said agencies and purposes for the 2005-2006 Fiscal Year; and to provide for related matters.

HOUSE BILL NO. 333—

BY REPRESENTATIVES ALARIO AND SALTER
AN ACT

To repeal Subpart F of Part I of Chapter 16 of Subtitle III of Title 39 of the Louisiana Revised Statutes of 1950, comprised of R.S. 39:1493.1 through 1493.3, relative to the Commission for Review and Improvement of Services Procurement.

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

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

The following House Bills and Joint Resolutions were read a first time by their titles and placed on the Calendar for their second reading:

HOUSE BILL NO. 15—

BY REPRESENTATIVE MARTINY
AN ACT

To amend and reenact R.S. 14:32.8(A)(2)(c), relative to third degree feticide; to provide that one element of the offense includes the offender being under the influence of controlled dangerous substances listed in schedules provided by law; to delete reference to general descriptions of drugs; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 332—

BY REPRESENTATIVES ALARIO AND SALTER
AN ACT

To amend and reenact R.S. 39:371, relative to the cash management review board; to authorize designees of members to serve on said board; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 333—

BY REPRESENTATIVES ALARIO AND SALTER
AN ACT

To repeal Subpart F of Part I of Chapter 16 of Subtitle III of Title 39 of the Louisiana Revised Statutes of 1950, comprised of R.S. 39:1493.1 through 1493.3, relative to the Commission for Review and Improvement of Services Procurement.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 465—

BY REPRESENTATIVES ALARIO AND SALTER
AN ACT

To repeal R.S. 39:1503.1 and 1595.7, relative to procurement; to repeal provisions for certain incentives related to participation in the mentor-protégé program, which program was repealed in 2001.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 661—

BY REPRESENTATIVES ALARIO AND SALTER
AN ACT

To amend and reenact R.S. 39:1482(K), relative to professional, personal, consulting, and social services procurement; to exempt certain contracts with a higher education entity from procurement requirements; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 774—

BY REPRESENTATIVES ALARIO AND SALTER
AN ACT

To amend and reenact R.S. 39:1514(A)(1)(d), relative to public contracts; to provide for certain contracts of institutions of higher education under the authority of grants or joint agreements; to provide for the duration of such contracts, grants, or agreements; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 947—
BY REPRESENTATIVES ALARIO AND SALTER
AN ACT

To amend and reenact R.S. 39:1678.1(C), relative to the Louisiana Procurement Code; to provide for certain actions to which claims for damages do not apply; to provide for an effective date; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 1127—
BY REPRESENTATIVES ALARIO AND SALTER
AN ACT

To appropriate funds from certain sources to be allocated to designated agencies and purposes in specific amounts for the making of supplemental appropriations for said agencies and purposes for the 2005-2006 Fiscal Year; and to provide for related matters.

The bill was read by title; lies over under the rules.

Messages from the House

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

Message from the House

**ASKING CONCURRENCE IN
HOUSE CONCURRENT RESOLUTIONS**

April 3, 2006

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. 57—
BY REPRESENTATIVE FARRAR
A CONCURRENT RESOLUTION

To urge and request the United States Forest Service to continue to allow the training of hunting dogs in the Kisatchie National Forest when hunting seasons are closed between March first and September first each year.

HOUSE CONCURRENT RESOLUTION NO. 58—
BY REPRESENTATIVES JOHNS, GEYMAN, E. GUILLORY, KLECKLEY,
AND MORRISH AND SENATORS CAIN, MOUNT, AND THEUNISSEN
A CONCURRENT RESOLUTION

To commend Evelyn Chamblee upon her retirement from Our Lady's Catholic School in Sulphur after forty-three years of dedicated and highly productive service, to recognize and record her myriad accomplishments and her remarkable contributions to the school and to her students, colleagues, family, friends, and community, and to extend to her the best wishes of the legislature as she embarks upon new challenges and endeavors.

HOUSE CONCURRENT RESOLUTION NO. 59—
BY REPRESENTATIVE MORRELL
A CONCURRENT RESOLUTION

To urge and request the Federal Emergency Management Agency (FEMA) to negotiate with displaced citizens on housing options that include replacement and repair costs.

HOUSE CONCURRENT RESOLUTION NO. 60—
BY REPRESENTATIVES PIERRE AND DANIEL
A CONCURRENT RESOLUTION

To commend Robert H. Baumann on receipt of the lifetime achievement award from the Louisiana Independent Oil & Gas Association (LIOGA) at its 2006 annual meeting.

HOUSE CONCURRENT RESOLUTION NO. 61—
BY REPRESENTATIVE GEYMAN
A CONCURRENT RESOLUTION

To urge and request the Department of Wildlife and Fisheries to consider increasing the age at which minors can receive firearm and hunter safety education certification.

HOUSE CONCURRENT RESOLUTION NO. 62—
BY REPRESENTATIVE DOVE
A CONCURRENT RESOLUTION

To memorialize the United States Congress to take such actions as are necessary to amend the Stafford Act to allow the use of emergency funds under the Federal Emergency Management Agency for stabilization and restoration of barrier islands.

HOUSE CONCURRENT RESOLUTION NO. 63—
BY REPRESENTATIVE JOHN SMITH
A CONCURRENT RESOLUTION

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

HOUSE CONCURRENT RESOLUTION NO. 49—
BY REPRESENTATIVE DOVE
A CONCURRENT RESOLUTION

To urge and request the Coastal Protection and Restoration Authority to increase the focus on barrier islands in the overall plan for coastal restoration and hurricane protection.

HOUSE CONCURRENT RESOLUTION NO. 50—
BY REPRESENTATIVE TOWNSEND AND SENATOR SMITH
A CONCURRENT RESOLUTION

To commend Jim Pierson upon his receipt of the second annual Humanitarian Award from the Holy Cross Council 13912 of the Louisiana Knights of Columbus.

HOUSE CONCURRENT RESOLUTION NO. 51—
BY REPRESENTATIVE GLOVER
A CONCURRENT RESOLUTION

To commend Mr. Mack McCarter of Shreveport for his compassion and commitment to service.

HOUSE CONCURRENT RESOLUTION NO. 52—
BY REPRESENTATIVE GLOVER
A CONCURRENT RESOLUTION

To commend and welcome Tsiguia Aliancea, Chief of the Village of Fokamezo, upon the historic occasion of his visit to Louisiana and to the legislature.

HOUSE CONCURRENT RESOLUTION NO. 53—
BY REPRESENTATIVE GLOVER
A CONCURRENT RESOLUTION

To commend and welcome Tefouet Francois, Chief of the Village of Baghonto, upon the historic occasion of his visit to Louisiana and to the legislature.

HOUSE CONCURRENT RESOLUTION NO. 54—
BY REPRESENTATIVE GLOVER
A CONCURRENT RESOLUTION

To commend and welcome Nkeumbeng Tsozbe Norbert, Chief of the Village of Baletet, upon the historic occasion of his visit to Louisiana and to the legislature.

HOUSE CONCURRENT RESOLUTION NO. 55—
BY REPRESENTATIVE GLOVER
A CONCURRENT RESOLUTION

To commend and welcome Solefack Fossokeng II Simon, Chief of the Village of Batseng'la, upon the historic occasion of his visit to Louisiana and to the legislature.

HOUSE CONCURRENT RESOLUTION NO. 56—
BY REPRESENTATIVE GLOVER
A CONCURRENT RESOLUTION

To commend and welcome Gatsi Celestin, Chief of the Village of Bawouwoua, upon the historic occasion of his visit to Louisiana and to the legislature.

April 3, 2006

HOUSE CONCURRENT RESOLUTION NO. 47—

BY REPRESENTATIVE DANIEL
A CONCURRENT RESOLUTION

To memorialize the United States Congress to take such actions as are necessary to continue funding and operation of the United States Department of Agriculture's Agricultural Research Service located in Baton Rouge, Louisiana.

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

House Concurrent Resolutions

Senator Bajoie 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. 47—

BY REPRESENTATIVE DANIEL
A CONCURRENT RESOLUTION

To memorialize the United States Congress to take such actions as are necessary to continue funding and operation of the United States Department of Agriculture's Agricultural Research Service located in Baton Rouge, Louisiana.

The resolution was read by title; lies over under the rules.

HOUSE CONCURRENT RESOLUTION NO. 49—

BY REPRESENTATIVE DOVE
A CONCURRENT RESOLUTION

To urge and request the Coastal Protection and Restoration Authority to increase the focus on barrier islands in the overall plan for coastal restoration and hurricane protection.

The resolution was read by title; lies over under the rules.

HOUSE CONCURRENT RESOLUTION NO. 50—

BY REPRESENTATIVE TOWNSEND AND SENATOR SMITH
A CONCURRENT RESOLUTION

To commend Jim Pierson upon his receipt of the second annual Humanitarian Award from the Holy Cross Council 13912 of the Louisiana Knights of Columbus.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Mr. President, Ellington, McPherson, etc. listing names of members who voted 'YEAS'.

NAYS

Total - 0

ABSENT

Table with 3 columns: Boasso, Fields, Mount, etc. listing names of members who were 'ABSENT'.

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

HOUSE CONCURRENT RESOLUTION NO. 51—

BY REPRESENTATIVE GLOVER
A CONCURRENT RESOLUTION

To commend Mr. Mack McCarter of Shreveport for his compassion and commitment to service.

The resolution was read by title; lies over under the rules.

HOUSE CONCURRENT RESOLUTION NO. 52—

BY REPRESENTATIVE GLOVER
A CONCURRENT RESOLUTION

To commend and welcome Tsiguia Aliancea, Chief of the Village of Fokamezo, upon the historic occasion of his visit to Louisiana and to the legislature.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Mr. President, Ellington, McPherson, etc. listing names of members who voted 'YEAS'.

NAYS

Total - 0

ABSENT

Table with 3 columns: Boasso, Fields, Mount, etc. listing names of members who were 'ABSENT'.

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

HOUSE CONCURRENT RESOLUTION NO. 53—

BY REPRESENTATIVE GLOVER
A CONCURRENT RESOLUTION

To commend and welcome Tefouet Francois, Chief of the Village of Baghonto, upon the historic occasion of his visit to Louisiana and to the legislature.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Mr. President, Ellington, McPherson, etc. listing names of members who voted 'YEAS'.

Cheek	Lentini	Theunissen
Cravins	Malone	Ullo
Dupre	Marionneaux	
Total - 29		
	NAYS	
Total - 0		
	ABSENT	
Boasso	Fields	Mount
Cain	Fontenot	Schedler
Dardenne	Hollis	
Duplessis	Michot	
Total - 10		

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

HOUSE CONCURRENT RESOLUTION NO. 54—

BY REPRESENTATIVE GLOVER

A CONCURRENT RESOLUTION

To commend and welcome Nkeumbeng Tsobze Norbert, Chief of the Village of Baletet, upon the historic occasion of his visit to Louisiana and to the legislature.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Ellington	McPherson
Adley	Gautreaux B	Murray
Amedee	Gautreaux N	Nevers
Bajoie	Heitmeier	Quinn
Barham	Jackson	Romero
Broome	Jones	Shepherd
Chaisson	Kostelka	Smith
Cheek	Lentini	Theunissen
Cravins	Malone	Ullo
Dupre	Marionneaux	
Total - 29		

NAYS

Total - 0

ABSENT

Boasso	Fields	Mount
Cain	Fontenot	Schedler
Dardenne	Hollis	
Duplessis	Michot	
Total - 10		

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

HOUSE CONCURRENT RESOLUTION NO. 55—

BY REPRESENTATIVE GLOVER

A CONCURRENT RESOLUTION

To commend and welcome Solefack Fossokeng II Simon, Chief of the Village of Batseng'la, upon the historic occasion of his visit to Louisiana and to the legislature.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Ellington	McPherson
Adley	Gautreaux B	Murray
Amedee	Gautreaux N	Nevers
Bajoie	Heitmeier	Quinn
Barham	Jackson	Romero
Broome	Jones	Shepherd
Chaisson	Kostelka	Smith
Cheek	Lentini	Theunissen
Cravins	Malone	Ullo
Dupre	Marionneaux	
Total - 29		

NAYS

Total - 0

ABSENT

Boasso	Fields	Mount
Cain	Fontenot	Schedler
Dardenne	Hollis	
Duplessis	Michot	
Total - 10		

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

HOUSE CONCURRENT RESOLUTION NO. 56—

BY REPRESENTATIVE GLOVER

A CONCURRENT RESOLUTION

To commend and welcome Gatsi Celestin, Chief of the Village of Bawouwoua, upon the historic occasion of his visit to Louisiana and to the legislature.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Ellington	McPherson
Adley	Gautreaux B	Murray
Amedee	Gautreaux N	Nevers
Bajoie	Heitmeier	Quinn
Barham	Jackson	Romero
Broome	Jones	Shepherd
Chaisson	Kostelka	Smith
Cheek	Lentini	Theunissen
Cravins	Malone	Ullo
Dupre	Marionneaux	
Total - 29		

NAYS

Total - 0

ABSENT

Boasso	Fields	Mount
Cain	Fontenot	Schedler
Dardenne	Hollis	
Duplessis	Michot	
Total - 10		

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

HOUSE CONCURRENT RESOLUTION NO. 57—

BY REPRESENTATIVE FARRAR

A CONCURRENT RESOLUTION

To urge and request the United States Forest Service to continue to allow the training of hunting dogs in the Kisatchie National Forest when hunting seasons are closed between March first and September first each year.

April 3, 2006

On motion of Senator Bajoie, the resolution was read by title and referred to the Committee on Natural Resources.

HOUSE CONCURRENT RESOLUTION NO. 58—
 BY REPRESENTATIVES JOHNS, GEYMAN, E. GUILLORY, KLECKLEY,
 AND MORRISH AND SENATORS CAIN, MOUNT, AND THEUNISSEN
A CONCURRENT RESOLUTION

To commend Evelyn Chamblee upon her retirement from Our Lady's Catholic School in Sulphur after forty-three years of dedicated and highly productive service, to recognize and record her myriad accomplishments and her remarkable contributions to the school and to her students, colleagues, family, friends, and community, and to extend to her the best wishes of the legislature as she embarks upon new challenges and endeavors.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Ellington	McPherson
Adley	Gautreaux B	Murray
Amedee	Gautreaux N	Nevers
Bajoie	Heitmeier	Quinn
Barham	Jackson	Romero
Broome	Jones	Shepherd
Chaisson	Kostelka	Smith
Cheek	Lentini	Theunissen
Cravins	Malone	Ullo
Dupre	Marionneaux	
Total - 29		

NAYS

Total - 0

ABSENT

Boasso	Fields	Mount
Cain	Fontenot	Schedler
Dardenne	Hollis	
Duplessis	Michot	
Total - 10		

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

HOUSE CONCURRENT RESOLUTION NO. 59—
 BY REPRESENTATIVE MORRELL
A CONCURRENT RESOLUTION

To urge and request the Federal Emergency Management Agency (FEMA) to negotiate with displaced citizens on housing options that include replacement and repair costs.

The resolution was read by title; lies over under the rules.

HOUSE CONCURRENT RESOLUTION NO. 60—
 BY REPRESENTATIVES PIERRE AND DANIEL
A CONCURRENT RESOLUTION

To commend Robert H. Baumann on receipt of the lifetime achievement award from the Louisiana Independent Oil & Gas Association (LIOGA) at its 2006 annual meeting.

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	Ellington	McPherson
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Adley	Gautreaux B	Murray
Amedee	Gautreaux N	Nevers
Bajoie	Heitmeier	Quinn
Barham	Jackson	Romero
Broome	Jones	Shepherd
Chaisson	Kostelka	Smith
Cheek	Lentini	Theunissen
Cravins	Malone	Ullo
Dupre	Marionneaux	
Total - 29		

NAYS

Total - 0

ABSENT

Boasso	Fields	Mount
Cain	Fontenot	Schedler
Dardenne	Hollis	
Duplessis	Michot	
Total - 10		

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

HOUSE CONCURRENT RESOLUTION NO. 61—
 BY REPRESENTATIVE GEYMAN
A CONCURRENT RESOLUTION

To urge and request the Department of Wildlife and Fisheries to consider increasing the age at which minors can receive firearm and hunter safety education certification.

The resolution was read by title; lies over under the rules.

HOUSE CONCURRENT RESOLUTION NO. 62—
 BY REPRESENTATIVE DOVE
A CONCURRENT RESOLUTION

To memorialize the United States Congress to take such actions as are necessary to amend the Stafford Act to allow the use of emergency funds under the Federal Emergency Management Agency for stabilization and restoration of barrier islands.

The resolution was read by title; lies over under the rules.

HOUSE CONCURRENT RESOLUTION NO. 63—
 BY REPRESENTATIVE JOHN SMITH
A CONCURRENT RESOLUTION

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

The resolution was read by title; lies over under the rules.

**House Concurrent Resolutions
 on Second Reading**

The following House Concurrent Resolutions were read and acted upon as follows:

HOUSE CONCURRENT RESOLUTION NO. 44—
 BY REPRESENTATIVE FANNIN
A CONCURRENT RESOLUTION

To urge and request the Department of Transportation and Development to designate U.S. Highway 167 within Jackson Parish as a Blue Star Memorial Highway in honor of the citizens of Jackson Parish who have served, are now serving, or will serve in the armed forces of the United States and to authorize placement of a Blue Star Memorial Highway monument along this route.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dupre	Marionneau
Adley	Ellington	McPherson
Amedee	Fontenot	Murray
Bajoie	Gautreaux B	Nevers
Barham	Gautreaux N	Quinn
Broome	Heitmeier	Romero
Chaisson	Jackson	Shepherd
Cheek	Jones	Smith
Cravins	Kostelka	Theunissen
Dardenne	Lentini	Ullo
Duplessis	Malone	
Total - 32		

NAYS

Total - 0

ABSENT

Boasso	Hollis	Schedler
Cain	Michot	
Fields	Mount	
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. 45—

BY REPRESENTATIVE CROWE

A CONCURRENT RESOLUTION

To urge and request the Federal Emergency Management Agency to finalize and issue floodplain maps for all those parishes in Louisiana affected by Hurricanes Katrina and Rita as soon as possible.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dupre	Marionneau
Adley	Ellington	McPherson
Amedee	Fontenot	Murray
Bajoie	Gautreaux B	Nevers
Barham	Gautreaux N	Quinn
Broome	Heitmeier	Romero
Chaisson	Jackson	Shepherd
Cheek	Jones	Smith
Cravins	Kostelka	Theunissen
Dardenne	Lentini	Ullo
Duplessis	Malone	
Total - 32		

NAYS

Total - 0

ABSENT

Boasso	Hollis	Schedler
Cain	Michot	
Fields	Mount	
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. 46—

BY REPRESENTATIVE DURAND

A CONCURRENT RESOLUTION

To request that the Department of Transportation and Development designate the portion of the Interstate 49 South corridor in St. Martin Parish as "Veterans Memorial Expressway" and erect proper signage along this route reflecting this designation.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dupre	Marionneau
Adley	Ellington	McPherson
Amedee	Fontenot	Murray
Bajoie	Gautreaux B	Nevers
Barham	Gautreaux N	Quinn
Broome	Heitmeier	Romero
Chaisson	Jackson	Shepherd
Cheek	Jones	Smith
Cravins	Kostelka	Theunissen
Dardenne	Lentini	Ullo
Duplessis	Malone	
Total - 32		

NAYS

Total - 0

ABSENT

Boasso	Hollis	Schedler
Cain	Michot	
Fields	Mount	
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. 48—

BY REPRESENTATIVE ALEXANDER

A CONCURRENT RESOLUTION

To request that the Department of Transportation and Development designate the portion of the Interstate 49 South corridor in Lafayette Parish as "Veterans Memorial Expressway" and erect proper signage along this route reflecting this designation.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dupre	Marionneau
Adley	Ellington	McPherson
Amedee	Fontenot	Murray
Bajoie	Gautreaux B	Nevers
Barham	Gautreaux N	Quinn
Broome	Heitmeier	Romero
Chaisson	Jackson	Shepherd
Cheek	Jones	Smith
Cravins	Kostelka	Theunissen
Dardenne	Lentini	Ullo
Duplessis	Malone	
Total - 32		

NAYS

Total - 0

April 3, 2006

ABSENT

Boasso	Hollis	Schedler
Cain	Michot	
Fields	Mount	
Total - 7		

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

Reports of Committees

The following reports of committees were received and read:

REPORT OF COMMITTEE ON

EDUCATION

Senator Ullo, Chairman on behalf of the Committee on Education, submitted the following report:

March 30, 2006

To the President and Members of the Senate:

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

SENATE BILL NO. 32—
BY SENATOR THEUNISSEN
AN ACT

To create the Parishwide School District of the Parish of Cameron, State of Louisiana, and provide for its powers and duties; to provide such district with the power to levy for the year 2006 an ad valorem property tax not to exceed ten mills only for the purpose of giving additional support to the school system in the parish; to provide for the ratification of certain acts of a similar district; and to provide for related matters.

Reported favorably.

SENATE BILL NO. 186—
BY SENATOR HINES
AN ACT

To amend and reenact R.S. 17:1808(J)(1), relative to registration and licensure of certain postsecondary institutions; to provide for an exemption from the requirements for such registration and licensure; and to provide for related matters.

Reported favorably.

SENATE BILL NO. 423—
BY SENATOR THEUNISSEN
AN ACT

To amend and reenact R.S. 17:3398.2(B), relative to advisory boards established by the Board of Supervisors of Community and Technical Colleges; to provide for the creation of an advisory board by the Louisiana Workforce Commission to assist in the development of two-year degree programs in process technology; and to provide for related matters.

Reported favorably.

Respectfully submitted,
CHRIS ULLO
Chairman

REPORT OF COMMITTEE ON

LOCAL AND MUNICIPAL AFFAIRS

Senator Fields, Chairman on behalf of the Committee on Local and Municipal Affairs, submitted the following report:

March 30, 2006

To the President and Members of the Senate:

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

SENATE BILL NO. 122—
BY SENATOR MURRAY
AN ACT

To enact R.S. 33:2588, relative to municipal employees laid off due to the hurricanes of 2005; to provide a preference for displaced municipal employees; to provide for an effective date; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 181—
BY SENATOR JONES
AN ACT

To enact Subpart G of Part II of Chapter 6 of Title 33 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 33:2892.1 through 2892.9, relative to property adjudicated to a municipality; to provide for the authorization of the city of Monroe to adjudicate property; to provide for notice to the owner; to provide for the applicability to redemptive periods; to provide for a deposit of monies sufficient to cover the expenses of the sale, advertisement, taxes due and other costs associated with the sale; to provide for the sale or transfer of adjudicated property; to provide for an effective date; and to provide for related matters.

Reported favorably.

SENATE BILL NO. 214—
BY SENATOR MURRAY
AN ACT

To amend and reenact R.S. 13:2500(C)(1), relative to municipal courts; to provide for penalties for the violation of a municipal ordinance in New Orleans; and to provide for related matters.

Reported favorably.

SENATE BILL NO. 468—
BY SENATOR SCHEDLER
AN ACT

To amend and reenact Section 3(9)(a) and (b) and (19)(c) and (d) and to enact Section 3(19)(e) of Act No. 180 of the 1984 Regular Session of the Legislature, as amended by Act No. 570 of the 1992 Regular Session of the Legislature and Act No. 562 of the 2003 Regular Session of the Legislature, relative to St. Tammany Parish Hospital Service Districts Nos. 1 and 2; to provide relative to the authority of the boards to enter into certain employment contracts; and to provide for related matters.

Reported favorably.

SENATE BILL NO. 469—
BY SENATOR SCHEDLER
AN ACT

To amend and reenact R.S. 33:4575, 4575.1(A) and (C) and 4575.3(7) and R.S. 47:322.37(B)(1), relative to recreational facilities; to rename the East St. Tammany Events Center District to the Northshore Harbor Center District; to provide for term limits for members of the board of commissioners; to provide for membership on the board of commissioners; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 545—
BY SENATOR SCHEDLER

AN ACT

To amend and reenact R.S. 47:322.37, relative to the disposition of certain collections from the sales of services; to provide with respect to the disposition of the avails of the tax on the sales of services in St. Tammany Parish, and to provide for related matters.

Reported favorably.

SENATE BILL NO. 622—
BY SENATOR ELLINGTON

AN ACT

To enact R.S. 33:1448(S), relative to group insurance; to provide for the payment of group insurance for certain retired sheriffs or deputy sheriffs who retired from the Franklin Parish Sheriffs's Office; and to provide for related matters.

Reported favorably.

Respectfully submitted,
CLEO FIELDS
Chairman

REPORT OF COMMITTEE ON

TRANSPORTATION, HIGHWAYS AND PUBLIC WORKS

Senator Ellington, Chairman on behalf of the Committee on Transportation, Highways and Public Works, submitted the following report:

March 30, 2006

To the President and Members of the Senate:

I am directed by your Committee on Transportation, Highways and Public Works to submit the following report:

SENATE CONCURRENT RESOLUTION NO. 3—
BY SENATOR HINES

A CONCURRENT RESOLUTION

To continue the Bayou Boeuf Advisory Committee and requires the advisory committee to study and make proposals to the Senate and House Committees on transportation, highways and public works relative to uses of Bayou Boeuf, and the feasibility of the creation of a freshwater district along Bayou Boeuf from Alexandria to Washington in the parishes of Rapides, Avoyelles, and St. Landry.

Reported with amendments.

SENATE BILL NO. 89—
BY SENATOR DUPRE

AN ACT

To amend and reenact R.S. 38:291(T)(2), relative to the North Lafourche Conservation, Levee and Drainage District; to provide for appointment of members to its board of commissioners; to provide for an effective date for such appointments; and to provide for related matters.

Reported favorably.

SENATE BILL NO. 92—
BY SENATOR ADLEY

AN ACT

To amend and reenact R.S. 34:2303, relative to the Red River Waterway District; to provide for membership to the Red River Waterway Commission; to require one member-at-large on the commission to reside in either Bossier or Caddo parish; and to provide for related matters.

Reported favorably.

SENATE BILL NO. 389—
BY SENATOR ELLINGTON

AN ACT

To amend and reenact R.S. 48:252(B)(4), relative to bid proposal documents on projects for the Department of Transportation and Development; to provide relative to the fee for such documents; to provide for an effective date; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 390—
BY SENATOR ELLINGTON

AN ACT

To repeal R.S. 48:250.1, relative to the Department of Transportation and Development's structured training program; to repeal the requirement that construction and maintenance personnel of the department participate in the structured training program.

Reported favorably.

SENATE BILL NO. 391—
BY SENATOR ELLINGTON

AN ACT

To amend and reenact R.S. 14:59(A)(4), R.S. 32:169(A) and (B) and 376, R.S. 36:501(C)(1) and 508(A), (B), (C), and (G), R.S. 38:90.4(B)(1) and 1583(B), R.S. 48:1(2) and (19), 92, 211, 223(C), 259, 260, 269, 272, 273, 274, 274.2, 342, 346.1, 381(C)(2)(b)(i), 441, 758(A), 1259, 1271(C), and 1273, and R.S. 51:1259(6), relative to the Department of Transportation and Development; to change the name of the office of highways to the office of engineering; to provide relative to responsibilities of the department; and to provide for related matters.

Reported favorably.

SENATE BILL NO. 394—
BY SENATOR ELLINGTON

AN ACT

To amend and reenact R.S. 48:443(A), relative to expropriation of property by the Department of Transportation and Development; to provide relative to the number of persons making real estate estimates for the department when expropriating property; to decrease the number of such persons; and to provide for related matters.

Reported favorably.

SENATE BILL NO. 589—
BY SENATOR ELLINGTON

AN ACT

To amend and reenact R.S. 48:255(B)(5)(b), relative to bids on contracts for the Department of Transportation and Development; to provide for the rejection of bids; to provide for an effective date; and to provide for related matters.

Reported favorably.

Respectfully submitted,
NOBLE E. ELLINGTON
Chairman

REPORT OF COMMITTEE ON

FINANCE

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

April 3, 2006

To the President and Members of the Senate:

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

April 3, 2006

SENATE BILL NO. 488—
BY SENATOR HEITMEIER

AN ACT

To amend and reenact R.S. 39:371, relative to the cash management review board; to authorize designees of members to serve on said board; and to provide for related matters.

Reported favorably.

SENATE BILL NO. 497—
BY SENATOR HEITMEIER

AN ACT

To repeal Subpart F of Part II of Chapter 16 of Subtitle III of Title 39 of the Louisiana Revised Statutes of 1950, comprised of R.S. 39:1493.1 through 1493.3, relative to the Commission for Review and Improvement of Services Procurement; and to provide for related matters.

Reported favorably.

SENATE BILL NO. 503—
BY SENATOR HEITMEIER

AN ACT

To amend and reenact R.S. 39:1496.1(A) and (E)(1)(a) and (b), relative to performance-based energy efficiency contracts; to provide for the adoption of rules and regulations relative to such contracts; to provide for the review process for such contracts; and to provide for related matters.

Reported favorably.

SENATE BILL NO. 508—
BY SENATOR HEITMEIER

AN ACT

To repeal R.S. 39:1503.1 and 1595.7, relative to procurement; to repeal provisions for certain incentives related to participation in the mentor-protégé program which program was repealed in 2001; to provide for an effective date; and to provide for related matters.

Reported favorably.

Respectfully submitted,
FRANCIS C. HEITMEIER
Chairman

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

The following Senate Bills and Joint Resolutions reported by Committees were taken up and acted upon as follows:

SENATE BILL NO. 18—
BY SENATOR FIELDS

AN ACT

To amend and reenact R.S. 18:44(A) and (B)(5)(b), the introductory paragraph of 110(B)(1), 197, 401(B), 402(B), the introductory paragraph of (C), (E) and (G), 431(A)(1)(b), 433(G)(1) and the introductory paragraph of (H)(1), 434(A)(1), the introductory paragraph of (C), and (D)(1) and (2), 435(A)(1) and (B), 436, 453, the introductory paragraph of 467, 467(2), 468(A), 491(A) and (C), the introductory paragraph of 552(A), 1272(A), 1278(B), 1279, 1300(C)(1), 1300.7(A), 1306(A)(4) and (C)(2), 1307(A)(8) and (E), 1308(A)(2)(a), 1311(D)(5)(a), 1314(B)(1) and (2) and (C), 1333(D)(1)(e) and (E)(1), 1355(6), 1401(B), 1402(B)(1)(c), 1405(A), 1406(B), 1407, 1409(B)(1) and (2), 1432(A), 1461(A)(17) and to enact R.S. 18:1275.1 through 1275.24, relative to elections; to provide for a party primary system of elections for congressional offices, including provisions to provide for nomination of candidates for general elections for congressional offices by party primary elections, including a first primary election and a second primary election if no candidate receives a majority vote in the first primary election; for qualification of candidates for congressional office

having no party affiliation in the general election; for election in the general election by plurality vote; for voting for congressional offices by a voter registered as affiliated with the party in the party primary elections; to provide for voting of unaffiliated voters in party primaries; to provide for election dates; and to provide for related matters.

Reported favorably by the Committee on Senate and Governmental Affairs. On motion of Senator Jones, the bill was read by title, ordered engrossed, and passed to a third reading.

SENATE BILL NO. 83—
BY SENATOR JONES

AN ACT

To amend and reenact R.S. 18:1511.3, relative to the Louisiana Board of Ethics; to require the supervisory committee to retain campaign finance reports for three years from the date of filing; and to provide for related matters.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Senate and Governmental Affairs to Original Senate Bill No. 83 by Senator Jones

AMENDMENT NO. 1

On page 1, line 2, after "1511.3" insert "(D)"

AMENDMENT NO. 2

On page 1, line 6, after "1511.3" insert "(D)"

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

SENATE BILL NO. 150—
BY SENATOR JONES

AN ACT

To amend and reenact R.S. 18:44(A) and (B)(5)(b), the introductory paragraph of 110(B)(1), 197, 401(B), 402(B), the introductory paragraph of (C), (E) and (G), 431(A)(1)(b), 433(G)(1) and the introductory paragraph of (H)(1), 434(A)(1), the introductory paragraph of (C), and (D)(1) and (2), 435(A)(1) and (B), 436, 453, the introductory paragraph of 467, 467(2), 468(A), 491(A) and (C), the introductory paragraph of 552(A), 1272(A), 1278(B), 1279, 1300(C)(1), 1300.7(A), 1306(A)(4) and (C)(2), 1307(A)(8) and (E), 1308(A)(2)(a), 1311(D)(5)(a), 1314(B)(1) and (2) and (C), 1333(D)(1)(e) and (E)(1), 1355(6), 1401(B), 1402(B)(1)(c), 1405(A), 1406(B), 1407, 1409(B)(1) and (2), 1432(A), 1461(A)(17) and to enact R.S. 18:1275.1 through 1275.24, relative to elections; to provide for a party primary system of elections for congressional offices, including provisions to provide for nomination of candidates for general elections for congressional offices by party primary elections, including a first primary election and a second primary election if no candidate receives a majority vote in the first primary election; for qualification of candidates for congressional office having no party affiliation in the general election; for election in the general election by plurality vote; for voting for congressional offices by a voter registered as affiliated with the party in the party primary elections; to provide for voting of unaffiliated voters in party primaries; to provide for election dates; and to provide for related matters.

Reported favorably by the Committee on Senate and Governmental Affairs. On motion of Senator Jones, the bill was read by title, ordered engrossed, and passed to a third reading.

SENATE BILL NO. 286—BY SENATORS FIELDS AND MARIONNEAUX
AN ACT

To amend and reenact R.S. 49:149.23, relative to the Department of Social Services; to provide for the naming of the floor in the social services building on which the executive offices are located; and to provide for related matters.

Reported favorably by the Committee on Senate and Governmental Affairs. On motion of Senator Jones, the bill was read by title, ordered engrossed, and passed to a third reading.

SENATE BILL NO. 291—BY SENATORS FIELDS, BAJOE AND JONES
AN ACT

To enact R.S. 18:1308.3, relative to the conduct of elections during or following a gubernatorially declared state of emergency; to provide for certain displaced persons who have registered to vote by mail by a certain date to vote absentee by mail; to provide for a displaced voter to receive an absentee ballot without request; and to provide for related matters.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Senate and Governmental Affairs to Original Senate Bill No. 291 by Senator Fields

AMENDMENT NO. 1

On page 2, line 3 after "**vote**" delete the remainder of the line and delete line 4 and insert a period.

AMENDMENT NO. 2

On page 2, line 5 after "**B.**" delete "**At least forty-five days prior to an election, the**" and insert "**The**"

AMENDMENT NO. 3

On page 2, line 7, change "**for**" to "**by**"

AMENDMENT NO. 4

On page 2, delete lines 8 through 10 and insert the following:
"displaced voters residing outside of the parish of their registration due to the declared state of emergency. Each registrar shall mail the necessary instructions, certificates, ballots, and envelopes to any displaced voter who is registered in their parish, but who is temporarily residing elsewhere inside the state or outside of the state"

AMENDMENT NO. 5

On page 2, line 17 after "**generally.**" delete the remainder of the line and line 18

AMENDMENT NO. 6

On page 2, on line 19, after "upon" delete the remainder of the line and delete lines 20 through 23 and insert "June 1, 2006."

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

SENATE BILL NO. 306—

BY SENATOR JONES

AN ACT

To amend and reenact R.S. 42:1121(A)(2), relative to the Code of Governmental Ethics; to prohibit the immediate family of a former member of a board or commission and any entity in which either the former member or his immediate family member has controlling interest for contracting with his former board or commission for a specified period; and to provide for related matters.

Reported favorably by the Committee on Senate and Governmental Affairs. On motion of Senator Jones, the bill was read by title, ordered engrossed, and passed to a third reading.

SENATE BILL NO. 541—

BY SENATOR ULLO

AN ACT

To amend and reenact R.S. 42:1121(B), relative to the Code of Governmental Ethics; to provide an exception from the prohibition on contracting with a former agency for persons who contract to provide sign language or interpretive services; and to provide for related matters.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Senate and Governmental Affairs to Original Senate Bill No. 541 by Senator Ullo

AMENDMENT NO. 1

On page 2, delete lines 2 through 7 and insert the following:

"(2) Notwithstanding any other provision of law, a former employee of the Louisiana School for the Deaf may, at any time, render sign language and interpreting services on a contractual basis to or for the Louisiana School for the Deaf."

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

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

The following Senate Concurrent Resolutions reported by Committees were taken up and acted upon as follows:

SENATE CONCURRENT RESOLUTION NO. 6—

BY SENATOR JONES

A CONCURRENT RESOLUTION

To create a task force to identify and locate displaced Louisiana citizens and to aid in their return to Louisiana.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Senate and Governmental Affairs to Original Senate Concurrent Resolution No. 6 by Senator Jones

AMENDMENT NO. 1

On page 2, line 9, after "member" delete "appointed by the governor" and after "Authority" insert "appointed by the governor"

AMENDMENT NO. 2

On page 2, line 12, delete, "One member appointed by the" and insert "The" and after "Voters" insert "of Louisiana, or her designee"

AMENDMENT NO. 3

On page 2, line 25, after "service" delete the remainder of the line and delete lines 26 and 27 and insert a period

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

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

April 3, 2006

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Duplessis	Kostelka
Adley	Dupre	Marionneaux
Amedee	Ellington	McPherson
Bajoie	Gautreaux B	Murray
Barham	Gautreaux N	Nevers
Broome	Heitmeier	Theunissen
Chaisson	Jackson	Ullo
Cheek	Jones	
Total - 23		

NAYS

Fontenot	Malone	Smith
Lentini	Quinn	
Total - 5		

ABSENT

Boasso	Fields	Romero
Cain	Hollis	Schedler
Cravins	Michot	Shepherd
Dardenne	Mount	
Total - 11		

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

Rules Suspended

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

Introduction of Senate Bills and Joint Resolutions

Senator Bajoie asked for and obtained a suspension of the rules for the purpose of introducing and reading the following Senate Bills and Joint Resolutions a first and second time and referring them to committee.

SENATE BILL NO. 635— BY SENATOR DUPRE

AN ACT

To amend and reenact R.S. 49:214.32(B), and 214.41(A)(6), and to enact R.S. 49:214.22(8), 214.32(C)(8), and 214.41(A)(7), relative to coastal resources; to provide relative to coastal resources management; to provide relative to the coastal zone; to provide relative to coastal zone management; to provide certain terms, conditions, definitions, requirements, functions, and procedures; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Natural Resources.

SENATE BILL NO. 636— BY SENATOR DUPRE

AN ACT

To amend and reenact R.S. 38:329.1, relative to levees; to provide for the powers and duties of the South Lafourche Levee District; to provide relative bonding and taxing authority of the district; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Transportation, Highways and Public Works.

SENATE BILL NO. 637— BY SENATOR JONES

AN ACT

To enact R.S. 18:403(C), relative to election records and papers; to require certain election officers to provide certain information; to provide relative to the disclosure of such information; to provide for definitions; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Senate and Governmental Affairs.

SENATE BILL NO. 638— BY SENATORS HINES AND CHAISSON

AN ACT

To enact R.S. 49:258.1, relative to legal representation of the state and state agencies; to authorize the attorney general to employ counsel; to provide for the payment of attorney fees; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Judiciary A.

SENATE BILL NO. 639— BY SENATOR NEVERS

AN ACT

To enact Subpart B-36 of Part IV of Chapter 1 of Title 33 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 33:130.721 through 130.729, relative to special districts; to create the Washington Parish Economic Development District; to provide for a board of commissioners of the district and for the district's powers, duties, and limitations; to provide for an effective date; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Local and Municipal Affairs.

Introduction of Resolutions, Senate and Concurrent

Senator Bajoie 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. 9— BY SENATOR MALONE

A RESOLUTION

To commend and congratulate Eagle Scout Michael Travis Frederick of Boy Scouts of America Troop 14 at St. Paul's Episcopal Church in Shreveport on his selection as the 2005 Outstanding Eagle Scout by the Louisiana Society of the Sons of the American Revolution.

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

SENATE RESOLUTION NO. 10— BY SENATOR ADLEY

A RESOLUTION

To welcome the delegation of honorable African chiefs from the sovereign Republic of Cameroon upon this historic visit to Louisiana and the United States of America and to commend the humanitarian efforts and good will extended to the people of Louisiana during the crisis of Hurricane Katrina.

The resolution was read by title; lies over under the rules.

SENATE CONCURRENT RESOLUTION NO. 17— BY SENATOR MURRAY

A CONCURRENT RESOLUTION

To direct law enforcement agencies within the metropolitan New Orleans area that seized firearms lawfully in the possession of citizens during the hurricane to develop and implement a plan for the return of such firearms to the owners.

April 3, 2006

The resolution was read by title; lies over under the rules.

SENATE CONCURRENT RESOLUTION NO. 18—
BY SENATOR NEVERS

A CONCURRENT RESOLUTION

To urge and request the State Board of Elementary and Secondary Education to consider pay increases for school support personnel.

The resolution was read by title; lies over under the rules.

Messages from the House

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

Message from the House

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

April 3, 2006

To the Honorable President and Members of the Senate:

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

HOUSE BILL NO. 26—

BY REPRESENTATIVE MARTINY
AN ACT

To amend and reenact R.S. 14:108(A) and (B)(1)(c), relative to the crime of resisting an officer; to provide that resisting an officer making a lawful detention is an element of the crime of resisting an officer; and to provide for related matters.

HOUSE BILL NO. 73—

BY REPRESENTATIVE JANE SMITH
AN ACT

To amend and reenact Code of Criminal Procedure Article 499(A), relative to court-ordered AIDS testing for persons charged with a sex offense; to provide for testing pursuant to court order; to expand the definition of sex offenses warranting AIDS testing; and to provide for related matters.

HOUSE BILL NO. 77—

BY REPRESENTATIVE BRUCE
AN ACT

To enact Code of Criminal Procedure Article 814(A)(14.2), relative to responsive verdicts; to provide for responsive verdicts for aggravated second degree battery; and to provide for related matters.

HOUSE BILL NO. 81—

BY REPRESENTATIVE BURNS
AN ACT

To amend and reenact R.S. 14:30(A)(1) and 30.1(A)(2)(a), relative to criminal homicide; to add certain crimes to the list of enumerated felonies which raise a homicide to the grades of first or second degree murder; and to provide for related matters.

HOUSE BILL NO. 101—

BY REPRESENTATIVE MARTINY
AN ACT

To amend and reenact R.S. 14:67.2(B)(2) and (3), 67.5(B)(2) and (3), 67.9(2) and (3), 67.10(B)(2) and (3), 67.13(B)(2) and (3), 68.2(C)(2) and (3), 68.7(B)(1)(b), 70.2(C)(3) and (4), 70.4(E)(2) and (3), 71(D) and (E), 143(C)(3) and (10), and Code of Criminal Procedure Article 211(A)(introductory paragraph), relative to the crime of theft; to provide for a uniform system of gradations based upon the value of the goods taken for the different crimes of theft defined by Louisiana law; to provide for a uniform system of gradations based upon the value of the goods taken for certain crimes which are misappropriations

without violence and defined by Louisiana law; to provide for the adoption of certain ordinances comparable to the crime of theft of animals and theft of an alligator and incorporating the gradation scale; to provide for the issuance of a summons instead of an arrest warrant in certain cases of theft or illegal possession of stolen things; and to provide for related matters.

HOUSE BILL NO. 102—

BY REPRESENTATIVE MARTINY
AN ACT

To amend and reenact R.S. 14:32.6(A)(2), relative to the crime of first degree feticide; to provide that the crime is committed when the offender is engaged in the perpetration or attempted perpetration of certain additional crimes; and to provide for related matters.

HOUSE BILL NO. 179—

BY REPRESENTATIVE MARTINY
AN ACT

To amend and reenact R.S. 49:191(3) and to repeal R.S. 49:191(1)(j), relative to the Department of Public Safety and Corrections, including provisions to provide for the re-creation of the Department of Public Safety and Corrections and the statutory entities made a part of the department by law; to provide for the effective termination date for all statutory authority for the existence of such statutory entities; and to provide for related matters.

HOUSE BILL NO. 187—

BY REPRESENTATIVE MARTINY
AN ACT

To amend and reenact R.S. 15:905, relative to education and work opportunities for juvenile offenders; to provide that the office of youth services has control over all aspects of juvenile offender training and education; to provide that juvenile offenders may be compensated for work performed during work training programs; and to provide for related matters.

HOUSE BILL NO. 211—

BY REPRESENTATIVE JOHNS
AN ACT

To amend and reenact R.S. 40:964, Schedule III(D), to enact R.S. 40:964, Schedule I(D)(3), and to repeal R.S. 40:964, Schedule II(D)(1) and 964, Schedule V(B)(1), relative to the Uniform Controlled Dangerous Substances Law; to change the schedule classification of Methaqualone and Buprenorphine; and to provide for related matters.

HOUSE BILL NO. 216—

BY REPRESENTATIVE JOHNS
AN ACT

To amend and reenact R.S. 40:964, Schedule IV, relative to the Controlled Dangerous Substances Law; to organize the drugs in Schedule IV to be consistent with the federal controlled substances designations; to add several substances which are listed in Schedule IV federally but not in Louisiana; to delete Nalbuphine from Schedule IV consistent with federal schedule; and to provide for related matters.

HOUSE BILL NO. 425—

BY REPRESENTATIVE CAZAYOUX
AN ACT

To amend and reenact R.S. 14:62.1(B) and (C), relative to simple burglary of a pharmacy; to amend the criminal penalties for simple burglary of a pharmacy; and to provide for related matters.

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

House Bills and Joint Resolutions on First Reading

The following House Bills and Joint Resolutions were read a first time by their titles and placed on the Calendar for their second reading:

HOUSE BILL NO. 26—

BY REPRESENTATIVE MARTINY AN ACT

To amend and reenact R.S. 14:108(A) and (B)(1)(c), relative to the crime of resisting an officer; to provide that resisting an officer making a lawful detention is an element of the crime of resisting an officer; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 73—

BY REPRESENTATIVE JANE SMITH AND SENATORS B. GAUTREAU, JACKSON, AND MOUNT AN ACT

To amend and reenact Code of Criminal Procedure Article 499(A), relative to court-ordered AIDS testing for persons charged with a sex offense; to provide for testing pursuant to court order; to expand the definition of sex offenses warranting AIDS testing; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 77—

BY REPRESENTATIVE BRUCE AN ACT

To enact Code of Criminal Procedure Article 814(A)(14.2), relative to responsive verdicts; to provide for responsive verdicts for aggravated second degree battery; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 81—

BY REPRESENTATIVE BURNS AN ACT

To amend and reenact R.S. 14:30(A)(1) and 30.1(A)(2)(a), relative to criminal homicide; to add certain crimes to the list of enumerated felonies which raise a homicide to the grades of first or second degree murder; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 101—

BY REPRESENTATIVE MARTINY AN ACT

To amend and reenact R.S. 14:67.2(B)(2) and (3), 67.5(B)(2) and (3), 67.9(2) and (3), 67.10(B)(2) and (3), 67.13(B)(2) and (3), 68.2(C)(2) and (3), 68.7(B)(1)(b), 70.2(C)(3) and (4), 70.4(E)(2) and (3), 71(D) and (E), 143(C)(3) and (10), and Code of Criminal Procedure Article 211(A)(introductory paragraph), relative to the crime of theft; to provide for a uniform system of gradations based upon the value of the goods taken for the different crimes of theft defined by Louisiana law; to provide for a uniform system of gradations based upon the value of the goods taken for certain crimes which are misappropriations without violence and defined by Louisiana law; to provide for the adoption of certain ordinances comparable to the crime of theft of animals and theft of an alligator and incorporating the gradation scale; to provide for the issuance of a summons instead of an arrest warrant in certain cases of theft or illegal possession of stolen things; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 102—

BY REPRESENTATIVES MARTINY AND SCALISE AN ACT

To amend and reenact R.S. 14:32.6(A)(2), relative to the crime of first degree feticide; to provide that the crime is committed when the offender is engaged in the perpetration or attempted perpetration of certain additional crimes; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 179—

BY REPRESENTATIVE MARTINY AN ACT

To amend and reenact R.S. 49:191(3) and to repeal R.S. 49:191(1)(j), relative to the Department of Public Safety and Corrections, including provisions to provide for the re-creation of the Department of Public Safety and Corrections and the statutory entities made a part of the department by law; to provide for the effective termination date for all statutory authority for the existence of such statutory entities; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 187—

BY REPRESENTATIVE MARTINY AN ACT

To amend and reenact R.S. 15:905, relative to education and work opportunities for juvenile offenders; to provide that the office of youth services has control over all aspects of juvenile offender training and education; to provide that juvenile offenders may be compensated for work performed during work training programs; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 211—

BY REPRESENTATIVE JOHNS AN ACT

To amend and reenact R.S. 40:964, Schedule III(D), to enact R.S. 40:964, Schedule I(D)(3), and to repeal R.S. 40:964, Schedule II(D)(1) and 964, Schedule V(B)(1), relative to the Uniform Controlled Dangerous Substances Law; to change the schedule classification of Methaqualone and Buprenorphine; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 216—

BY REPRESENTATIVE JOHNS AN ACT

To amend and reenact R.S. 40:964, Schedule IV, relative to the Controlled Dangerous Substances Law; to organize the drugs in Schedule IV to be consistent with the federal controlled substances designations; to add several substances which are listed in Schedule IV federally but not in Louisiana; to delete Nalbuphine from Schedule IV consistent with federal schedule; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 425—

BY REPRESENTATIVES CAZAYOUX AND QUEZAIRE AN ACT

To amend and reenact R.S. 14:62.1(B) and (C), relative to simple burglary of a pharmacy; to amend the criminal penalties for simple burglary of a pharmacy; and to provide for related matters.

The bill was read by title; lies over under the rules.

Leaves of Absence

The following leaves of absence were asked for and granted:

Boasso 1 Day
Fields 1 Day
Michot 1 Day
Schedler 1 Day

Cain 1 Day
Hollis 1 Day
Mount ½ Day

Adjournment

Senator Bajoie moved that the Senate adjourn until Tuesday, April 4, 2006, at 3:00 o'clock P.M.

The President of the Senate declared the Senate adjourned until 3:00 o'clock P.M. on Tuesday, April 4, 2006.

GLENN A. KOEPP
Secretary of the Senate

GAYE F. HAMILTON
Journal Clerk

