

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

**TENTH 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

Tuesday, April 11, 2006

The Senate was called to order at 1:30 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	Michot
Adley	Ellington	Mount
Amedee	Fields	Murray
Bajoie	Fontenot	Nevers
Barham	Gautreaux N	Quinn
Boasso	Heitmeier	Romero
Broome	Hollis	Schedler
Cain	Jones	Shepherd
Chaisson	Kostelka	Smith
Cheek	Lentini	Theunissen
Cravins	Malone	Ullo
Dardenne	Marionneaux	
Duplessis	McPherson	
Total - 37		

**ABSENT**

Gautreaux B	Jackson
Total - 2	

The President of the Senate announced there were 37 Senators present and a quorum.

**Prayer**

The prayer was offered by Reverend Lawrence Hardy, 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 Broome, the reading of the Journal was dispensed with and the Journal of yesterday was adopted.

**Morning Hour**

**STATE OF LOUISIANA**  
Office of the Governor

April 5, 2006

To the Honorable President of the Senate:

Please be advised that the following individuals have been commissioned as Notaries Public for the parishes indicated through **6-16-2005 to 3-10-2006**. In compliance with article IV, Section 5(H)(3) of the Louisiana Constitution of 1974, I hereby present them for your review.

Appreciatively,  
KATHLEEN BABINEAUX BLANCO  
Governor

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April 11, 2006

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April 11, 2006

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April 11, 2006

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**Privilege Report of the  
Legislative Bureau**

April 11, 2006

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.

**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.

Reported without amendments.

Respectfully submitted,  
ARTHUR J. "ART" LENTINI  
Chairman

**Adoption of Legislative Bureau Report**

On motion of Senator Lentini, the Bills and Joint Resolutions were read by title and passed to a third reading.

**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. 652—**  
BY SENATOR LENTINI  
AN ACT

To amend and reenact R.S. 14:102.1(A)(2)(a), relative to criminal offenses; to provide relative to the criminal code and to offenses against the state; to provide relative to the prohibition of certain

activities and the penalties provided therefor; to provide relative to offenses against animals and affecting the public sensibility; to provide relative to penalties, conditions, and requirements; to provide relative to cruelty to animals and penalties therefor, and to provide for related matters.

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

**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 10, 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. 302—**  
BY REPRESENTATIVES STRAIN, R. CARTER, DOERGE, DURAND, GLOVER, GRAY, E. GUILLORY, M. GUILLORY, HUTTER, JACKSON, KATZ, LABRUZZO, MCDONALD, JOHN SMITH, WADDELL, AND WINSTON  
AN ACT

To enact R.S. 37:761.1 and 795(B)(1)(I), relative to the dental practice act; to provide for the procedures and requirements to obtain a retired volunteer dental license; to provide for fees and costs; and to provide for related matters.

**HOUSE BILL NO. 378—**  
BY REPRESENTATIVES MARTINY AND DORSEY  
AN ACT

To amend and reenact R.S. 15:570(D)(2), relative to executions; to provide for victim witnesses to an execution under certain circumstances; and to provide for related matters.

**HOUSE BILL NO. 380—**  
BY REPRESENTATIVE MARTINY  
AN ACT

To amend and reenact R.S. 15:833 and to enact R.S. 15:833.1, relative to the temporary release of inmates; to provide for eligibility for temporary furlough; to provide for the release of inmates for medical care under certain circumstances; to provide for temporary secured release of inmates; to provide for applicability; and to provide for related matters.

**HOUSE BILL NO. 824—**  
BY REPRESENTATIVES FRITH, PIERRE, JACK SMITH, AND ST. GERMAIN AND SENATOR MALONE  
AN ACT

To amend and reenact R.S. 56:104(B)(4), 104.1(A), and 116.3(A)(1)(a) and (B) and to repeal R.S. 56:116(B)(3), relative to hunting with bow and arrow; to authorize the use of magnified scopes with crossbows; to authorize the use of a mechanically held bow in certain circumstances; to authorize the use of certain arrow points; and to provide for related matters.

**HOUSE BILL NO. 825—**  
BY REPRESENTATIVES ST. GERMAIN, DANIEL, LAMBERT, PIERRE, AND JACK SMITH AND SENATOR MCPHERSON  
AN ACT

To amend and reenact R.S. 56:6.1 and to repeal R.S. 56:317, relative to emergency season closures for hunting and fishing; to authorize the emergency closure of hunting or fishing seasons by the secretary of the Department of Wildlife and Fisheries; and to provide for related matters.

**HOUSE BILL NO. 886—**  
BY REPRESENTATIVE HAMMETT  
AN ACT

To enact R.S. 41:901, relative to the exchange of school lands; to authorize the Concordia Parish School Board to exchange certain school lands, including but not limited to sixteenth section lands, indemnity for school lands, or other immovable property; to provide procedures for such exchange; to provide for the land description; and to provide for related matters.

**HOUSE BILL NO. 903—**  
BY REPRESENTATIVE WINSTON  
AN ACT

To enact R.S. 40:2160(D), relative to licensing of adult residential care homes; to establish criminal penalties for operating an adult residential care home without a license; 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. 302—**  
BY REPRESENTATIVES STRAIN, R. CARTER, DOERGE, DURAND,  
GLOVER, GRAY, E. GUILLORY, M. GUILLORY, HUTTER, JACKSON,  
KATZ, LABRUZZO, MCDONALD, JOHN SMITH, WADDELL, AND  
WINSTON  
AN ACT

To enact R.S. 37:761.1 and 795(B)(1)(I), relative to the dental practice act; to provide for the procedures and requirements to obtain a retired volunteer dental license; to provide for fees and costs; and to provide for related matters.

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

**HOUSE BILL NO. 378—**  
BY REPRESENTATIVES MARTINY AND DORSEY  
AN ACT

To amend and reenact R.S. 15:570(D)(2), relative to executions; to provide for victim witnesses to an execution under certain circumstances; and to provide for related matters.

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

**HOUSE BILL NO. 380—**  
BY REPRESENTATIVE MARTINY  
AN ACT

To amend and reenact R.S. 15:833 and to enact R.S. 15:833.1, relative to the temporary release of inmates; to provide for eligibility for temporary furlough; to provide for the release of inmates for medical care under certain circumstances; to provide for temporary secured release of inmates; to provide for applicability; and to provide for related matters.

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

**HOUSE BILL NO. 824—**  
BY REPRESENTATIVES FRITH, PIERRE, JACK SMITH, AND ST.  
GERMAIN AND SENATOR MALONE  
AN ACT

To amend and reenact R.S. 56:104(B)(4), 104.1(A), and 116.3(A)(1)(a) and (B) and to repeal R.S. 56:116(B)(3), relative to hunting with bow and arrow; to authorize the use of magnified scopes with crossbows; to authorize the use of a mechanically held bow in certain circumstances; to authorize the use of certain arrow points; and to provide for related matters.

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

**HOUSE BILL NO. 825—**  
BY REPRESENTATIVES ST. GERMAIN, DANIEL, LAMBERT, PIERRE,  
AND JACK SMITH AND SENATOR MCPHERSON  
AN ACT

To amend and reenact R.S. 56:6.1 and to repeal R.S. 56:317, relative to emergency season closures for hunting and fishing; to authorize the emergency closure of hunting or fishing seasons by the secretary of the Department of Wildlife and Fisheries; and to provide for related matters.

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

**HOUSE BILL NO. 886—**  
BY REPRESENTATIVE HAMMETT  
AN ACT

To enact R.S. 41:901, relative to the exchange of school lands; to authorize the Concordia Parish School Board to exchange certain school lands, including but not limited to sixteenth section lands, indemnity for school lands, or other immovable property; to provide procedures for such exchange; to provide for the land description; and to provide for related matters.

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

**HOUSE BILL NO. 903—**  
BY REPRESENTATIVE WINSTON  
AN ACT

To enact R.S. 40:2160(D), relative to licensing of adult residential care homes; to establish criminal penalties for operating an adult residential care home without a license; 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 10, 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. 87—**  
BY REPRESENTATIVE CROWE  
A CONCURRENT RESOLUTION

To recognize and congratulate the mayor and the residents of the town of Pearl River on the occasion of the town's One Hundredth Anniversary.

**HOUSE CONCURRENT RESOLUTION NO. 88—**  
BY REPRESENTATIVE HEBERT  
A CONCURRENT RESOLUTION

To urge and request the Federal Emergency Management Agency (FEMA) to consider alternatives to housing displaced residents in trailers.

**HOUSE CONCURRENT RESOLUTION NO. 89—**  
BY REPRESENTATIVE ODINET  
A CONCURRENT RESOLUTION

To urge and request the governor and the office of facility planning and control of the division of administration to work with the Louisiana State University Board of Supervisors and the LSU Health Sciences Center to develop and implement a plan to use a portion of the Medical Center of New Orleans (Big Charity Hospital) to provide medical services to the New Orleans community and region on an interim basis while efforts

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continue towards construction of a new facility.

**HOUSE CONCURRENT RESOLUTION NO. 90—**  
BY REPRESENTATIVE DURAND  
A CONCURRENT RESOLUTION

To urge and request the Social Security Administration to accept a notarized document to suffice as independent verification for evidence of age.

**HOUSE CONCURRENT RESOLUTION NO. 92—**  
BY REPRESENTATIVE WALKER  
A CONCURRENT RESOLUTION

To commend the Louisiana Department of Economic Development for achieving the distinction of being named an Accredited Economic Development Organization (AEDO) and to recognize its outstanding contributions to economic development in 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. 87—**  
BY REPRESENTATIVE CROWE  
A CONCURRENT RESOLUTION

To recognize and congratulate the mayor and the residents of the town of Pearl River on the occasion of the town's One Hundredth Anniversary.

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. President	Dupre	Malone
Adley	Ellington	McPherson
Amedee	Fields	Mount
Bajoie	Fontenot	Murray
Barham	Heitmeier	Nevers
Broome	Hollis	Quinn
Cain	Jackson	Smith
Chaisson	Jones	Theunissen
Cheek	Kostelka	Ullo
Duplessis	Lentini	
Total - 29		

**NAYS**

Total - 0

**ABSENT**

Boasso	Gautreaux N	Schedler
Cravins	Marionneaux	Shepherd
Dardenne	Michot	
Gautreaux B	Romero	
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. 88—**  
BY REPRESENTATIVE HEBERT  
A CONCURRENT RESOLUTION

To urge and request the Federal Emergency Management Agency (FEMA) to consider alternatives to housing displaced residents in trailers.

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

**HOUSE CONCURRENT RESOLUTION NO. 89—**  
BY REPRESENTATIVE ODINET  
A CONCURRENT RESOLUTION

To urge and request the governor and the office of facility planning and control of the division of administration to work with the Louisiana State University Board of Supervisors and the LSU Health Sciences Center to develop and implement a plan to use a portion of the Medical Center of New Orleans (Big Charity Hospital) to provide medical services to the New Orleans community and region on an interim basis while efforts continue towards construction of a new facility.

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

**HOUSE CONCURRENT RESOLUTION NO. 90—**  
BY REPRESENTATIVE DURAND  
A CONCURRENT RESOLUTION

To urge and request the Social Security Administration to accept a notarized document to suffice as independent verification for evidence of age.

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

**HOUSE CONCURRENT RESOLUTION NO. 92—**  
BY REPRESENTATIVE WALKER  
A CONCURRENT RESOLUTION

To commend the Louisiana Department of Economic Development for achieving the distinction of being named an Accredited Economic Development Organization (AEDO) and to recognize its outstanding contributions to economic development in Louisiana.

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. President	Dupre	Malone
Adley	Ellington	McPherson
Amedee	Fields	Michot
Bajoie	Fontenot	Mount
Barham	Heitmeier	Murray
Broome	Hollis	Nevers
Cain	Jackson	Quinn
Chaisson	Jones	Smith
Cheek	Kostelka	Theunissen
Duplessis	Lentini	Ullo
Total - 30		

**NAYS**

Total - 0

**ABSENT**

Boasso	Gautreaux B	Romero
Cravins	Gautreaux N	Schedler
Dardenne	Marionneaux	Shepherd
Total - 9		

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 Second Reading to be Referred**

The following House Bills and Joint Resolutions were read by title and referred to committees as follows:

**HOUSE BILL NO. 52—**

BY REPRESENTATIVES HAMMETT, STRAIN, THOMPSON, BAUDOIN, DANIEL, DOVE, FRITH, GEYMAN, HILL, LAMBERT, ROBIDEAUX, JACK SMITH, AND ST. GERMAIN

AN ACT

To enact R.S. 56:116.5, relative to hunting; to prohibit computer-assisted remote hunting; to provide for definitions; to provide for penalties; 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.

**HOUSE BILL NO. 65—**

BY REPRESENTATIVES FANNIN AND WALSWORTH

AN ACT

To amend and reenact R.S. 38:3087.134(F), relative to the Sparta Groundwater Conservation District; to prohibit the discharge of duties as a commissioner upon expiration of the term of office; and to provide for related matters.

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

**HOUSE BILL NO. 66—**

BY REPRESENTATIVES FANNIN AND WALSWORTH

AN ACT

To amend and reenact R.S. 38:3087.135, relative to the Sparta Groundwater Conservation District; to provide for meeting location; and to provide for related matters.

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

**HOUSE BILL NO. 70—**

BY REPRESENTATIVE DURAND

AN ACT

To enact R.S. 29:735.1, relative to emergency assistance during disasters; to provide a limitation of liability for health care providers; to provide an exception for gross negligence; 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.

**HOUSE BILL NO. 76—**

BY REPRESENTATIVES ANSARDI, BOWLER, DAMICO, LABRUZZO, MARTINY, PITRE, AND TOOMY AND SENATORS LENTINI AND SHEPHERD

AN ACT

To enact R.S. 42:1441.3(G), relative to public liability; to provide for the civil liability of political subdivisions; to provide for the determination of master for liability purposes; to provide for political subdivisions acting as third-party payors; 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.

**HOUSE BILL NO. 106—**

BY REPRESENTATIVE DURAND

AN ACT

To amend and reenact R.S. 40:2803(C)(introductory paragraph) and (D), relative to the Louisiana Interagency Task Force on the Future of Family Medicine; to change the reporting date; to extend the termination date; and to provide for related matters.

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

**HOUSE BILL NO. 150—**

BY REPRESENTATIVE PINAC

AN ACT

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

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Commerce, Consumer Protection, and International Affairs.

**HOUSE BILL NO. 197—**

BY REPRESENTATIVE LANCASTER

AN ACT

To enact R.S. 49:191(2)(g) and to repeal R.S. 49:191(1)(l), relative to the Department of State Civil Service, including provisions to provide for the re-creation of the Department of State Civil Service and the statutory entities made a part of the department by law; to provide for the effective termination date for all statutory authority for the existence of such statutory entities; and to provide for related matters.

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

**HOUSE BILL NO. 198—**

BY REPRESENTATIVE LANCASTER

AN ACT

To enact R.S. 49:191(2)(g) and to repeal R.S. 49:191(1)(k), relative to the Department of State, including provisions to provide for the re-creation of the Department of State 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.

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

**HOUSE BILL NO. 205—**

BY REPRESENTATIVES LAFONTA AND KATZ

AN ACT

To amend and reenact R.S. 40:2018.1(A), (B)(1)(a)(ii), (b)(ii), (d), (e), (j) through (l), (4), (7) through (9), and (13), (E)(3), and (G) and to repeal R.S. 40:2018.1 (B)(1)(q) and (s), relative to the Louisiana Commission on HIV, AIDS and Hepatitis C; to provide for a termination date; to provide for the members and functions of the commission; and to provide for related matters.

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

**HOUSE BILL NO. 335—**

BY REPRESENTATIVES BOWLER AND MARCHAND

AN ACT

To amend and reenact R.S. 49:992(D)(2) and to enact R.S. 49:992(I), relative to adjudications and hearings functions of the division of administrative law and certain state departments; to provide for adjudications and hearings functions of the Department of Health and Hospitals, the Department of Social Services, and the Department of Education; to provide for the delegation of certain functions and authority to the division of administrative law, except where prohibited by federal law; 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.

April 11, 2006

**HOUSE BILL NO. 368—**

BY REPRESENTATIVE DAMICO  
AN ACT

To amend and reenact R.S. 38:3097.3(C)(4)(b)(i) and (ii), relative to ground water management; to provide for critical areas of ground water concern; to provide for the powers and duties of the commissioner of conservation; and to provide for related matters.

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

**HOUSE BILL NO. 372—**

BY REPRESENTATIVE DAMICO  
AN ACT

To amend and reenact R.S. 38:3097.4(C), relative to the Ground Water Resources Commission; to provide for meetings held by the commission; and to provide for related matters.

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

**HOUSE BILL NO. 373—**

BY REPRESENTATIVE MARTINY  
AN ACT

To amend and reenact R.S. 15:574.4(A)(2)(a)(i) and (c)(i), relative to intensive incarceration and intensive parole supervision; to provide for which inmates are eligible to participate in the programs; and to provide for related matters.

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

**HOUSE BILL NO. 375—**

BY REPRESENTATIVE MARTINY  
AN ACT

To amend and reenact R.S. 15:829, relative to discipline of inmates; to provide that procedures for discipline of inmates in the custody of the Department of Public Safety and Corrections are prescribed by the secretary of the department regardless of where housed; to provide that the secretary maintains a record of infractions which occur in state prisons; and to provide for related matters.

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

**HOUSE BILL NO. 376—**

BY REPRESENTATIVE MARTINY  
AN ACT

To amend and reenact R.S. 15:711(G) and 1135(A), (B)(introductory paragraph) and (2), and (D), relative to work release programs; to provide for the eligibility of inmates convicted of certain offenses involving controlled dangerous substances to participate in work release programs; and to provide for related matters.

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

**HOUSE BILL NO. 377—**

BY REPRESENTATIVE MARTINY  
AN ACT

To amend and reenact R.S. 15:828(B), relative to treatment and rehabilitation programs for inmates; to require the secretary of the Department of Public Safety and Corrections to adopt rules and regulations to encourage voluntary participation in such programs; and to provide for related matters.

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

**HOUSE BILL NO. 439—**

BY REPRESENTATIVE TOWNSEND  
AN ACT

To amend and reenact R.S. 1:13 and R.S. 13:3712(A) and to enact R.S. 13:3711 and R.S. 24:177, relative to legislation; to specifically provide that certain elements of a bill are not law; to provide with respect to legislative journals; to provide with respect to audio and video recordings of legislative proceedings; to provide with respect to legislative intent; to define the extent to which certain elements of a bill are considered to determine legislative intent; 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.

**HOUSE BILL NO. 440—**

BY REPRESENTATIVE LAMBERT  
AN ACT

To amend and reenact R.S. 24:173(A)(introductory paragraph), R.S. 25:125(A), and R.S. 43:87, and to enact R.S. 24:173(C) and (D), relative to publication and distribution of certain documents by the secretary of state; to provide procedures for the reduction of the number of documents printed, distributed, or delivered by the secretary of state; to provide for certain notifications regarding the number of documents to be printed, distributed, or delivered; to provide for the printing and distribution of newspaper copies of the acts of the legislature; 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.

**HOUSE BILL NO. 534—**

BY REPRESENTATIVE GALLOT  
AN ACT

To amend and reenact Code of Civil Procedure Article 3752(B), relative to the recordation of notice of the pendency of an action; to provide for a prescriptive period of ten years; to provide for the reinscription of the notice; to provide for retroactive application; 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.

**HOUSE BILL NO. 602—**

BY REPRESENTATIVES PINAC, BRUCE, BURRELL, CROWE, DOERGE, FRITH, KLECKLEY, T. POWELL, RITCHIE, GARY SMITH, STRAIN, WADDELL, WALSWORTH, AND WINSTON  
AN ACT

To enact R.S. 6:1096(E)(3) and R.S. 9:3532.1(C), relative to prepayment penalties; to prohibit prepayment penalties under certain circumstances for consumer credit transactions and residential mortgage loans; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Commerce, Consumer Protection, and International Affairs.

**HOUSE BILL NO. 616—**

BY REPRESENTATIVE PINAC  
AN ACT

To amend and reenact R.S. 9:3573.2(B)(5) and (7), 3573.4(E), and 3573.11(C)(introductory paragraph), to enact R.S. 9:3573.1(J) and (K) and 3573.9(M), (N), and (O), and to repeal R.S. 9:3573.5, relative to credit repair service organizations; to provide for denial of applications; to provide for changes of control of such organizations; to limit certain exemptions; to prohibit reapplication after license revocation for a certain period of time; to provide relative to hearing and court costs; to increase the surety bond; to provide relative to the finality of administrative and judicial hearings; to provide relative to inspection of certain orders; to repeal the provisions relative to annual registration statements; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and

referred to the Committee on Commerce, Consumer Protection, and International Affairs.

**HOUSE BILL NO. 631—**

BY REPRESENTATIVE DAMICO

AN ACT

To amend and reenact R.S. 40:2822(7), relative to the Drinking Water Revolving Loan Fund Act; to provide for definitions; to provide for authority to conduct environmental reviews of certain public water systems; and to provide for related matters.

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

**HOUSE BILL NO. 636—**

BY REPRESENTATIVE MARTINY

AN ACT

To amend and reenact R.S. 15:832(B), 871, and 873, relative to inmate compensation; to provide for discretionary rather than mandatory compensation for inmate labor; to provide for the adoption of rules for establishing the eligibility to receive compensation; to provide for rules to establish rate of compensation for labor performed by eligible inmates; to provide for applicability; to provide with respect to the sources of funding for inmate compensation; and to provide for related matters.

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

**HOUSE BILL NO. 687—**

BY REPRESENTATIVES JACKSON AND GRAY

AN ACT

To enact R.S. 28:382.2(D), relative to statewide human services and accountability framework for human services delivery; to provide for reporting; 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 Health and Welfare.

**HOUSE BILL NO. 781—**

BY REPRESENTATIVES PINAC, BARROW, BRUCE, BURRELL, CROWE, DEWITT, DOERGE, FRITH, HAMMETT, LAFONTA, T. POWELL, RITCHIE, SALTER, TRAHAN, WADDELL, WALSWORTH, AND WHITE AND SENATORS HINES AND MOUNT

AN ACT

To enact R.S. 34:1122(B)(3), relative to expenses of the Pilotage Fee Commission; to clarify that fees and rates for pilotage services include expenses of the Pilotage Fee Commission; and to provide for related matters.

Under the provisions of Joint Rule No. 5, the bill, which is a duplicate of Senate Bill No. 559, was read by title and referred to the Legislative Bureau.

**HOUSE BILL NO. 795—**

BY REPRESENTATIVE TRICHE

AN ACT

To enact R.S. 56:6(31), relative to importation of certain animals; to require the Wildlife and Fisheries Commission to control the importation and ownership of big exotic cats; to provide for penalties; 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.

**HOUSE BILL NO. 800—**

BY REPRESENTATIVE TRAHAN

AN ACT

To enact R.S. 17:81(O), relative to leave for employees of local school boards who serve on certain public entities; to require the adoption of policies and procedures by each city, parish, and other local public school board providing leave with pay for certain employees under specified circumstances; to provide applicability; to provide guidelines for such policies and procedures and a time line for adoption by the school board; to

provide an effective date; and provide for related matters.

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

**HOUSE BILL NO. 840—**

BY REPRESENTATIVES ST. GERMAIN, LAMBERT, PIERRE, AND JACK SMITH AND SENATORS MALONE AND MCPHERSON

AN ACT

To amend and reenact R.S. 56:103(E), relative to hunting licenses; to provide penalties for use of a hunting license by a person other than the licensee; 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.

**HOUSE BILL NO. 847—**

BY REPRESENTATIVES MARTINY, ALARIO, K. CARTER, DEWITT, DORSEY, HAMMETT, JEFFERSON, RICHMOND, RITCHIE, SALTER, AND JANE SMITH AND SENATORS BAJOIE, HEITMEIER, HINES, MOUNT, AND NEVERS

AN ACT

To amend and reenact R.S. 15:824(B)(1)(b) and (c)(introductory paragraph) and to enact R.S. 15:824(B)(1)(d), relative to persons committed to the Department of Public Safety and Corrections; to provide for the amount paid to parish prisons housing inmates in the custody of the Department of Public Safety and Corrections and who were evacuated due to a disaster or emergency; and to provide for related matters.

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

**HOUSE BILL NO. 850—**

BY REPRESENTATIVE BEARD

AN ACT

To enact R.S. 18:1505.2(S), relative to campaign contributions from persons who have entered into certain transactions; to prohibit such persons from making contributions to certain elected officials; to prohibit elected officials from accepting campaign contributions from such persons; to provide relative to penalties; to provide relative to definitions; to provide relative to dates of application; 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.

**HOUSE BILL NO. 867—**

BY REPRESENTATIVES MCDONALD AND FANNIN

AN ACT

To enact R.S. 17:85.11, relative to naming a gymnasium; to authorize the parish school board in certain parishes to name a gymnasium in honor of a former principal; to provide limitations; and to provide for related matters.

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

**HOUSE BILL NO. 883—**

BY REPRESENTATIVES SALTER, ALEXANDER, BADON, BARROW, CRANE, DOWNS, FANNIN, GREENE, HONEY, KENNEY, M. POWELL, T. POWELL, RITCHIE, AND WALKER

AN ACT

To enact R.S. 17:3351.11(A)(18), to authorize the Board of Supervisors of Louisiana State University and Agricultural and Mechanical College to impose a specified tuition and attendance fee amount for certain students attending the Louisiana State University Health Sciences Centers and enrolling in the Doctor of Physical Therapy Program; to provide for the fee amount; to provide 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 Education.

April 11, 2006

HOUSE BILL NO. 884—
BY REPRESENTATIVES DURAND, ALEXANDER, JOHNS, AND WALKER

AN ACT

To enact R.S. 9:2793.3 and 2793.4, relative to civil liability of nonprofit organizations; to provide a limitation of liability for the United Way; to provide a limitation of liability for Southern Mutual Help Association, Inc.; to provide an exception for willful and wanton misconduct; and to provide for related matters.

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

HOUSE BILL NO. 931—
BY REPRESENTATIVE PINAC

AN ACT

To amend and reenact R.S. 9:3512(8), 3515(A)(1)(a), 3561(D)(1), and 3572.1 and to enact R.S. 9:3554.2, 3554.3, and 3558(E), relative to the Louisiana Consumer Credit Law; to provide for the inclusion of federally related mortgage loans when authorized by contract; to provide relative to stored value cards; to prohibit reapplication for licensure within a certain time period after revocation; to provide relative to costs of appeals and disposition of final judgments and decisions; to provide for changes of control of a consumer loan license; to provide relative to the definition of loan broker; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Commerce, Consumer Protection, and International Affairs.

HOUSE BILL NO. 933—
BY REPRESENTATIVE WINSTON

AN ACT

To enact R.S. 40:2006(B)(2)(h) and (E)(2)(v) and (w), relative to fees, licenses, and penalties; to provide for per unit licensing fees for end stage renal disease facilities; to provide for delinquent fees for adult brain injury facilities and pain management clinics; 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 Health and Welfare.

House Concurrent Resolutions on Second Reading

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

HOUSE CONCURRENT RESOLUTION NO. 79—
BY REPRESENTATIVE DURAND

A CONCURRENT RESOLUTION

To urge and request the Department of Health and Hospitals and the Governor's Office of Homeland Security and Emergency Preparedness to consider hospice patient's urgent needs when accepting patients in special needs shelters and hospitals during a gubernatorially declared disaster.

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

Table with 3 columns: Mr. President, Dupre, McPherson, Adley, Ellington, Michot, Amedee, Fields, Mount, Barham, Fontenot, Murray, Broome, Gautreaux N, Nevers

Table with 3 columns: Cain, Heitmeier, Quinn, Chaisson, Hollis, Romero, Cheek, Jackson, Smith, Cravins, Jones, Theunissen, Dardenne, Kostelka, Ullo, Duplessis, Malone

Total - 32 NAYS

Total - 0

ABSENT

Table with 3 columns: Bajoie, Lentini, Shepherd, Boasso, Marionneaux, Gautreaux B, Schedler

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

HOUSE CONCURRENT RESOLUTION NO. 81—
BY REPRESENTATIVE LAFONTA

A CONCURRENT RESOLUTION

To urge and request contractors in the New Orleans area to require that roofing subcontractors and debris hauler subcontractors use magnets to remove nails from constructions sites.

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

Table with 3 columns: Mr. President, Dupre, McPherson, Adley, Ellington, Michot, Amedee, Fields, Mount, Barham, Fontenot, Murray, Broome, Gautreaux N, Nevers, Cain, Heitmeier, Quinn, Chaisson, Hollis, Romero, Cheek, Jackson, Smith, Cravins, Jones, Theunissen, Dardenne, Kostelka, Ullo, Duplessis, Malone

Total - 32 NAYS

Total - 0

ABSENT

Table with 3 columns: Bajoie, Lentini, Shepherd, Boasso, Marionneaux, Gautreaux B, Schedler

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

HOUSE CONCURRENT RESOLUTION NO. 82—
BY REPRESENTATIVE HUTTER

A CONCURRENT RESOLUTION

To urge and request the Board of Supervisors of Community and Technical Colleges to implement Construction Technology degree programs at all community colleges in the state, especially those located in the parishes that were more severely impacted by the hurricanes in 2005, including the parishes of St. Bernard and Orleans.

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. President	Dupre	McPherson
Adley	Ellington	Michot
Amedee	Fields	Mount
Barham	Fontenot	Murray
Broome	Gautreaux N	Nevers
Cain	Heitmeier	Quinn
Chaisson	Hollis	Romero
Cheek	Jackson	Smith
Cravins	Jones	Theunissen
Dardenne	Kostelka	Ullo
Duplessis	Malone	
Total - 32		

**NAYS**

Total - 0

**ABSENT**

Bajoie	Lentini	Shepherd
Boasso	Marionneaux	
Gautreaux B	Schedler	
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. 86—**  
BY REPRESENTATIVE CROWE

**A CONCURRENT RESOLUTION**

To urge and request the Department of Transportation and Development not to close the railroad crossing at one end of Nelson Road in the town of Pearl River.

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

**Reports of Committees**

The following reports of committees were received and read:

**REPORT OF COMMITTEE ON**

**AGRICULTURE, FORESTRY, AQUACULTURE AND RURAL DEVELOPMENT**

Senator Smith, Chairman on behalf of the Committee on Agriculture, Forestry, Aquaculture, and Rural Development, submitted the following report:

April 11, 2006

To the President and Members of the Senate:

I am directed by your Committee on Agriculture, Forestry, Aquaculture, and Rural Development to submit the following report:

**SENATE BILL NO. 9—**  
BY SENATOR SMITH AND REPRESENTATIVE THOMPSON  
AN ACT

To enact R.S. 49:191(4) and to repeal R.S. 49:191(1)(a), relative to the Department of Agriculture and Forestry; to provide for the re-creation of the Department of Agriculture and Forestry and the statutory entities made a part of the department by law; to provide for the effective termination date for all statutory authority for the existence of such statutory entities; and to provide for related matters.

Reported favorably.

**SENATE BILL NO. 283—**  
BY SENATOR N. GAUTREAUX  
AN ACT

To amend and reenact R.S. 3:556.12(C), relative to the Louisiana Crawfish Promotion and Research Board; to remove certain restrictions on use of funds by the board; to provide that funds can be used for certain purposes; and to provide for related matters.

Reported favorably.

Respectfully submitted,  
MIKE SMITH  
Chairman

**REPORT OF COMMITTEE ON**

**JUDICIARY A**

Senator Lentini, Chairman on behalf of the Committee on Judiciary A, submitted the following report:

April 11, 2006

To the President and Members of the Senate:

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

**SENATE BILL NO. 27—**  
BY SENATOR DUPRE  
A JOINT RESOLUTION

Proposing to amend Article VI, Section 42(A), and to add Article I, Section 4(G), of the Constitution of Louisiana, to provide relative to the taking of property; to provide relative to the compensation paid for certain takings of property; to provide that compensation paid for the taking of, or loss or damage to, property rights affected by hurricane protection and flood control conservation, management, preservation, enhancement, creation, mitigation or restoration activities, and for levees and levee drainage purposes, shall be limited to fair market value and governed by the Fifth Amendment of the United States Constitution; and to specify an election for submission of the proposition to electors and provide a ballot proposition.

Reported with amendments.

**SENATE BILL NO. 64—**  
BY SENATOR DUPRE  
AN ACT

To amend and reenact R.S. 38:281(3) and (4), and to enact R.S. 38:249 and R.S. 49:213.10(D), relative to the taking of property; to provide relative to hurricane protection and flood control activities, and levees and levee drainage; to provide relative to the taking of property for certain purposes; to provide relative to compensation; to provide relative to determinations and limitations of the amount of compensation; to provide certain conditions, definitions, and procedures; and to provide for related matters.

Reported with amendments.

**SENATE BILL NO. 407—**  
BY SENATOR LENTINI  
AN ACT

To amend and reenact R.S. 46:236.15(D)(1)(a) and to enact R.S. 27:364(A)(1)(b)(vi), relative to the Department of Social Services; to provide for the authority to seize progressive jackpot winnings in and annuities from individuals in arrearage in child support; to authorize the gaming control board to promulgate rules for the seizure of progressive slot machine jackpots and annuities; to provide, and to provide for related matters.

Reported with amendments.

April 11, 2006

**SENATE BILL NO. 543—**  
BY SENATOR N. GAUTREAUX  
AN ACT

To repeal Civil Code Art. 3496.1, relative to prescription; to repeal liberative prescription for an action against a person for abuse of a minor; and to provide for related matters.

Reported favorably.

Respectfully submitted,  
ARTHUR J. "ART" LENTINI  
Chairman

**REPORT OF COMMITTEE ON  
JUDICIARY C**

Senator Chaisson, Chairman on behalf of the Committee on Judiciary C, submitted the following report:

April 11, 2006

To the President and Members of the Senate:

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

**SENATE BILL NO. 73—**  
BY SENATOR LENTINI AND REPRESENTATIVE ANSARDI  
AN ACT

To enact R.S. 13:5108.3(D), relative to the legal representation of state employees; to provide for representation and indemnification of officers and employees charged with contempt of court; to provide for exceptions; and to provide for related matters.

Reported favorably.

**SENATE BILL NO. 179—**  
BY SENATOR MOUNT  
AN ACT

To amend and reenact Code of Evidence Article 505, relative to spousal witness privilege; to provide for an exception to the privilege; and to provide for related matters.

Reported with amendments.

**SENATE BILL NO. 187—**  
BY SENATOR JONES  
AN ACT

To amend and reenact R.S. 15:711(G) and 1135(D), relative to work release programs; to expand eligibility requirements for a certain class of inmates to participate in a work release program; and to provide for related matters.

Reported favorably.

**SENATE BILL NO. 401—**  
BY SENATOR JONES  
AN ACT

To amend and reenact Code of Criminal Procedure Art. 926.1(A) and (H), relative to post-conviction relief; to provide for an application for DNA testing; to remove the time period in which an application requesting DNA testing may be filed; to provide for the preservation of evidence known to contain biological material; and to provide for related matters.

Reported with amendments.

**SENATE BILL NO. 523—**  
BY SENATOR SHEPHERD  
AN ACT

To enact R.S. 14:67.16.1, relative to the registration of persons convicted of identity theft; to require registration of persons convicted of identity theft; to provide penalties for violations; and to provide for related matters.

Reported favorably.

Respectfully submitted,  
JOEL T. CHAISSON II  
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. 37—**  
BY SENATOR B. GAUTREAUX  
AN ACT

To amend and reenact R.S. 11:2254(B), relative to the Firefighters' Retirement System; to provide with respect to credit for previous service; to provide for interest applicable to repayment of refunded contributions; to provide for an effective date; and to provide for related matters.

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

**SENATE BILL NO. 38—**  
BY SENATOR B. GAUTREAUX  
AN ACT

To amend and reenact R.S. 11:2253(A)(2), relative to membership in the Firefighters' Retirement System; to prohibit membership in the system of a person receiving a disability pension from another public retirement system or pension fund; to provide for an effective date; and to provide for related matters.

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

**SENATE BILL NO. 62—**  
BY SENATOR B. GAUTREAUX  
AN ACT

To amend and reenact R.S. 11:233(B) and 1903(A)(introductory paragraph), relative to the Parochial Employees' Retirement System; to provide with respect to benefit computation; to clarify definition of earnable compensation; to clarify provisions authorizing system membership; to provide for an effective date; and to provide for related matters.

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

**SENATE BILL NO. 107—**  
BY SENATOR NEVERS  
AN ACT

To amend and reenact R.S. 23:1306, relative to workers' compensation; to provide with respect to administration of claims; to provide for employer reports; to provide for reports by insurers to the office of workers' compensation administration; and to provide for related matters.

Reported favorably by the Committee on Labor and Industrial Relations. On motion of Senator Nevers, the bill was read by title, ordered engrossed, and passed to a third reading.

**SENATE BILL NO. 142—**  
BY SENATOR ADLEY  
AN ACT

To amend and reenact R.S. 26:909 and R.S. 47:843(C)(5) and 859(A)(1), to enact R.S. 26:907.1, and to repeal R.S. 47:844, relative to regulation of tobacco products; to provide for certain regulation, permitting, and other requirements for certain elements of the tobacco industry; to authorize enforcement and audit of certain activities; and to provide for related matters.

Reported with amendments by the Committee on Revenue and Fiscal Affairs.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Revenue and Fiscal Affairs to Original Senate Bill No. 142 by Senator Adley

AMENDMENT NO. 1

On page 1, line 2, after "R.S. 47:843(C)(5)" insert ", 844, 848(B)," and after "859(A)(1)," change the comma "," to "and"

AMENDMENT NO. 2

On page 1, line 3, change "26:907.1, and to repeal R.S. 47:844" to "26:907.1 and 916(H)"

AMENDMENT NO. 3

On page 1, line 8, change "R.S. 26:907.1 is" to "R.S. 26:907.1 and 916(H) are"

AMENDMENT NO. 4

On page 2, delete lines 18 and 19

AMENDMENT NO. 5

On page 2, line 20, change "(c)" to "(b)"

AMENDMENT NO. 6

On page 2, line 26, delete "The commissioner" and delete lines 27 through 29, and on page 3, delete line 1

AMENDMENT NO. 7

On page 3, between lines 19 and 20 insert the following:

\* \* \*

§916. Suspensions or revocations  
\* \* \*

**H. In addition to any other causes enumerated in this Chapter, the commissioner shall suspend or revoke any permit of any dealer that fails to pay taxes due to the state."**

AMENDMENT NO. 8

On page 3, line 20, after "R.S. 47:843(C)(5)" insert ", 844, 848(B),"

AMENDMENT NO. 9

On page 3, line 27, delete "**one**" and on page 3, line 28, delete "**hundred fifty percent**"

AMENDMENT NO. 10

On page 4, between lines 2 and 3, insert the following:

\* \* \*

§844. Dealer permits

A. General requirements. (1) Every person who sells or is about to engage in the business of selling either at **retail, at** wholesale, or by vending machine, or is about to engage in the business of receiving unstamped ~~and/or~~ **or** non-tax paid cigarettes, cigars and smoking tobaccos **or other tobacco products**, or who is engaged in the business of receiving stamped cigarettes at wholesale any or all of the articles taxed hereunder, shall first apply to **for** and obtain from the collector a permit for each place of business **and each vending machine from the office of alcohol and tobacco control in accordance with R.S. 26:901 et seq.**

(2) Application for permits must be signed by each person owning the business or having ownership interest therein. If the applicant is a corporation, a duly authorized agent shall sign the application. The application shall be accompanied by the fees prescribed herein which fees shall, with the exceptions of the fees for wholesale permits, be retained by the collector to help defray the cost of printing, processing and issuing the permits. The application shall be made on forms secured from the collector, and shall, in addition to such other information as the collector may require, show the true and correct name of such dealer, and in case of partnerships, the name of each partner thereof, the dealer's post office address, the nature of the operation for which the permit is sought, the location of the place of business as to which the permit shall apply and the trade name of the business, if any.

(3) Permits shall expire annually on December 31, and must be applied for prior to February 1, or before beginning a new business, but may be renewed on like application. A permit issued under this Chapter is a personal privilege and cannot be transferred. If the business changes ownership during the period for which a permit was issued a new permit must be applied for, and the new owner must comply with the provisions set forth in R.S. 47:842, Paragraph (5). If the permittee be an association or partnership, a change of the controlling interest shall constitute a change of ownership under this Chapter. If the place of business is changed during such period the permit must be sent to the collector so that proper change may be noted thereon. The permit shall at all times be publicly displayed by the dealer in his place of business so as to be easily seen by the public.

(4) The secretary of the Department of Revenue shall refuse to grant or shall suspend any permit previously granted for a period of at least thirty days, or until such time as the applicant may supply the secretary with evidence to the contrary, where there is prima facie evidence that the applicant is not a bona fide wholesale dealer as defined in R.S. 47:842(5), or is not, in the discretion of the secretary, a person of good moral character, or when the applicant has violated the terms and provisions of the Unfair Sales Law as it applies to tobacco products, R.S. 51:421, or has violated the provisions of this Chapter or any rules, regulations, or instructions issued in connection therewith. The period of suspension set forth above shall under no circumstances exceed ninety calendar days from the date of suspension, unless at the end of the ninety day period the secretary determines that the reason for suspension still exists and in such cases the secretary may continue the period of suspension until sufficient evidence has been provided him that the reason for suspension no longer exists. Information concerning the Unfair Sales Law as it pertains to tobacco products shall be governed by R.S. 51:421, et seq. Except as provided in R.S. 47:844(B), no permit shall be granted when the applicant or anyone connected with the applicant's business has been previously convicted of any violation of this Chapter or of any felony under the laws of this state or of the United States.

(5) The secretary of the Department of Revenue shall issue to all bona fide Louisiana Wholesale Tobacco Dealers the minimum wholesale and retail prices of cigarettes within fourteen days of the manufacturer's price change. The minimum wholesale and retail cigarette price shall be computed as set forth in R.S. 51:421-424.

B. Conviction of a felony. Where the applicant is an individual, partnership, or domestic or foreign corporation, and that applicant, or a partner, officer, director, or stockholder of that applicant has been convicted of a felony, the secretary of the Department of Revenue shall determine whether the conviction is related to the applicant's business in Louisiana. If the secretary finds that the conviction is unrelated to the applicant's business in Louisiana, the permit may be issued. If the secretary determines that there is reason to believe that the conviction is related to the applicant's business in Louisiana or if he refuses to issue a finding, the applicant shall be entitled to a hearing with the secretary. If after the hearing the secretary finds that the conviction is reasonably related to the applicant's business in Louisiana, the secretary shall deny the permit, suspend the use of the permit for a specified period, or revoke a permit previously granted.

C. Fees. The fee for issuing each permit to a wholesale dealer shall be fifty dollars. In the event timely application is not made, the fee shall be one hundred dollars.

\* \* \*

§848. Tobacco dealers required to furnish bond; waiver  
\* \* \*

B. However, the secretary is authorized to waive the furnishing of this surety bond by any dealer who has and agrees to maintain fixed assets in Louisiana of a net value of not less than one and one-fourth times the amount of the bond which would otherwise be required, who has had a bond on file with the department for a period of not less than three years, and who has not been delinquent in remitting taxes accrued or accruing under this Part during the three-year period immediately preceding application by the dealer for waiver of the bond. If any dealer whose bond has been waived by the secretary becomes delinquent in remitting taxes due under this Part, the secretary may require that such dealer furnish a bond in the amount required in this Section, and such dealer shall not be eligible for a waiver of a bond for a period of three years thereafter. In

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addition, the dealer must furnish audited financial statements with his waiver request and at such other times as the secretary may require. However, any dealer purchasing stamps on credit will not qualify for the waiver of bond provisions."

AMENDMENT NO. 11
On page 4, delete line 22

AMENDMENT NO. 12
On page 4, line 23, change "Section 4." to "Section 3."

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

SENATE BILL NO. 144—
BY SENATOR NEVERS
AN ACT

To amend and reenact R.S. 23:1293(A), relative to workers' compensation, to provide with respect to administration of claims; to provide for the confidentiality of the Louisiana Workers' Compensation Second Injury Board's documents; to provide for investigatory information; to provide for exceptions; and to provide for related matters.

Reported with amendments by the Committee on Labor and Industrial Relations.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Labor and Industrial Relations to Original Senate Bill No. 144 by Senator Nevers

AMENDMENT NO. 1
On page 1, delete line 14 in its entirety and in lieu thereof insert the following:
"dependent filed pursuant to R.S. 23:1310, records submitted to the Second Injury Board concerning claims for reimbursement arising out of a claim by an employee or his dependent filed pursuant to Chapter 10 of Title 23,"

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

SENATE BILL NO. 184—
BY SENATOR B. GAUTREAUX
AN ACT

To amend and reenact R.S. 11:1202(A)(1) and (C), relative to the Louisiana School Employees' Retirement System; to provide with respect to payment of contributions; to provide for timely remission of contributions by employers; to provide for interest on delinquent contributions; to provide for an effective date; and to provide for related matters.

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

SENATE BILL NO. 189—
BY SENATOR JONES
AN ACT

To amend and reenact R.S. 25:373(B)(4), 380.1(C)(2)(d), 380.52(C)(2) and 1242(C)(2)(h), relative to the secretary of state, to replace the state archivist with the secretary of state or his designee on various museum boards; and to provide for related matters.

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

SENATE BILL NO. 190—
BY SENATOR MOUNT
AN ACT

To amend and reenact R.S. 47:1520(A) and (C), relative to the Department of Revenue; to authorize the secretary to require electronic filing of tax returns or reports under certain circumstances; to require that the electronic filing requirement be implemented through administrative rule; and to provide for related matters.

Reported with amendments by the Committee on Revenue and Fiscal Affairs.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Revenue and Fiscal Affairs to Original Senate Bill No. 190 by Senator Mount

AMENDMENT NO. 1
On page 1, line 2, change "R.S. 47:1520(A)" to "R.S. 47:114(F)(2) and 1520(A)"

AMENDMENT NO. 2
On page 1, line 7, change "R.S. 47:1520(A)" to "R.S. 47:114(F)(2) and 1520(A)"

AMENDMENT NO. 3
On page 1, between lines 8 and 9, insert the following:
"§114. Returns and payment of tax

\* \* \*
F. \* \* \*

(2)(a)(i) The secretary may require all employers who must submit copies of two hundred fifty or more receipts to file the forms on magnetic media or other electronic means.

(ii) The secretary may require the following employers to file both their annual or final returns and their receipts on magnetic media or by other electronic means at the following times:

(aa) For returns and receipts due on or after January 1, 2008, those employers who are required to file returns with two hundred fifty or more receipts.

(bb) For returns and receipts due on or after January 1, 2010, those employers who are required to file returns with two hundred or more receipts.

(cc) For returns and receipts due on or after January 1, 2012, those employers who are required to file returns with one hundred fifty or more receipts.

(dd) For returns and receipts due on or after January 1, 2014, those employers who are required to file returns with one hundred or more receipts.

(ee) For returns and receipts due on or after January 1, 2016, those employers who are required to file returns with fifty or more receipts.

(b) The secretary may prescribe the types of media and record layout to be used in the submission of the forms returns and receipts consistent with the Internal Revenue Code requirements.

(c) These reporting requirements may be waived by the secretary for an employer if hardship is shown by the employer in a request for waiver.

\* \* \*

AMENDMENT NO. 4
On page 1, line 16, change "tax payer" to "taxpayer"

AMENDMENT NO. 5
On page 2, delete lines 2 and 3

AMENDMENT NO. 6
On page 2, delete line 4 and insert in lieu thereof "(c) Ninety percent of the individual income tax returns prepared by a tax"

AMENDMENT NO. 7
On page 2, line 5, change "which" to "that"

AMENDMENT NO. 8
On page 2, line 7, change "(e)" to "(d)"

AMENDMENT NO. 9

On page 2, line 8, change "**(f)**" to "**(e)**"

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

**SENATE BILL NO. 206—**  
BY SENATOR NEVERS

AN ACT

To amend and reenact R.S.23:1310.3 (A), (B)(1), (C), (D), and (E), relative to workers' compensation; to provide with respect for administration of claims; to provide for claim resolution; to provide for initiation of claims; and to provide for related matters.

Reported favorably by the Committee on Labor and Industrial Relations. On motion of Senator Nevers, the bill was read by title, ordered engrossed, and passed to a third reading.

**SENATE BILL NO. 240—**  
BY SENATOR NEVERS

AN ACT

To amend and reenact R.S. 23:1371 (B), 1372, 1375 (B), 1377 (C) (1), and (2), and (D) (1), 1378 (A) (1), (2), (3) (a) (iii), (b) (ii), and (7), (E), and (F) (30), and 1379, and to enact R.S. 23:1371 (D) and 1371.1, relative to workers' compensation; to provide with respect to the Louisiana Workers' Compensation Second Injury Fund; to provide for the confidentiality of records; to provide for definitions; to provide for membership to the second injury board; to provide for the personnel of the second injury board; to provide for payment of assessments and penalties to the second injury fund; to provide for prescriptive periods for submission of requests for reimbursement; to provide for required reports to the second injury board; to provide for notice of decisions of the second injury board; to provide for the diagnosis of mental retardation in a second injury fund claim; to provide for the annual report of the second injury board; and to provide for related matters.

Reported favorably by the Committee on Labor and Industrial Relations. On motion of Senator Nevers, the bill was read by title, ordered engrossed, and passed to a third reading.

**SENATE BILL NO. 266—**  
BY SENATOR MOUNT

AN ACT

To amend and reenact R.S. 47:843(A)(1), (B), (C)(3), (4), (5) and (6), and 851(B)(2), and to repeal R.S. 47:844(A)(5), relative to tobacco tax; to provide for the sale of cigarette stamps; to provide for reciprocal agreements with tax authorities of other states; to provide for a discount to registered tobacco dealers; and to provide for related matters.

Reported with amendments by the Committee on Revenue and Fiscal Affairs.

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Revenue and Fiscal Affairs to Original Senate Bill No. 266 by Senator Mount

AMENDMENT NO. 1

On page 2, line 9, change "**the**" to "**a**"

AMENDMENT NO. 2

On page 2, line 20, change "the" to "**a**"

AMENDMENT NO. 3

On page 3, line 1, delete "three-fourths of"

AMENDMENT NO. 4

On page 4, line 2, change "the" to "**a**"

AMENDMENT NO. 5

On page 4, line 6, change "**the manufacturer**" to "**a manufacturer**"

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

**SENATE BILL NO. 267—**  
BY SENATOR MOUNT

AN ACT

To enact R.S. 47:1508(B)(23), (24), (25) and (26), relative to confidential character of tax records; to authorize the Department of Revenue to disclose confidential and privileged information to an agency or department of the state with respect to a taxpayer who is suspected of having fraudulently received aid, assistance, or other benefit or privilege from the state; to authorize the Department of Revenue to disclose tax information to the Louisiana Department of Environmental Quality for purposes of administering the Motor Fuels Underground Storage Tank Trust Fund and the Waste Tire Management Fund; and to provide for related matters.

Reported with amendments by the Committee on Revenue and Fiscal Affairs.

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Revenue and Fiscal Affairs to Original Senate Bill No. 267 by Senator Mount

AMENDMENT NO. 1

On page 1, line 2, change "(24), (25) and (26)," to "(24), and (25),"

AMENDMENT NO. 2

On page 1, line 7, change "the Louisiana Department of Environmental Quality for" to: "the office of state police for tax clearances for a license, permit, contract, or any other approval under the Louisiana Gaming Control Law; to authorize the Department of Revenue to disclose tax information to the office of the secretary of state for corporation name clearances;"

AMENDMENT NO. 3

On page 1, delete line 8 and on line 9, delete "and the Waste Tire Management Fund;"

AMENDMENT NO. 4

On page 1, line 11, change "(24), (25) and (26)" to "(24), and (25)"

AMENDMENT NO. 5

On page 2, line 23, change "**(1)**" to "**(i)**"

AMENDMENT NO. 6

On page 2, line 27, change "**(2)**" to "**(ii)**"

AMENDMENT NO. 7

On page 3, delete lines 12 through 27 and insert in lieu thereof the following:

**"(25) The secretary from disclosing to the office of the secretary of state information regarding whether or not a corporation is current in the filing of all applicable tax returns and reports, and in the payment of all taxes, penalties, and interest owed to the state of Louisiana upon certification by the office that the corporation has filed an application to reserve a corporate name and that the information will be used solely for the purpose of determining whether the applicant corporation may reserve the name. Any information so furnished shall be considered and held confidential and privileged by the office of the secretary of state to the same extent as heretofore provided."**

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

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SENATE BILL NO. 268—  
BY SENATOR MOUNT

AN ACT

To amend and reenact R.S. 47:287.655(A), (D)(introductory paragraph), and (G)(1), and to repeal R.S. 47:120, 120.1, and 120.2, relative to installment payments of estimated income tax by corporations; to specify that the amount to be paid if there is an underpayment of tax or an adjustment is a penalty; and to provide for related matters.

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

SENATE BILL NO. 296—  
BY SENATOR QUINN AND REPRESENTATIVE TOOMY  
A JOINT RESOLUTION

Proposing to add Article VI, Section 14.1 of the Constitution of Louisiana, to provide that no law, unless enacted by two-thirds of the elected members of each house of the legislature, requiring increased expenditures for any purpose shall be applicable to a city, parish, or other local public school board except under certain circumstances; to provide for exceptions to such prohibition; and to specify an election for submission of the proposition to electors and provide a ballot proposition.

Reported with amendments by the Committee on Education.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Education to Original Senate Bill No. 296 by Senator Quinn

AMENDMENT NO. 1

On page 1, line 2, after "Proposing to" insert "amend Article VI, Section 14(A) and (B)(3) and to" and change "14.1" to "14(B)(8) and (9)"

AMENDMENT NO. 2

On page 1, line 10, after "proposal to" insert "amend Article VI, Section 14(A) and (B)(3) and to"

AMENDMENT NO. 3

On page 1, line 11, change "14.1" to "14(B)(8) and (9)"

AMENDMENT NO. 4

On page 1, delete lines 12 through 17 and on page 2, delete lines 1 through 10 and insert in lieu thereof the following:

"§14. Increasing Financial Burden of Political Subdivisions  
Section 14.(A) No law or state executive order, rule, or regulation requiring increased expenditures for any purpose shall become effective within a political subdivision until approved by ordinance enacted, or resolution adopted, by the governing authority of the affected political subdivision or until, and only as long as, the legislature appropriates funds for the purpose to the affected political subdivision and only to the extent and amount that such funds are provided, or until a law provides for a local source of revenue within the political subdivision for the purpose and the affected political subdivision is authorized by ordinance or resolution to levy and collect such revenue and only to the extent and amount of such revenue. ~~This Section shall not apply to a school board.~~

(B) This Section shall not apply to:  
\* \* \*

(3) A law enacted and effective prior to the adoption of the amendment of this Section by the electors of the state in 1991, or, in the case of school boards, in 2006.  
\* \* \*"

AMENDMENT NO. 5

On page 2, line 11, change "(2)" to "(8)"

AMENDMENT NO. 6

On page 2, line 15, change "(3)" to "(9)"

AMENDMENT NO. 7

On page 3, line 5, change "Adds" to "Amends Article 14(A)and (B) (3) and adds" and change "14.1" to "14(B)(8) and (9)"

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

SENATE BILL NO. 324—  
BY SENATOR NEVERS

AN ACT

To enact R.S. 23:1168.3 through 1168.12 and to repeal R.S. 23:1168(D), relative to workers' compensation; to provide with respect to self-insured employers; to provide for grounds for default, forfeiture of security and records of claims; to provide for the duties of the director; to provide for deposit of monies collected as security; to provide for the appointment of assistants; to provide for the priority of claims; to provide for time frames for filing claims; to provide for proof of claims; to provide for appeals of the decisions of the director; to provide for confidentiality of certain proceedings and records; to provide for the immunity of certain staff; to provide for the cooperation of officers, owners and employees of a self-insured employer; to provide for penalties; and to provide for related matters.

Reported with amendments by the Committee on Labor and Industrial Relations.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Labor and Industrial Relations to Original Senate Bill No. 324 by Senator Nevers

AMENDMENT NO. 1

On page 6, line 11, after "civil", delete "and criminal"

AMENDMENT NO. 2

On page 6, delete lines 23 and 24 in their entirety and in lieu thereof, insert the following:  
"a fine not to exceed one hundred thousand dollars."

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

SENATE BILL NO. 332—  
BY SENATOR B. GAUTREAUX

AN ACT

To amend and reenact R.S. 11:1763(F)(2)(introductory paragraph), relative to the Municipal Employees' Retirement System; to provide with respect to interest earnings on Deferred Retirement Option Plan accounts; to provide for daily crediting to individual accounts; to provide for an effective date; and to provide for related matters.

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

SENATE BILL NO. 489—  
BY SENATOR SMITH AND REPRESENTATIVE CRANE  
AN ACT

To enact Chapter 17 of Title 17 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 17:2901 through 2907, to create the Louisiana Geography Education Initiative Program; and to provide for related matters.

Reported with amendments by the Committee on Education.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Education to Original Senate Bill No. 489 by Senator Smith

AMENDMENT NO. 1

On page 2, line 17, change "**Geographic**" to "**Geography**"

AMENDMENT NO. 2

On page 2, line 24, delete "including" and insert "**which may include but shall not be limited to**"

AMENDMENT NO. 3

On page 2, line 29, after "teachers" and before the period insert "**or other selected sites throughout the state**"

AMENDMENT NO. 4

On page 3, line 9, delete "**the alliance newsletter**."

AMENDMENT NO. 5

On page 3, delete line 17, and on line 18, change "(g)" to "(f)", and on line 19, change "(h)" to "(g)", and on line 21 change "(i)" to "(h)"

AMENDMENT NO. 6

On page 3, line 22, change "**promise**" to "**promote**" and on line 23, change "**facilitate**" to "**ensure**"

AMENDMENT NO. 7

On page 3, line 26, after "shall" insert "**in conjunction with LaGEA**"

AMENDMENT NO. 8

On page 4, line 2, delete "**The**" and insert "**To the extent funds are available the**"

AMENDMENT NO. 9

On page 4, line 13, after "**Louisiana**" insert "**Geography Education**" and on line 15, change "**Geographic**" to "**Geography**"

AMENDMENT NO. 10

On page 4, delete lines 24 through 28, and on line 29, change "(9)" to "(4)"

AMENDMENT NO. 11

On page 5, line 1, change "(10)" to "(5)" and on line 6, change "(11)" to "(6)"

AMENDMENT NO. 12

On page 5, between lines 8 and 9 insert the following:  
**"(7) Coordinator of the Louisiana Geography Education Alliance.  
 (8) One person nominated by the Louisiana Association of Colleges of Teachers and Educators."**

AMENDMENT NO. 13

On page 6, delete lines 13 and 14

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

**SENATE BILL NO. 507—**  
 BY SENATOR HEITMEIER

AN ACT

To amend and reenact R.S. 39:128(B)(4), relative to the exemption from the Capital Outlay Act for certain university and higher education facility contracts; to provide that funding for such projects be made available to the office of facility planning and control; to provide for an effective date; and to provide for related matters.

Reported with amendments by the Committee on Revenue and Fiscal Affairs.

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Revenue and Fiscal Affairs to Original Senate Bill No. 507 by Senator Heitmeier

AMENDMENT NO. 14

On page 1, line 12, after "(4)" insert "**(a)(i)**"

AMENDMENT NO. 15

On page 2, line 7, after "**expenses**," delete the remainder of the line and delete line 8, and insert in lieu thereof the following:

**"Any surplus of such project funding and any interest earned on such funds shall be refunded to such university or higher education facility by the state treasurer if the treasurer's office is notified when such funds are deposited in the state treasury that the university or higher education facility intends to request the refund."**

AMENDMENT NO. 16

On page 2, at the beginning of line 9, insert "**(ii)**" and after "39:113" insert "**and Item (i) of this Subparagraph**"

AMENDMENT NO. 17

On page 2, line 14, after "project." insert:  
**"(b) A state college, university, or higher education facility may not incur debt to fund any project not included in the capital outlay budget.  
 (c)"**

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

**Motion to Recommit**

Senator Fields asked for a suspension of the rules for the purpose of recommitting Senate Bill No. 645.

Senator Mount objected.

**ROLL CALL**

The roll was called with the following result:

YEAS

Amedee	Duplessis	Jackson
Bajoie	Dupre	Jones
Broome	Fields	Malone
Cain	Fontenot	McPherson
Cravins	Heitmeier	Murray
Total - 15		

NAYS

Adley	Hollis	Romero
Barham	Kostelka	Smith
Cheek	Lentini	Theunissen
Dardenne	Michot	Ullo
Ellington	Mount	
Gautreaux N	Nevers	
Total - 16		

ABSENT

Mr. President	Gautreaux B	Schedler
Boasso	Marionneaux	Shepherd
Chaisson	Quinn	
Total - 8		

The Chair declared the Senate refused to suspend the rules.

**Reconsideration**

On motion of Senator Jones, pursuant to the previous notice given, the vote by which the following bill failed to pass on Monday, April 10, 2006, was reconsidered.

April 11, 2006

SENATE BILL NO. 533—  
BY SENATOR JONES

AN ACT

To enact R.S. 40:966(H), relative to the Uniform Controlled Dangerous Substances Law; to provide that persons convicted of certain heroin violations of the Uniform Controlled Dangerous Substances Law are entitled to apply to the Louisiana Risk Review Panel; and to provide for related matters.

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

YEAS

Mr. President	Duplessis	Jones
Bajoie	Dupre	McPherson
Broome	Ellington	Mount
Cain	Fields	Murray
Chaisson	Gautreaux N	Shepherd
Cravins	Jackson	Smith
Total - 18		

NAYS

Adley	Heitmeier	Quinn
Amedee	Hollis	Romero
Barham	Kostelka	Schedler
Boasso	Lentini	Theunissen
Cheek	Malone	Ullo
Dardenne	Michot	
Fontenot	Nevers	
Total - 19		

ABSENT

Gautreaux B	Marionneaux
Total - 2	

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

Special Order of the Day

The following Senate Bill on Third Reading and Final Passage, which was made Special Order of the Day No. 1, was taken up and acted upon as follows:

SENATE BILL NO. 1—

BY SENATORS MCPHERSON, ADLEY, AMEDEE, BARHAM, CAIN, CRAVINS, DUPLESSIS, DUPRE, ELLINGTON, HINES, HOLLIS, LENTINI, MOUNT, MURRAY, NEVERS, SCHEDLER AND SMITH AND REPRESENTATIVES ALARIO, ALEXANDER, BALDONE, BAUDOIN, BOWLER, BRUNEAU, BURNS, CAZAYOUX, CROWE, CURTIS, DAMICO, DARTEZ, DOERGE, DOWNS, DURAND, FANNIN, FARRAR, FRITH, GREENE, E. GUILLORY, HILL, JEFFERSON, JOHNS, KLECKLEY, LAFONTA, LANCASTER, MCDONALD, MCVEA, MONTGOMERY, SCHNEIDER, T. POWELL, RITCHIE, ROMERO, STRAIN AND WALSWORTH

A JOINT RESOLUTION

Proposing to amend Article I, Section 4(B) and Article VI, Section 21(B) of the Constitution of Louisiana, relative to the expropriation of property; to prohibit the expropriation of property for use by or transfer to any private person or entity under certain circumstances; to provide for the definition of "public purposes"; to provide concerning the sale of expropriated property; and to specify an election for submission of the proposition to electors and provide a ballot proposition.

Floor Amendments Sent Up

Senator McPherson sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator McPherson to Engrossed Senate Bill No. 1 by Senator McPherson

AMENDMENT NO. 1

On page 2, line 2, change "or, unless" to "Unless"

AMENDMENT NO. 2

On page 2, line 4, between "law," and "for" insert "property shall not be taken or damaged by the state or its political subdivisions"

AMENDMENT NO. 3

On page 2, line 14, change "port commission, port, harbor, and terminal district," to "public port,"

AMENDMENT NO. 4

On page 2, line 17, delete "solely"

On motion of Senator McPherson, the amendments were adopted.

Floor Amendments Sent Up

Senator McPherson sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator McPherson to Engrossed Senate Bill No. 1 by Senator McPherson

AMENDMENT NO. 1

On page 1, line 17, change "Property" to "Except for operating agreements for public port use, property"

On motion of Senator McPherson, the amendments were adopted.

Floor Amendments Sent Up

Senator McPherson sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator McPherson to Engrossed Senate Bill No. 1 by Senator McPherson

AMENDMENT NO. 1

On page 2, line 14, change "or other common carrier," to "other common carrier, common carrier pipeline transporting any petroleum or hydrocarbon or derivative or mixture thereof in a liquid state, pipeline transporting natural gas by a person issued a state certificate of transportation or federal certificate of public convenience or necessity, pipeline transporting steam, coal or lignite or mixture thereof, or pipeline transporting carbon dioxide for a state approved hydrocarbon recovery project,"

On motion of Senator McPherson, the amendments were adopted.

Floor Amendments Sent Up

Senator Barham sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Barham to Engrossed Senate Bill No. 1 by Senator McPherson

AMENDMENT NO. 1

On page 2 between lines 10 and 11 insert the following:  
"(3) Notwithstanding any other provisions of law to the contrary, "public purposes" shall be limited to the continuous public ownership of property to be dedicated to the following objectives and uses by public employees and publicly elected officials:

(a) ownership and operation of governmental offices in which publicly funded services are administered, rendered or provided, including police, fire protection, social services, code

**enforcement and other core governmental functions;**

**(b) ownership and operation of public educational institutions;**

**(c) construction, development and improvement of highways, roads, waterways, rivers, access to public waters and lands, and other public transportation, access and navigational systems available to the general public for transportation, recreation and other legal uses;**

**(d) construction, development and improvement of drainage, flood control, levees, coastal and navigational protection and reclamation, for the benefit of the public generally; and**

**(e) publicly owned parks, convention centers, museums, historical buildings and recreational facilities generally open to the public."**

**AMENDMENT NO. 2**

On page 2, line 11, change "(3)" to "(4)"

**AMENDMENT NO. 3**

On page 2, line 20, change "(4)" to "(5)" and after "expropriation" insert "**or action to take property pursuant to the provisions of this Section**"

Senator Barham moved adoption of the amendments.

Senator McPherson objected.

**YEAS**

Adley	Dardenne	Mount
Amedee	Hollis	Nevers
Barham	Jackson	Romero
Boasso	Kostelka	Schedler
Broome	Malone	Shepherd
Cain	Marionneaux	Ullo
Cheek	Michot	
Total - 20		

**NAYS**

Bajoie	Fields	McPherson
Chaisson	Fontenot	Murray
Cravins	Heitmeier	Quinn
Dupre	Jones	Smith
Ellington	Lentini	Theunissen
Total - 15		

**ABSENT**

Mr. President	Gautreaux B
Duplessis	Gautreaux N
Total - 4	

The Chair declared the amendments were adopted.

**Floor Amendments Sent Up**

Senator Chaisson sent up floor amendments which were read.

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Chaisson to Engrossed Senate Bill No. 1 by Senator McPherson

**AMENDMENT NO. 1**

Delete Senate Floor Amendment No. 1 of a set of one amendment proposed by Senator McPherson and adopted by the Senate on April 11, 2006, amending line 17 of page 1 of said bill.

**AMENDMENT NO. 2**

On page 1, line 17, change "**Property**" to "**Except for operating agreements and leases for port facilities, property**"

**AMENDMENT NO. 3**

On page 2, at the end of line 6, add "**No property that was**

**residential when expropriated shall be used or transferred by operating agreement or lease for a port facility to a private entity or person."**

**AMENDMENT NO. 4**

Delete Senate Floor Amendment No. 3 of a set of four amendments proposed by Senator McPherson and adopted by the Senate on April 11, 2006.

**AMENDMENT NO. 5**

On page 2, line 14, change "**port commission, port, harbor, and terminal district**" to "**port**."

Senator Chaisson moved adoption of the amendments.

Senator McPherson objected.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. President	Cheek	Jones
Adley	Dardenne	Kostelka
Amedee	Duplessis	Michot
Bajoie	Dupre	Mount
Barham	Ellington	Murray
Boasso	Fontenot	Quinn
Broome	Heitmeier	Romero
Cain	Hollis	Schedler
Chaisson	Jackson	Theunissen
Total - 27		

**NAYS**

Cravins	Malone	Nevers
Fields	Marionneaux	Smith
Lentini	McPherson	Ullo
Total - 9		

**ABSENT**

Gautreaux B	Gautreaux N	Shepherd
Total - 3		

The Chair declared the amendments were adopted.

**Floor Amendments Sent Up**

Senator Cain sent up floor amendments which were read.

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Cain to Engrossed Senate Bill No. 1 by Senator McPherson

**AMENDMENT NO. 1**

On page 2, line 1 after "**subdivisions**" insert "**:(a)**"

**AMENDMENT NO. 2**

On page 2, line 2 after "**entity**" delete the rest of the line and line 3 in its entirety and insert the following:

**"unless the property to be transferred is first offered to the owner or successor from whom the property was taken or damaged for the current appraised value or the amount paid to the owner of the expropriated property, which ever is less so long as the state or the political subdivisions expropriated the property within thirty years prior to the proposed sale;"**

**AMENDMENT NO. 3**

Delete Senate Floor Amendment No. 2 proposed by Senator McPherson and adopted by the Senate on April 11, 2006 amending page 2, line 4 of said bill, and on page 2, line 4 delete "**appraised value as provided by law,**" and insert "**or (b)**"

April 11, 2006

AMENDMENT NO. 4

On page 2, between lines 19 and 20, insert the following
"(4) Property shall not be taken or damaged where a material purpose is enhancement of tax revenue."

AMENDMENT NO. 5

On page 2, line 20 change "(4)" to "(6)"

AMENDMENT NO. 6

On page 3, line 5 after "transferred" delete the rest of the line and delete lines 6 and 7 and insert the following:

"unless the property to be transferred is first offered to the owner or successor from whom the property was taken or damaged for the current appraised value or the amount paid to the owner of the expropriated property, whichever is less so long as the local government expropriated the property within thirty years prior to the proposed sale."

AMENDMENT NO. 7

On page 2, line 20, after "determine" insert "whether the property is expropriated for a valid public use or whether the"

AMENDMENT NO. 8

On page 2, line 21 after "compensation" insert "is adequate"

On motion of Senator Cain, the amendments were adopted.

Floor Amendments Sent Up

Senator Fontenot sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Fontenot to Engrossed Senate Bill No. 1 by Senator McPherson

AMENDMENT NO. 1

On page 3, delete lines 3 through 7, and insert "(1) When property is expropriated under the authority of this Section and a portion of the expropriated property is not used in its entirety by the expropriating authority, the property not used shall first be offered to the owner for the current appraised value or the amount paid to the owner of the expropriated property, whichever is less, as provided by law."

On motion of Senator Fontenot, the amendments were adopted.

Floor Amendments Sent Up

Senator McPherson sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator McPherson to Engrossed Senate Bill No. 1 by Senator McPherson

AMENDMENT NO. 1

Delete Senate Floor Amendments No. 1, 2, and 4, proposed by Senator Barham and adopted by the Senate on April 11, 2006.

Senator McPherson moved adoption of the amendments.

Senator Barham objected.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Dupre McPherson
Broome Fields Murray
Chaisson Fontenot Schedler
Cheek Heitmeier Theunissen

Cravins
Duplessis
Total - 16

Jones
Lentini
NAYS

Adley
Bajoie
Barham
Boasso
Cain
Dardenne
Ellington
Total - 20

Gautreaux N
Hollis
Jackson
Kostelka
Malone
Marionneaux
Michot
Mount
Nevers
Romero
Shepherd
Smith
Ullo

ABSENT

Amedee
Total - 3

Gautreaux B
Quinn

The Chair declared the amendments were rejected.

Floor Amendments Sent Up

Senator Jones sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Jones to Engrossed Senate Bill No. 1 by Senator McPherson

AMENDMENT NO. 1

On page 3, between lines 11 and 12, insert "(3) All owners shall be compensated to the full extent of the loss caused by the expropriation, including, but not limited to the appraised value. Such owners shall also be compensated for any costs of relocation, inconvenience, and any actual costs incurred by the owner because of the expropriation."

Senator Jones moved adoption of the amendments.

Senator Quinn objected.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President
Adley
Amedee
Bajoie
Broome
Cain
Cravins
Duplessis
Total - 22

Dupre
Fields
Gautreaux N
Heitmeier
Hollis
Jackson
Jones
Marionneaux
Murray
Nevers
Schedler
Shepherd
Theunissen
Ullo

NAYS

Barham
Boasso
Cheek
Dardenne
Total - 12

Fontenot
Kostelka
Lentini
Malone
Mount
Quinn
Romero
Smith

ABSENT

Chaisson
Ellington
Total - 5

Gautreaux B
McPherson
Michot

The Chair declared the amendments were adopted.

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. President	Dupre	McPherson
Adley	Ellington	Mount
Amedee	Fields	Murray
Bajoie	Fontenot	Nevers
Barham	Gautreaux N	Quinn
Boasso	Heitmeier	Romero
Broome	Hollis	Schedler
Cain	Jackson	Shepherd
Chaisson	Jones	Smith
Cheek	Kostelka	Theunissen
Cravins	Lentini	Ullo
Dardenne	Malone	
Duplessis	Marionneaux	
Total - 37		

**NAYS**

Total - 0

**ABSENT**

Gautreaux B      Michot  
Total - 2

The Chair declared the amended bill was passed. The title was read and adopted. Senator McPherson moved to reconsider the vote by which the bill was passed and laid the motion on the table.

**Special Order of the Day**

The following Senate Bill on Third Reading and Final Passage, which was made Special Order of the Day No. 2, was taken up and acted upon as follows:

**SENATE BILL NO. 433—**  
BY SENATORS FIELDS, BAJOIE AND JONES  
AN ACT

To amend and reenact R.S. 18:115(F)(1), relative to registration of voters; to authorize voters who register by mail to vote absentee by mail without first voting in person under certain condition; and to provide for related matters.

**Floor Amendments Sent Up**

Senator Fields sent up floor amendments which were read.

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Fields to Engrossed Senate Bill No. 433 by Senator Fields

AMENDMENT NO. 1  
On page 1, line 11, change "**affidavit**" to "**written statement**"

AMENDMENT NO. 2  
On page 1, line 14, change "**affidavit**" to "**written statement**"

AMENDMENT NO. 3  
On page 1, line 15, change the first "**affidavit**" to "**statement**"

AMENDMENT NO. 4  
On page 1, line 11, change "**An affidavit**" to "**A written statement**"

On motion of Senator Fields, the amendments were adopted.

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. President	Duplessis	Jones
Bajoie	Dupre	Marionneaux
Broome	Fields	McPherson
Chaisson	Heitmeier	Murray
Cravins	Jackson	Shepherd
Total - 15		

**NAYS**

Adley	Fontenot	Quinn
Amedee	Gautreaux N	Romero
Barham	Hollis	Schedler
Boasso	Kostelka	Smith
Cain	Lentini	Theunissen
Cheek	Malone	Ullo
Dardenne	Mount	
Ellington	Nevers	
Total - 22		

**ABSENT**

Gautreaux B      Michot  
Total - 2

The Chair declared the amended bill failed to pass.

**Notice of Reconsideration**

Senator Fields, pursuant to Senate Rule Number 11.12, gave notice that before the expiration of the Morning Hour of the next succeeding legislative day of the Senate, he would move to reconsider the vote by which the bill failed to pass.

**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. 9—**  
BY SENATOR KOSTELKA  
A CONCURRENT RESOLUTION

To urge and request the State Board of Elementary and Secondary Education to devise and implement a program to grant high school diplomas to qualifying Korean and Vietnam veterans

Reported with amendments by the Committee on Education.

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Education to Original Senate Concurrent Resolution No. 9 by Senator Kostelka

AMENDMENT NO. 1  
On page 2, line 11, after "urge" insert "and request"

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

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

April 11, 2006

Mr. President	Dupre	McPherson
Adley	Ellington	Mount
Amedee	Fields	Murray
Bajoie	Fontenot	Nevers
Barham	Gautreaux N	Quinn
Boasso	Heitmeier	Romero
Broome	Hollis	Schedler
Cain	Jackson	Shepherd
Chaisson	Jones	Smith
Cheek	Kostelka	Theunissen
Cravins	Lentini	Ullo
Dardenne	Malone	
Duplessis	Marionneaux	

Total - 37  
 NAYS  
 Total - 0  
 ABSENT

Gautreaux B  
 Total - 2  
 Michot

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

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

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

**SENATE BILL NO. 47—**  
 BY SENATORS NEVERS AND AMEDEE  
 AN ACT

To enact R.S. 14:98(L) and R.S. 47:463.131, relative to motor vehicle license plates; to provide for a special license plate for DWI offenders; to require certain persons convicted of operating a vehicle while intoxicated to obtain and display a special DWI license plate; to provide for its charge; to provide for the distribution and use of the monies; and to provide for related matters.

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

**ROLL CALL**

The roll was called with the following result:

	YEAS	
Adley	Ellington	McPherson
Amedee	Fields	Mount
Bajoie	Fontenot	Murray
Barham	Gautreaux N	Nevers
Boasso	Heitmeier	Quinn
Broome	Hollis	Romero
Cain	Jackson	Schedler
Chaisson	Kostelka	Shepherd
Cheek	Lentini	Smith
Dardenne	Malone	Theunissen
Duplessis	Marionneaux	Ullo

Total - 33  
 NAYS  
 Cravins  
 Total - 2  
 ABSENT

Mr. President  
 Dupre  
 Total - 4  
 Gautreaux B  
 Michot

The Chair declared the bill was passed. The title was read and adopted. Senator Nevers moved to reconsider the vote by which the bill was passed and laid the motion on the table.

**Senator Bajoie in the Chair**

**SENATE BILL NO. 91—**  
 BY SENATOR DUPRE  
 AN ACT

To amend and reenact R.S. 38:329(A), relative to the bonding and taxing authority of the Terrebonne Levee and Conservation District; and to provide for related matters.

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

**ROLL CALL**

The roll was called with the following result:

	YEAS	
Mr. President	Duplessis	Marionneaux
Adley	Dupre	McPherson
Amedee	Ellington	Mount
Bajoie	Fontenot	Murray
Barham	Gautreaux N	Nevers
Boasso	Heitmeier	Quinn
Broome	Hollis	Romero
Cain	Jackson	Schedler
Chaisson	Jones	Shepherd
Cheek	Kostelka	Smith
Cravins	Lentini	Theunissen
Dardenne	Malone	Ullo

Total - 36  
 NAYS  
 Total - 0  
 ABSENT

Fields  
 Total - 3  
 Gautreaux B  
 Michot

The Chair declared the bill was passed. The title was read and adopted. Senator Dupre moved to reconsider the vote by which the bill was passed and laid the motion on the table.

**SENATE BILL NO. 358—**  
 BY SENATOR ELLINGTON  
 AN ACT

To amend and reenact R.S. 39:1482(A)(1)(b), relative to state contracts for professional, personal, consulting, and social services; to exempt certain consulting service contracts relating to acquisition of rights-of-way from certain general requirements for consulting contract procurements; and to provide for related matters.

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

**ROLL CALL**

The roll was called with the following result:

	YEAS	
Mr. President	Duplessis	Marionneaux
Adley	Dupre	McPherson
Amedee	Ellington	Mount
Bajoie	Fontenot	Murray
Barham	Gautreaux N	Nevers
Boasso	Heitmeier	Quinn
Broome	Hollis	Romero
Cain	Jackson	Schedler

Chaisson	Jones	Shepherd
Cheek	Kostelka	Smith
Cravins	Lentini	Theunissen
Dardenne	Malone	Ullo
Total - 36		
	NAYS	
Total - 0		
	ABSENT	
Fields	Gautreaux B	Michot
Total - 3		

The Chair declared the bill was passed. The title was read and adopted. Senator Ellington moved to reconsider the vote by which the bill was passed and laid the motion on the table.

**SENATE BILL NO. 377—**  
BY SENATOR ELLINGTON

AN ACT

To amend and reenact R.S. 47:820.5(B)(introductory paragraph), relative to tolls on the Greater New Orleans Mississippi River Bridges; to authorize the Crescent City Connection Division to sell Automatic Vehicular Identification tags for use on such bridges; and to provide for related matters.

On motion of Senator Ellington, the bill, which was designated a duplicate of House Bill No. 419, was read by title and returned to the Calendar, subject to call.

**SENATE BILL NO. 379—**  
BY SENATOR ELLINGTON

AN ACT

To amend and reenact R.S. 47:820.5(B)(introductory paragraph), relative to the Greater New Orleans Mississippi River Bridges; to provide relative to deposits collected for Automatic Vehicular Identification tags; to authorize the Crescent City Connection Division within the Department of Transportation and Development to collect a deposit for such tags in a certain amount; and to provide for related matters.

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

**SENATE BILL NO. 380—**  
BY SENATOR ELLINGTON

AN ACT

To amend and reenact R.S. 47:820.5.2(E), relative to toll violations on the Crescent City Connection bridge; to repeal certain defenses to liability for toll violations on such bridge; and to provide for related matters.

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

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. President	Dupre	McPherson
Adley	Ellington	Mount
Amedee	Fields	Murray
Bajoie	Fontenot	Nevers
Barham	Gautreaux N	Quinn
Boasso	Heitmeier	Romero
Broome	Hollis	Schedler
Cain	Jackson	Shepherd
Chaisson	Jones	Smith
Cheek	Kostelka	Theunissen
Dardenne	Malone	Ullo
Duplessis	Marionneaux	
Total - 35		

NAYS

Total - 0

ABSENT

Cravins	Lentini
Gautreaux B	Michot
Total - 4	

The Chair declared the bill was passed. The title was read and adopted. Senator Ellington moved to reconsider the vote by which the bill was passed and laid the motion on the table.

**Rules Suspended**

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

**Mr. President in the Chair**

**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. 653—**  
BY SENATOR CHEEK

AN ACT

To enact R.S. 47:470, relative to license plates; to establish the logo plate program for certain commercial fleet vehicles; to provide for qualifications; to provide restrictions; to provide for the design of logo templates; to authorize a one-time charge to create the plate template; to provide for promulgation of rules and regulations; 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. 654—**  
BY SENATOR MOUNT

AN ACT

To amend and reenact R.S. 33:9038.27(B), (C), (F)(1), (H), and (I) and to enact R.S. 33:9038.27(J), relative to sales tax increment finance in the city of Lake Charles; to provide for the boundaries of a certain district in the city of Lake Charles; to provide for such district to utilize sales tax increment financing of the costs and expenses associated with certain commercial or residential development; and to provide for related matters.

On motion of Senator Bajoie, the was read by title and referred to the Committee on Revenue and Fiscal Affairs.

**Messages from the House**

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

**Message from the House**

**CONCURRING IN  
SENATE CONCURRENT RESOLUTIONS**

April 11, 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 concurred in the following Senate Concurrent Resolutions:

April 11, 2006

SENATE CONCURRENT RESOLUTION NO. 8—

BY SENATOR B. GAUTREAUX  
A CONCURRENT RESOLUTION

To urge and request the Department of Transportation and Development to provide a progress report to the Senate and House committees on transportation, highways and public works on the completion of Interstate 49 through St. Mary Parish and the proposed overpass at the intersection of US-90 and LA-318.

Reported without amendments.

SENATE CONCURRENT RESOLUTION NO. 26—

BY SENATOR CHEEK AND REPRESENTATIVES HOPKINS AND ERDEY

A CONCURRENT RESOLUTION

To designate September 2006 as "Small Business Incubation Month in Louisiana."

Reported without amendments.

Respectfully submitted,  
ALFRED W. SPEER

Clerk of the House of Representatives

Message from the House

ASKING CONCURRENCE IN  
HOUSE BILLS AND JOINT RESOLUTIONS

April 11, 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. 4—

BY REPRESENTATIVES MCDONALD, ALARIO, ALEXANDER, ARNOLD, BALDONE, BRUCE, BURNS, BURRELL, CAZAYOUX, CRAVINS, CROWE, DORSEY, DOVE, DOWNS, DURAND, ERDEY, FANNIN, FAUCHEUX, GEYMAN, GREENE, JOHNS, KATZ, KLECKLEY, LAFLEUR, MARTINY, MCVEA, MONTGOMERY, MORRISH, PINAC, T. POWELL, ROMERO, SCALISE, SCHNEIDER, SMILEY, JANE SMITH, TOOMY, TRICHE, WALSWORTH, WHITE, AND WOOTON AND SENATORS BARHAM AND CAIN  
AN ACT

To amend and reenact R.S. 14:43.1(C), 43.2(C), 43.3(C) and 78.1(D) and to enact R.S. 14:81.2(E), relative to certain offenses involving juveniles; to increase criminal penalties for certain offenses involving persons under the age of thirteen years; to provide relative to the electronic monitoring of offenders; and to provide for related matters.

HOUSE BILL NO. 64—

BY REPRESENTATIVES DORSEY, BALDONE, BRUCE, BURRELL, CAZAYOUX, CRAVINS, LAFLEUR, AND WHITE  
AN ACT

To enact R.S. 15:551, relative to the sexual offender law; to create the crime of harboring or concealing a sexual offender, sexually violent predator, or child predator; to provide for penalties; and to provide for related matters.

HOUSE BILL NO. 80—

BY REPRESENTATIVES KLECKLEY AND TRICHE  
AN ACT

To amend and reenact R.S. 15:544, relative to sex offender registration; to provide that the duty to register and provide notice for conviction of a sex offense extends for ten years following release from incarceration for any offense; and to provide for related matters.

HOUSE BILL NO. 147—

BY REPRESENTATIVE MARTINY  
AN ACT

To amend and reenact R.S. 15:255(E)(1), (2), and (3), relative to witness fees for off-duty law enforcement officers; to provide for the payment of witness fees for off-duty law enforcement officers appearing in mayor's courts; to provide for a maximum amount that may be assessed in an individual case; and to provide for related matters.

HOUSE BILL NO. 164—

BY REPRESENTATIVE MARTINY  
AN ACT

To amend and reenact R.S. 15:574.12(A), (B), (D)(introductory paragraph), (E)(introductory paragraph), and (H), relative to the confidentiality of information regarding offenders and ex-offenders; to provide that information obtained by the Department of Public Safety and Corrections, youth services, is confidential; to authorize the deputy secretary of youth services to approve the reading of confidential information in certain circumstances; to provide for rulemaking authority; and to provide for related matters.

HOUSE BILL NO. 167—

BY REPRESENTATIVE BADON  
AN ACT

To amend and reenact R.S. 17:421.8(A), relative to salary adjustments for certain persons holding credentials issued by the National Board for Certified Counselors; to provide conditions for receiving the adjustment; and to provide for related matters.

HOUSE BILL NO. 175—

BY REPRESENTATIVE BADON  
AN ACT

To amend and reenact R.S. 17:421.6(C), relative to salary adjustments for certain persons holding certificates issued by the National Board for Professional Teaching Standards; to provide conditions for receiving the adjustment; and to provide for related matters.

HOUSE BILL NO. 210—

BY REPRESENTATIVE BADON  
AN ACT

To amend and reenact R.S. 17:421.9(G), relative to salary adjustments for certain school psychologists holding a specified credential issued by the National School Psychology Certification Board; to provide conditions for receiving the adjustment; to provide an effective date; and to provide for related matters.

HOUSE BILL NO. 317—

BY REPRESENTATIVE CROWE  
AN ACT

To amend and reenact R.S. 13:2106(C), relative to the clerks of court in St. Tammany Parish; to specify some organizations to whom the clerk of the city court of Slidell shall remit funds collected to provide shelter for battered and homeless women and their children; to specify the organizations to whom the clerk of the Twenty-Second Judicial District Court in St. Tammany Parish shall remit funds collected to provide shelter for battered and homeless women and their children; and to provide for related matters.

HOUSE BILL NO. 355—

BY REPRESENTATIVES TRICHE, DOERGE, AND DURAND AND SENATOR LENTINI  
AN ACT

To amend and reenact R.S. 46:236.15(C), relative to child support enforcement; to grant limited administrative authority to access certain information; and to provide for related matters.

HOUSE BILL NO. 409—

BY REPRESENTATIVE SCALISE  
AN ACT

To enact R.S. 15:543.1, relative to sex offenders; to provide for the dissemination of information to sex offenders regarding protocol to be followed in emergency situations; to provide

relative to the promulgation of an administrative rule by the Department of Public Safety and Corrections; to provide that the failure of an offender to comply with the emergency protocol provisions is a violation of a condition of parole; to provide for definitions; and to provide for related matters.

**HOUSE BILL NO. 422—**  
BY REPRESENTATIVES TOOMY AND ANSARDI  
AN ACT

To amend and reenact Code of Civil Procedure Article 4843, relative to city court jurisdiction; to reorganize and clarify Code of Civil Procedure Article 4843; and to provide for related matters.

**HOUSE BILL NO. 469—**  
BY REPRESENTATIVE SCHNEIDER  
AN ACT

To amend and reenact R.S. 40:2266.3, relative to criminalistics laboratories; to authorize the criminalistics laboratory operated by the sheriff of St. Tammany Parish to operate as a criminalistics laboratory commission, including the optional collection of costs in criminal cases; and to provide for related matters.

**HOUSE BILL NO. 480—**  
BY REPRESENTATIVES DURAND, KATZ, AND ST. GERMAIN AND  
SENATORS JACKSON AND MOUNT  
AN ACT

To amend and reenact R.S. 49:191(3) and to repeal R.S. 49:191(1)(f), relative to the Department of Social Services; to provide for recreation of the Department of Social Services 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. 561—**  
BY REPRESENTATIVES JANE SMITH, ALEXANDER, BADON, BRUCE,  
BRUNEAU, BURNS, CAZAYOUX, CRANE, DOERGE, DOVE, DOWNS,  
ERDEY, GEYMANN, GLOVER, JOHNS, KATZ, KLECKLEY, LABRUZZO,  
LAMBERT, MCVEA, MONTGOMERY, MORRISH, PINAC, M. POWELL,  
T. POWELL, ROMERO, SCALISE, SCHNEIDER, SMILEY, JOHN SMITH,  
STRAIN, TOOMY, TRAHAN, TRICHE, TUCKER, WADDELL,  
WALSORTH, WHITE, AND WINSTON  
AN ACT

To amend and reenact R.S. 14:81.2(C) and (D)(1) and to repeal R.S. 14:81.2(D)(4), relative to molestation of a juvenile; to provide relative to the criminal penalties for molestation of a juvenile in certain circumstances; and to provide for related matters.

**HOUSE BILL NO. 660—**  
BY REPRESENTATIVE HUNTER  
AN ACT

To amend and reenact R.S. 23:1293(A)(1) and (3) and to enact R.S. 23:1293(A)(5), relative to records of the Office of Workers' Compensation; to provide for the confidentiality of Second Injury Board documents; to provide for investigatory information; to provide for exceptions; and to provide for related matters.

**HOUSE BILL NO. 688—**  
BY REPRESENTATIVE HUNTER  
AN ACT

To amend and reenact R.S. 42:6.1(A)(9) and to enact R.S. 42:6.1(A)(10), relative to public meetings; to provide for an exception for the Second Injury Board; to permit executive session discussion of the settlement of a workers' compensation disputed claim; and to provide for related matters.

**HOUSE BILL NO. 828—**  
BY REPRESENTATIVE CAZAYOUX  
AN ACT

To amend and reenact R.S. 15:542(A)(1) and (4), (B)(1)(a), (C), and (F) and 542.1(C)(1), (2), and (5), (I)(1) and (2), (J)(1), and (K)(1) and (3) and to enact R.S. 15:541(21) and 542(G), relative to the registration of sex offenders; to require the registration of all residences; to define residence; to provide for community notification; to provide a notification procedure when the offender no longer resides with a person; to provide for

notification of change of address; to make it a crime to fail to annually update registration and provide proof of address and community notification; to require notice of certain duties to the offender; and to provide for related matters.

**HOUSE BILL NO. 833—**  
BY REPRESENTATIVES BALDONE, BURNS, DARTEZ, DORSEY,  
FARRAR, FAUCHEUX, GREENE, HEBERT, LABRUZZO, M. POWELL,  
SMILEY, AND WHITE  
AN ACT

To amend and reenact R.S. 49:151(A) and 153(A) and to enact R.S. 49:151(C), relative to the state flag and seal; to provide for the description of the state bird on the state flag; to provide for three drops of blood to be included in the description of the pelican tearing at its breast to feed its young; and to provide for related matters.

**HOUSE BILL NO. 866—**  
BY REPRESENTATIVE TOOMY  
AN ACT

To amend and reenact R.S. 49:1002(J), relative to drug testing; to provide for changes in references from the National Institute on Drug Abuse to Substance Abuse and Mental Health Services Administration; to provide for the application of the Chapter; to provide for the use of certified laboratories for drug testing of samples collected; to amend provisions relative to drug testing procedures and standards; and to provide for related matters.

**HOUSE BILL NO. 783—**  
BY REPRESENTATIVE TRICHE  
AN ACT

To amend and reenact R.S. 56:6(30), relative to the importation and ownership of certain animals; to require the Wildlife and Fisheries Commission to control the importation and ownership of non-indigenous constrictors; to provide for penalties; and to provide for related matters.

**HOUSE BILL NO. 837—**  
BY REPRESENTATIVES JACK SMITH, ALARIO, K. CARTER, DANIEL,  
DEWITT, DORSEY, HAMMETT, JEFFERSON, PIERRE, RITCHIE,  
RICHMOND, AND SALTER AND SENATORS HEITMEIER, HINES,  
MALONE, MCPHERSON, MOUNT, AND NEVERS  
AN ACT

To amend and reenact R.S. 56:2(D), relative to the Wildlife and Fisheries Commission; to authorize the chairman of the commission to cancel meetings under certain circumstances; to provide for actions by the secretary; 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. 4—**  
BY REPRESENTATIVES MCDONALD, ALARIO, ALEXANDER,  
ARNOLD, BALDONE, BRUCE, BURNS, BURRELL, CAZAYOUX,  
CRAVINS, CROWE, DORSEY, DOVE, DOWNS, DURAND, ERDEY,  
FANNIN, FAUCHEUX, GEYMANN, GREENE, JOHNS, KATZ,  
KLECKLEY, LAFLEUR, MARTINY, MCVEA, MONTGOMERY,  
MORRISH, PINAC, T. POWELL, ROMERO, SCALISE, SCHNEIDER,  
SMILEY, JANE SMITH, TOOMY, TRICHE, WALSORTH, WHITE, AND  
WOOTON AND SENATORS BARHAM AND CAIN  
AN ACT

To amend and reenact R.S. 14:43.1(C), 43.2(C), 43.3(C) and 78.1(D) and to enact R.S. 14:81.2(E), relative to certain offenses involving juveniles; to increase criminal penalties for certain offenses involving persons under the age of thirteen years; to provide relative to the electronic monitoring of offenders; and to provide for related matters.

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

April 11, 2006

**HOUSE BILL NO. 64—**  
BY REPRESENTATIVES DORSEY, BALDONE, BRUCE, BURRELL,  
CAZAYOUX, CRAVINS, LAFLEUR, AND WHITE  
AN ACT

To enact R.S. 15:551, relative to the sexual offender law; to create the crime of harboring or concealing a sexual offender, sexually violent predator, or child predator; to provide for penalties; and to provide for related matters.

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

**HOUSE BILL NO. 80—**  
BY REPRESENTATIVES KLECKLEY AND TRICHE  
AN ACT

To amend and reenact R.S. 15:544, relative to sex offender registration; to provide that the duty to register and provide notice for conviction of a sex offense extends for ten years following release from incarceration for any offense; and to provide for related matters.

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

**HOUSE BILL NO. 147—**  
BY REPRESENTATIVE MARTINY  
AN ACT

To amend and reenact R.S. 15:255(E)(1), (2), and (3), relative to witness fees for off-duty law enforcement officers; to provide for the payment of witness fees for off-duty law enforcement officers appearing in mayor's courts; to provide for a maximum amount that may be assessed in an individual case; and to provide for related matters.

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

**HOUSE BILL NO. 164—**  
BY REPRESENTATIVE MARTINY  
AN ACT

To amend and reenact R.S. 15:574.12(A), (B), (D)(introductory paragraph), (E)(introductory paragraph), and (H), relative to the confidentiality of information regarding offenders and ex-offenders; to provide that information obtained by the Department of Public Safety and Corrections, youth services, is confidential; to authorize the deputy secretary of youth services to approve the reading of confidential information in certain circumstances; to provide for rulemaking authority; and to provide for related matters.

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

**HOUSE BILL NO. 167—**  
BY REPRESENTATIVE BADON  
AN ACT

To amend and reenact R.S. 17:421.8(A), relative to salary adjustments for certain persons holding credentials issued by the National Board for Certified Counselors; to provide conditions for receiving the adjustment; and to provide for related matters.

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

**HOUSE BILL NO. 175—**  
BY REPRESENTATIVE BADON  
AN ACT

To amend and reenact R.S. 17:421.6(C), relative to salary adjustments for certain persons holding certificates issued by the National Board for Professional Teaching Standards; to provide conditions for receiving the adjustment; and to provide for related matters.

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

**HOUSE BILL NO. 210—**  
BY REPRESENTATIVE BADON  
AN ACT

To amend and reenact R.S. 17:421.9(G), relative to salary adjustments for certain school psychologists holding a specified credential issued by the National School Psychology

Certification Board; to provide conditions for receiving the adjustment; to provide an effective date; and to provide for related matters.

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

**HOUSE BILL NO. 317—**  
BY REPRESENTATIVE CROWE  
AN ACT

To amend and reenact R.S. 13:2106(C), relative to the clerks of court in St. Tammany Parish; to specify some organizations to whom the clerk of the city court of Slidell shall remit funds collected to provide shelter for battered and homeless women and their children; to specify the organizations to whom the clerk of the Twenty-Second Judicial District Court in St. Tammany Parish shall remit funds collected to provide shelter for battered and homeless women and their children; and to provide for related matters.

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

**HOUSE BILL NO. 355—**  
BY REPRESENTATIVES TRICHE, DOERGE, AND DURAND AND  
SENATOR LENTINI  
AN ACT

To amend and reenact R.S. 46:236.15(C), relative to child support enforcement; to grant limited administrative authority to access certain information; and to provide for related matters.

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

**HOUSE BILL NO. 409—**  
BY REPRESENTATIVE SCALISE  
AN ACT

To enact R.S. 15:543.1, relative to sex offenders; to provide for the dissemination of information to sex offenders regarding protocol to be followed in emergency situations; to provide relative to the promulgation of an administrative rule by the Department of Public Safety and Corrections; to provide that the failure of an offender to comply with the emergency protocol provisions is a violation of a condition of parole; to provide for definitions; and to provide for related matters.

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

**HOUSE BILL NO. 422—**  
BY REPRESENTATIVES TOOMY AND ANSARDI  
AN ACT

To amend and reenact Code of Civil Procedure Article 4843, relative to city court jurisdiction; to reorganize and clarify Code of Civil Procedure Article 4843; and to provide for related matters.

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

**HOUSE BILL NO. 469—**  
BY REPRESENTATIVE SCHNEIDER  
AN ACT

To amend and reenact R.S. 40:2266.3, relative to criminalistics laboratories; to authorize the criminalistics laboratory operated by the sheriff of St. Tammany Parish to operate as a criminalistics laboratory commission, including the optional collection of costs in criminal cases; and to provide for related matters.

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

**HOUSE BILL NO. 480—**  
BY REPRESENTATIVES DURAND, KATZ, AND ST. GERMAIN AND  
SENATORS JACKSON AND MOUNT  
AN ACT

To amend and reenact R.S. 49:191(3) and to repeal R.S. 49:191(1)(f), relative to the Department of Social Services; to provide for re-creation of the Department of Social Services 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. 561—**

BY REPRESENTATIVES JANE SMITH, ALEXANDER, BADON, BRUCE, BRUNEAU, BURNS, CAZAYOUX, CRANE, DOERGE, DOVE, DOWNS, ERDEY, GEYMAN, GLOVER, JOHNS, KATZ, KLECKLEY, LABRUZZO, LAMBERT, MCVEA, MONTGOMERY, MORRISH, PINAC, M. POWELL, T. POWELL, ROMERO, SCALISE, SCHNEIDER, SMILEY, JOHN SMITH, STRAIN, TOOMY, TRAHAN, TRICHE, TUCKER, WADDELL, WALSORTH, WHITE, AND WINSTON

AN ACT

To amend and reenact R.S. 14:81.2(C) and (D)(1) and to repeal R.S. 14:81.2(D)(4), relative to molestation of a juvenile; to provide relative to the criminal penalties for molestation of a juvenile in certain circumstances; and to provide for related matters.

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

**HOUSE BILL NO. 660—**

BY REPRESENTATIVE HUNTER

AN ACT

To amend and reenact R.S. 23:1293(A)(1) and (3) and to enact R.S. 23:1293(A)(5), relative to records of the Office of Workers' Compensation; to provide for the confidentiality of Second Injury Board documents; to provide for investigatory information; to provide for exceptions; and to provide for related matters.

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

**HOUSE BILL NO. 688—**

BY REPRESENTATIVE HUNTER

AN ACT

To amend and reenact R.S. 42:6.1(A)(9) and to enact R.S. 42:6.1(A)(10), relative to public meetings; to provide for an exception for the Second Injury Board; to permit executive session discussion of the settlement of a workers' compensation disputed claim; and to provide for related matters.

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

**HOUSE BILL NO. 783—**

BY REPRESENTATIVE TRICHE

AN ACT

To amend and reenact R.S. 56:6(30), relative to the importation and ownership of certain animals; to require the Wildlife and Fisheries Commission to control the importation and ownership of non-indigenous constrictors; to provide for penalties; and to provide for related matters.

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

**HOUSE BILL NO. 828—**

BY REPRESENTATIVE CAZAYOUX

AN ACT

To amend and reenact R.S. 15:542(A)(1) and (4), (B)(1)(a), (C), and (F) and 542.1(C)(1), (2), and (5), (I)(1) and (2), (J)(1), and (K)(1) and (3) and to enact R.S. 15:541(21) and 542(G), relative to the registration of sex offenders; to require the registration of all residences; to define residence; to provide for community notification; to provide a notification procedure when the offender no longer resides with a person; to provide for notification of change of address; to make it a crime to fail to annually update registration and provide proof of address and community notification; to require notice of certain duties to the offender; and to provide for related matters.

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

**HOUSE BILL NO. 833—**

BY REPRESENTATIVES BALDONE, BURNS, DARTEZ, DORSEY, FARRAR, FAUCHEUX, GREENE, HEBERT, LABRUZZO, M. POWELL, SMILEY, AND WHITE

AN ACT

To amend and reenact R.S. 49:151(A) and 153(A) and to enact R.S. 49:151(C), relative to the state flag and seal; to provide for the

description of the state bird on the state flag; to provide for three drops of blood to be included in the description of the pelican tearing at its breast to feed its young; and to provide for related matters.

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

**HOUSE BILL NO. 837—**

BY REPRESENTATIVES JACK SMITH, ALARIO, K. CARTER, DANIEL, DEWITT, DORSEY, HAMMETT, JEFFERSON, PIERRE, RITCHIE, RICHMOND, AND SALTER AND SENATORS HEITMEIER, HINES, MALONE, MCPHERSON, MOUNT, AND NEVERS

AN ACT

To amend and reenact R.S. 56:2(D), relative to the Wildlife and Fisheries Commission; to authorize the chairman of the commission to cancel meetings under certain circumstances; to provide for actions by the secretary; and to provide for related matters.

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

**HOUSE BILL NO. 866—**

BY REPRESENTATIVE TOOMY

AN ACT

To amend and reenact R.S. 49:1002(J), relative to drug testing; to provide for changes in references from the National Institute on Drug Abuse to Substance Abuse and Mental Health Services Administration; to provide for the application of the Chapter; to provide for the use of certified laboratories for drug testing of samples collected; to amend provisions relative to drug testing procedures and standards; and to provide for related matters.

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

### Rules Suspended

Senator Nevers asked for and obtained a suspension of the rules for the purpose of recalling House Bill No. 533 from the Committee on Judiciary B.

**HOUSE BILL NO. 533—**

BY REPRESENTATIVE RITCHIE AND SENATOR NEVERS

AN ACT

To authorize the secretary of the Department of Public Safety and Corrections to rename the correctional facility located at Angie, Louisiana, as the Rayburn Correctional Center; and to provide for related matters.

### Floor Amendments Sent Up

Senator Nevers sent up floor amendments which were read.

### SENATE FLOOR AMENDMENTS

Conforming Amendments proposed by Senator Nevers to Engrossed House Bill No. 533 by Representative Ritchie

**AMENDMENT NO. 1**

On page 1, line 3, change "Rayburn" to "B. B. "Sixty" Rayburn"

**AMENDMENT NO. 2**

On page 1, line 8, after "Louisiana," delete the remainder of the line and insert in lieu thereof the following: "as the "B. B. "Sixty" Rayburn"

On motion of Senator Nevers, the amendments were adopted.

Under the provisions of Joint Rule No. 5, the bill, as amended, which is a duplicate of Senate Bill No. 188, was read by title and referred to the Legislative Bureau.

### Rules Suspended

Senator Hines asked for and obtained a suspension of the rules

April 11, 2006

for the purpose of recalling House Concurrent Resolution No. 89 from the Committee on Health and Welfare.

HOUSE CONCURRENT RESOLUTION NO. 89—

BY REPRESENTATIVE ODINET

A CONCURRENT RESOLUTION

To urge and request the governor and the office of facility planning and control of the division of administration to work with the Louisiana State University Board of Supervisors and the LSU Health Sciences Center to develop and implement a plan to use a portion of the Medical Center of New Orleans (Big Charity Hospital) to provide medical services to the New Orleans community and region on an interim basis while efforts continue towards construction of a new facility.

On motion of Senator Hines, the resolution was read by title and lies over under the rules.

Privilege Report of the Committee on Senate and Governmental Affairs

ENROLLMENTS

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

April 11, 2006

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. 21—

BY SENATORS DARDENNE, ADLEY, AMEDEE, BAJOEI, BARHAM, BOASSO, BROOME, CAIN, CHAISSON, CHEEK, CRAVINS, DUPLESSIS, DUPRE, ELLINGTON, FIELDS, FONTENOT, B. GAUTREAU, N. GAUTREAU, HEITMEIER, HINES, HOLLIS, JACKSON, JONES, KOSTELKA, LENTINI, MALONE, MARIONNEAU, MCPHERSON, MICHOT, MOUNT, MURRAY, NEVERS, QUINN, ROMERO, SCHEDLER, SHEPHERD, SMITH, THEUNISSEN AND ULLO AND REPRESENTATIVES ALARIO, ALEXANDER, ANSARDI, ARNOLD, BADON, BALDONE, BARROW, BAUDOIN, BAYLOR, BEARD, BOWLER, BRUCE, BRUNEAU, BURNS, BURRELL, K. CARTER, R. CARTER, CAZAYOUX, CRANE, CRAVINS, CROWE, CURTIS, DAMICO, DANIEL, DARTEZ, DEWITT, DOERGE, DORSEY, DOVE, DOWNS, DURAND, ERDEY, FANNIN, FARRAR, FAUCHEUX, FRITH, GALLOT, GEYMAN, GLOVER, GRAY, GREENE, E. GUILLORY, M. GUILLORY, HAMMETT, HARRIS, HEATON, HEBERT, HILL, HONEY, HOPKINS, HUNTER, HUTTER, JACKSON, JEFFERSON, JOHNS, KATZ, KENNARD, KENNEY, KLECKLEY, LABRUZZO, LAFLEUR, LAFONTA, LAMBERT, LANCASTER, MARCHAND, MARTINY, MCDONALD, MCVEA, MONTGOMERY, MORRELL, MORRISH, ODINET, PIERRE, PINAC, PITRE, M. POWELL, T. POWELL, QUEZAIRE, RICHMOND, RITCHIE, ROBIDEAU, ROMERO, SALTER, SCALISE, SCHNEIDER, SMILEY, GARY SMITH, JACK SMITH, JANE SMITH, JOHN SMITH, ST. GERMAIN, STRAIN, THOMPSON, TOOMY, TOWNSEND, TRAHAN, TRICHE, TUCKER, WADDELL, WALKER, WALSWORTH, WHITE, WINSTON AND WOOTON

A CONCURRENT RESOLUTION

To commend and congratulate the Louisiana State University men's basketball team and coaching staff on an outstanding season and for reaching the 2006 National Collegiate Athletic Association (NCAA) Final Four in Indianapolis, Indiana.

SENATE CONCURRENT RESOLUTION NO. 22—

BY SENATORS DARDENNE, ADLEY, AMEDEE, BAJOEI, BARHAM, BOASSO, BROOME, CAIN, CHAISSON, CHEEK, CRAVINS, DUPLESSIS, DUPRE, ELLINGTON, FIELDS, FONTENOT, B. GAUTREAU, N. GAUTREAU, HEITMEIER, HINES, HOLLIS, JACKSON, JONES, KOSTELKA, LENTINI, MALONE, MARIONNEAU, MCPHERSON, MICHOT, MOUNT, MURRAY, NEVERS, QUINN, ROMERO, SCHEDLER, SHEPHERD, SMITH, THEUNISSEN AND ULLO AND REPRESENTATIVES ALARIO, ALEXANDER, ANSARDI, ARNOLD, BADON, BALDONE, BARROW, BAUDOIN, BAYLOR, BEARD, BOWLER, BRUCE, BRUNEAU, BURNS, BURRELL, K. CARTER, R. CARTER, CAZAYOUX, CRANE, CRAVINS, CROWE, CURTIS, DAMICO, DANIEL, DARTEZ, DEWITT, DOERGE, DORSEY, DOVE, DOWNS, DURAND, ERDEY, FANNIN, FARRAR, FAUCHEUX, FRITH, GALLOT, GEYMAN, GLOVER, GRAY, GREENE, E. GUILLORY, M. GUILLORY, HAMMETT,

HARRIS, HEATON, HEBERT, HILL, HONEY, HOPKINS, HUNTER, HUTTER, JACKSON, JEFFERSON, JOHNS, KATZ, KENNARD, KENNEY, KLECKLEY, LABRUZZO, LAFLEUR, LAFONTA, LAMBERT, LANCASTER, MARCHAND, MARTINY, MCDONALD, MCVEA, MONTGOMERY, MORRELL, MORRISH, ODINET, PIERRE, PINAC, PITRE, M. POWELL, T. POWELL, QUEZAIRE, RICHMOND, RITCHIE, ROBIDEAU, ROMERO, SALTER, SCALISE, SCHNEIDER, SMILEY, GARY SMITH, JACK SMITH, JANE SMITH, JOHN SMITH, ST. GERMAIN, STRAIN, THOMPSON, TOOMY, TOWNSEND, TRAHAN, TRICHE, TUCKER, WADDELL, WALKER, WALSWORTH, WHITE, WINSTON AND WOOTON

A CONCURRENT RESOLUTION

To commend and congratulate the Louisiana State University women's basketball team and coaching staff on an outstanding season and for reaching the 2006 National Collegiate Athletic Association (NCAA) Final Four in Boston, Massachusetts.

SENATE CONCURRENT RESOLUTION NO. 24—

BY SENATOR CHAISSON AND REPRESENTATIVE GARY SMITH

A CONCURRENT RESOLUTION

To commend the parish of St. Charles on the 200th anniversary of its founding and to commemorate and to support the cultural and historic occasion.

Respectfully submitted, CHARLES D. JONES Chairman

The foregoing Senate Concurrent Resolutions were signed by the President of the Senate.

Message from the House

SIGNED HOUSE CONCURRENT RESOLUTIONS

April 11, 2006

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. 78—

BY REPRESENTATIVES FRITH, R. CARTER, HILL, WALKER, FAUCHEUX, CROWE, KATZ, ST. GERMAIN, ALEXANDER, ARNOLD, BALDONE, BAUDOIN, BAYLOR, BRUCE, BURRELL, CAZAYOUX, DARTEZ, DOERGE, DOVE, DOWNS, DURAND, ERDEY, FANNIN, FARRAR, GALLOT, GEYMAN, GLOVER, M. GUILLORY, HAMMETT, HEBERT, HOPKINS, HUTTER, JOHNS, KENNARD, KENNEY, KLECKLEY, LAFLEUR, LAMBERT, MCDONALD, MCVEA, MONTGOMERY, MORRISH, ODINET, PINAC, PITRE, M. POWELL, T. POWELL, QUEZAIRE, RITCHIE, ROBIDEAU, SALTER, SCHNEIDER, SMILEY, GARY SMITH, JACK SMITH, JANE SMITH, JOHN SMITH, STRAIN, THOMPSON, TOWNSEND, TRAHAN, WADDELL, WALSWORTH, WHITE, WINSTON, AND WOOTON

A CONCURRENT RESOLUTION

To recognize the month of May annually as Louisiana Equine Industry Month and to acknowledge with appreciation the positive impacts that the equine industry has in the state of Louisiana.

HOUSE CONCURRENT RESOLUTION NO. 83—

BY REPRESENTATIVES TOWNSEND AND MONTGOMERY

A CONCURRENT RESOLUTION

To commend and congratulate the Northwestern State University Demons basketball team upon its outstanding 2005-2006 season, which included winning its second consecutive Southland Conference championship and advancing to the second round of the National Collegiate Athletic Association tournament, and to extend best wishes to the team as it celebrates this historic season and prepares for success in the future.

HOUSE CONCURRENT RESOLUTION NO. 84—

BY REPRESENTATIVES FARRAR, CURTIS, AND DEWITT AND SENATOR MCPHERSON

A CONCURRENT RESOLUTION

To commend the Pentecostals of Alexandria and to honor its members and leaders for their creation of a loving and dedicated spiritual community.

**HOUSE CONCURRENT RESOLUTION NO. 85—**  
BY REPRESENTATIVES KLECKLEY, FRITH, GEYMAN, E. GUILLORY,  
HILL, JOHNS, AND MORRISH AND SENATORS CAIN, MOUNT, AND  
THEUNISSEN

**A CONCURRENT RESOLUTION**

To express sincere and heartfelt condolences upon the death of  
Private First Class Chase Edwards, United States Marine, of  
Lake Charles.

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.

**Leaves of Absence**

The following leaves of absence were asked for and granted:

B. Gautreaux     1 Day

**Adjournment**

Senator Bajoie moved that the Senate adjourn until Thursday,  
April 13, 2006, at 10:00 o'clock A.M.

The President of the Senate declared the Senate adjourned until  
10:00 o'clock A.M. on Thursday, April 13, 2006.

GLENN A. KOEPP  
Secretary of the Senate

GAYE F. HAMILTON  
Journal Clerk

