

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

TWENTY-EIGHTH 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, May 16, 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	McPherson
Adley	Ellington	Michot
Amedee	Fields	Mount
Bajoie	Fontenot	Murray
Barham	Gautreaux B	Nevers
Boasso	Gautreaux N	Quinn
Broome	Heitmeier	Romero
Cain	Hollis	Schedler
Chaisson	Jones	Shepherd
Cheek	Kostelka	Smith
Cravins	Lentini	Theunissen
Dardenne	Malone	Uilo
Duplessis	Marionneaux	
Total - 38		

ABSENT

Jackson
Total - 1

The President of the Senate announced there were 38 Senators present and a quorum.

Prayer

The prayer was offered by Pastor Joel Stockstill, 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

**Privilege Report of the
Legislative Bureau**

May 16, 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. 40—
BY REPRESENTATIVE BRUCE
AN ACT

To amend and reenact R.S. 33:381(C)(17), relative to the village of Grand Cane; to authorize the board of aldermen in the village, upon recommendation of the mayor, to abolish the office of chief of police; to provide relative to police services within the village; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 41—
BY REPRESENTATIVE THOMPSON
AN ACT

To enact R.S. 33:2721.15, relative to Richland Parish; to authorize the governing authority of the parish to levy and collect an additional sales and use tax with voter approval; to provide for the use of such tax; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 112—
BY REPRESENTATIVE DURAND
AN ACT

To authorize and provide for the transfer of certain state property in St. Martin Parish from the division of administration to the adjacent landowner; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 162—
BY REPRESENTATIVE HILL
AN ACT

To amend and reenact R.S. 33:4574.1.1(A)(7), relative to Beauregard Parish; to increase the maximum rate of hotel occupancy tax authorized to be levied by the Beauregard Tourist Commission; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 213—
BY REPRESENTATIVE GALLOT
AN ACT

To authorize and provide for the transfer of certain property, located in the city of Palmetto, Manatee County, state of Florida, from the University of Louisiana System, acting with and on behalf of Grambling State University, to Annie Barnes-Bourke; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 224—
BY REPRESENTATIVE DURAND
AN ACT

To authorize and provide for the transfer of certain state property in St. Martin Parish from the division of administration to the adjacent landowner; to provide for certain terms and conditions; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 328—
BY REPRESENTATIVE HUNTER
AN ACT

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

Reported without amendments.

HOUSE BILL NO. 457—
BY REPRESENTATIVE HEBERT
AN ACT

To authorize the secretary of the Department of Wildlife and Fisheries and the commissioner of administration to sell, convey, transfer, assign, and deliver certain state property located in Iberia Parish.

May 16, 2006

Reported without amendments.

HOUSE BILL NO. 459—
BY REPRESENTATIVE HEBERT
AN ACT

To authorize the secretary of the Department of Wildlife and Fisheries and the commissioner of administration to sell, convey, transfer, assign, and deliver certain state property located in Iberia Parish.

Reported without amendments.

HOUSE BILL NO. 460—
BY REPRESENTATIVE HEBERT
AN ACT

To authorize the secretary of the Department of Wildlife and Fisheries and the commissioner of administration to sell, convey, transfer, assign, and deliver certain state property located in Iberia Parish.

Reported without amendments.

HOUSE BILL NO. 463—
BY REPRESENTATIVE HEBERT
AN ACT

To authorize the secretary of the Department of Wildlife and Fisheries and the commissioner of administration to sell, convey, transfer, assign, and deliver certain state property located in Iberia Parish.

Reported without amendments.

HOUSE BILL NO. 556—
BY REPRESENTATIVES ANSARDI, BOWLER, DAMICO, MARTINY,
TOOMY, AND WOOTON
AN ACT

To amend and reenact R.S. 33:113.1(A)(1)(a) and (B) and to enact R.S. 33:113.1(C), relative to administrative procedures for approving or certifying plats for subdivisions and resubdivisions; to authorize certain administrative procedures to provide relative to certain public utility servitudes; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 605—
BY REPRESENTATIVE SALTER
AN ACT

To enact R.S. 33:4574(B)(43) and (F)(5) and 4574.1.1(A)(44), relative to Red River Parish; to create the Red River Tourism Commission; to provide relative to the appointment of members of the board of directors of the commission; to authorize the commission to levy a hotel occupancy tax and to provide the maximum rate of such tax; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 678—
BY REPRESENTATIVE HUNTER
AN ACT

To enact R.S. 23:1020, relative to the obligations and requirements for the payment and receipt of workers' compensation benefits; to provide relative to the ratification of Executive Orders KBB 2005-52, 74, 88, 100, and KBB 2006-10; to provide for retroactive application; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 717—
BY REPRESENTATIVE SALTER
AN ACT

To enact R.S. 33:2737.79, to authorize the Sabine Parish School Board to levy and collect an additional sales and use tax; to provide for the maximum rate of the tax and for imposition and collection of the tax; to provide for the use of tax proceeds; to provide for an effective date; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 930—
BY REPRESENTATIVE HONEY
AN ACT

To amend and reenact Paragraph 23(introductory paragraph) of Article XIV, Section 15.1 of the Louisiana Constitution of 1921, made statutory by Article X, Section 18 of the Louisiana Constitution of 1974, and R.S. 33:2493 and 2553, relative to the municipal fire and police civil service; to provide relative to the qualifications of persons admitted to promotional and competitive employment tests; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 937—
BY REPRESENTATIVE HONEY
AN ACT

To amend and reenact R.S. 33:2491(I) and 2551(9), relative to fire and police civil service boards; to provide relative to employment lists established and maintained by such boards; to provide relative to the qualifications of persons placed on such lists; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 975—
BY REPRESENTATIVE BRUCE
AN ACT

To enact R.S. 33:4766.1, relative to the village of Grand Cane; to provide relative to the repair of dilapidated and dangerous structures in the village; to authorize the governing authority of the village to file liens against property owners for failure to pay costs owed to such governing authority with respect to such structures; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1006—
BY REPRESENTATIVES DOERGE, DOWNS, AND MONTGOMERY
AN ACT

To authorize and provide for the transfer of certain property, located in Webster Parish from the University of Louisiana System, acting with and on behalf of Louisiana Tech University, to the Military Department, state of Louisiana; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1070—
BY REPRESENTATIVE HOPKINS
AN ACT

To authorize and provide for the state, through the division of administration, to transfer a certain tract of land situated in Caddo Parish to the respective lessee; to provide certain terms and conditions; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1116—
BY REPRESENTATIVE GLOVER
AN ACT

To enact Chapter 5-O of Title 25 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 25:380.121 through 380.126, and R.S. 36:744(Z) and 801.19, to create the Spring Street Historical Museum in the Department of State; to provide relative to the governing authority of the museum including its composition, powers, duties, responsibilities, meetings, and officers; to provide for the adoption of rules and regulations including fees; to provide for receipt and use of funds and property; to provide relative to the authority of the secretary of state and the Department of State with respect to the museum; to provide relative to personnel and budgets of the museum; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1119—
BY REPRESENTATIVE CRANE
AN ACT

To amend and reenact R.S. 17:3141.3(A)(4), 3141.5(C)(4), and 3141.18(A), (B), (C), and (D), to enact R.S. 17:3141.3(G) and R.S. 36:651(L) and 801.5, and to repeal R.S. 36:651(G)(1), relative to proprietary schools; to provide relative to the membership and duties of the Advisory Commission on Proprietary Schools; to provide relative to the revocation of licenses in the event of a change of ownership of a proprietary school; to provide relative to certain authority of the Board of Regents and the Advisory Commission on Proprietary Schools with regard to the investigation of complaints and hearings relative thereto; to provide relative to the placement of the Advisory Commission on Proprietary Schools in the executive branch of state government and for the exercise of its powers, duties, functions, and responsibilities; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1135—
BY REPRESENTATIVE FRITH
AN ACT

To authorize the secretary of the Department of Wildlife and Fisheries and the commissioner of administration to sell, convey, transfer, assign, and deliver certain state property located in Vermilion Parish.

Reported without amendments.

HOUSE BILL NO. 1157—
BY REPRESENTATIVE BRUCE
AN ACT

To amend and reenact R.S. 25:380.92(C)(introductory paragraph) and to enact R.S. 25:380.92(C)(3), relative to the governing board of the Mansfield Female College Museum; to increase the membership; to provide relative to appointment; to provide relative to terms; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1159—
BY REPRESENTATIVE BRUCE
AN ACT

To enact R.S. 17:85.11, relative to naming a stadium; to authorize the parish school board in certain parishes to name a stadium in honor of a former football coach and a team doctor; to provide limitations; 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 Concurrent Resolutions**

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

SENATE CONCURRENT RESOLUTION NO. 87—
BY SENATOR HINES
A CONCURRENT RESOLUTION

To commend the Tunica-Biloxi Tribe of Louisiana for its people,

culture, and history, acknowledge its many contributions to the state, and proclaim May 17, 2006, as "Tunica-Biloxi Day."

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dardenne	Lentini
Adley	Duplessis	Michot
Amedee	Dupre	Mount
Bajoie	Ellington	Murray
Broome	Fontenot	Nevers
Cain	Hollis	Romero
Chaisson	Jones	Schedler
Cheek	Kostelka	Smith
Total - 24		

NAYS

Total - 0

ABSENT

Barham	Gautreaux N	McPherson
Boasso	Heitmeier	Quinn
Cravins	Jackson	Shepherd
Fields	Malone	Theunissen
Gautreaux B	Marionneaux	Ullo
Total - 15		

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

SENATE CONCURRENT RESOLUTION NO. 88—
BY SENATOR FONTENOT
A CONCURRENT RESOLUTION

To designate May 17, 2006 as Louisiana Housing Council Day.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Duplessis	Mount
Adley	Dupre	Murray
Amedee	Ellington	Nevers
Bajoie	Fontenot	Romero
Broome	Hollis	Schedler
Cain	Jones	Smith
Chaisson	Kostelka	Theunissen
Cheek	Lentini	
Dardenne	Michot	
Total - 25		

NAYS

Total - 0

ABSENT

Barham	Gautreaux N	McPherson
Boasso	Heitmeier	Quinn
Cravins	Jackson	Shepherd
Fields	Malone	Ullo
Gautreaux B	Marionneaux	
Total - 14		

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

May 16, 2006

Senate and Concurrent Resolutions on Second Reading

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

SENATE RESOLUTION NO. 72— BY SENATOR SMITH

A RESOLUTION

To direct the Louisiana Motor Vehicle Commission to hold certain meetings and to report their findings to the Louisiana Senate Commerce, Consumer Protection, and International Affairs Committee.

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

SENATE CONCURRENT RESOLUTION NO. 85— BY SENATOR ULLO AND REPRESENTATIVE ODINET

A CONCURRENT RESOLUTION

To express the support of the Louisiana Legislature for the shrimp industry and for the "Bonne Crevette" marketing campaign to promote Louisiana wild caught shrimp.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns of names: Mr. President, Duplessis, Mount, Adley, Dupre, Murray, Amedee, Ellington, Nevers, Bajoue, Fontenot, Romero, Broome, Hollis, Schedler, Cain, Jones, Smith, Chaisson, Kostelka, Theunissen, Cheek, Lentini, Ullo, Cravins, Malone, Dardenne, Michot, Total - 28

NAYS

Total - 0

ABSENT

Table with 3 columns of names: Barham, Gautreaux N, McPherson, Boasso, Heitmeier, Quinn, Fields, Jackson, Shepherd, Gautreaux B, Marionneaux, Total - 11

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

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

May 15, 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. 1378— (Substitute for House Bill No. 559 by Representative Hebert)

BY REPRESENTATIVE HEBERT AN ACT

To amend and reenact Children's Code Article 638, relative to children in need of care; to provide for service of the petition; and to provide for related matters.

HOUSE BILL NO. 1379— (Substitute for House Bill No. 860 by Representative Alexander)

BY REPRESENTATIVES ALEXANDER, ANSARDI, BEARD, BRUCE, CRANE, CROWE, DORSEY, ERDEY, FRITH, E. GUILLORY, KENNEY, LABRUZZO, MONTGOMERY, MORRISH, PIERRE, T. POWELL, ROMERO, SCALISE, SMILEY, JANE SMITH, THOMPSON, AND WALSWORTH AND SENATORS BARHAM, CAIN, KOSTELKA, MICHOT, NEVERS, QUINN, SMITH, AND THEUNISSEN AN ACT

To amend and reenact Civil Code Articles 102 and 103(1) and Code of Civil Procedure Articles 3952, 3953(introductory paragraph) and (1) and (2) and 3956(introductory paragraph) and (5) and R.S.13:3491(A)(introductory paragraph) and (5)(a) and (B) and 3492(A)(introductory paragraph) and (6)(b) and (B) and to enact Civil Code Article 103.1, relative to divorce; to provide for the granting of divorce when there are minor children of the marriage; to provide for nullity of judgments; and to provide for related matters.

HOUSE BILL NO. 190—

BY REPRESENTATIVE MARTINY AN ACT

To amend and reenact R.S. 40:1796, relative to the preemption of state law over local governmental ordinances regarding the sale, purchase, possession, ownership, transfer, transportation, license, or registration of firearms or ammunition; to provide for an exception in cases of emergency or disaster; to provide for applicability in high-risk areas; to provide for definitions; and to provide for related matters.

HOUSE BILL NO. 626—

BY REPRESENTATIVE BALDONE AN ACT

To amend and reenact R.S. 28:382.2(C) and R.S. 39:1533(A) and to enact R.S. 28:771(G) and Chapter 18 of Title 28 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 28:871 through 876, and R.S. 36:254(J) and 258(J), relative to human services; to create the South Central Louisiana Human Services Authority and provide for the powers, duties, and functions of the authority; to create a governing board and provide for membership, powers, duties, and functions; to provide for the transfer of certain powers, duties, and functions from the Department of Health and Hospitals to the authority; to provide for transfer of employees; to provide for an effective date; and to provide for related matters.

HOUSE BILL NO. 802—

BY REPRESENTATIVE FRITH AN ACT

To amend and reenact R.S. 56:435.1(A), (F), and (G) and 435.1.1(A), (C), and (D), to enact R.S. 56:435.1(H), and to repeal R.S. 56:435.2, relative to the oyster harvest in Calcasieu Lake and Sabine Lake; to provide for the use of mechanical dredges; to authorize the Wildlife and Fisheries Commission to set closing dates and harvest limits; to provide for limited transplanting of oysters and cultch in Vermilion Bay; and to provide for related matters.

HOUSE BILL NO. 914—

BY REPRESENTATIVE TOOMY AN ACT

To amend and reenact R.S. 22:658(A)(1), relative to payment and adjustment of claims; to provide for the payment of claims; to provide for the notification of insurance producers; and to provide for related matters.

HOUSE BILL NO. 1082—BY REPRESENTATIVE WALSWORTH
AN ACT

To amend and reenact R.S. 44:4.1(B)(8) and to enact R.S. 17:81.9, relative to local public school boards; to require each city, parish, and other local public school board to develop and adopt certain policies with regard to hiring school employees, including certain contractors and other persons; to require applicants for employment to sign certain statements; to provide relative to the disclosure of certain information about such applicants; to exempt such disclosure from the public records law; to prohibit certain disclosure of such information and to provide that violation of such prohibition shall be a misdemeanor offense; to provide for penalties; to provide for the use of such information by local public school boards; to provide an effective date; and to provide for related matters.

HOUSE BILL NO. 1231—

BY REPRESENTATIVES WALKER, ALARIO, ALEXANDER, ANSARDI, BADON, BALDONE, BAUDOIN, BRUCE, BURNS, R. CARTER, DAMICO, DANIEL, DARTEZ, DOVE, DOWNS, DURAND, ERDEY, FANNIN, FAUCHEUX, FRITH, GALLOT, GLOVER, E. GUILLORY, HARRIS, HEATON, HEBERT, HILL, HOPKINS, HUTTER, KATZ, KENNEY, LABRUZZO, LANCASTER, MCDONALD, MONTGOMERY, ODINET, PIERRE, PINAC, PITRE, M. POWELL, QUEZAIRE, RICHMOND, ROBIDEAUX, ROMERO, SALTER, SCALISE, SCHNEIDER, SMILEY, GARY SMITH, JACK SMITH, JANE SMITH, JOHN SMITH, ST. GERMAIN, THOMPSON, TOWNSEND, TRAHAN, TUCKER, WADDELL, AND WALSWORTH

AN ACT

To amend and reenact R.S. 56:643(B)(2), relative to hunting and fishing licenses; to provide that members of the Louisiana National Guard not currently on active duty shall be eligible for a resident Louisiana National Guard license; to provide for residency requirements; and to provide for related matters.

HOUSE BILL NO. 1249—

BY REPRESENTATIVES ODINET AND BALDONE AND SENATOR DUPRE

AN ACT

To amend and reenact R.S. 56:423(A) and (B)(1), 424(H), 425(A) and (C), 427.1, 428(A) and (B), 429, and 432.1, to enact R.S. 56:424(I), 425(E), and 432.2, and to repeal R.S. 56:428.1, 428.2, 428.3, and 430.1, relative to oyster leases; to authorize the acquisition by the state of oyster leases directly impacted by coastal protection, conservation, or restoration projects; to establish a hierarchy of rights; to establish limitations on actions against the state, its political subdivision, or the United States; to provide for lease terms; to establish a lease acquisition and compensation program in the Department of Natural Resources; to provide for annual reports; and to provide for related matters.

HOUSE BILL NO. 1255—

BY REPRESENTATIVE DURAND

AN ACT

To amend and reenact R.S. 37:3386.1(3), (10), and (14), 3387.1(A) and (E)(2), 3387.2(A) and (E)(1), 3388.2(A), (B), and (D), and 3389, to enact R.S. 36:259(E)(24) and R.S. 37:3387.10 through 3387.14, and to repeal R.S. 37:3386.1(13) and R.S. 37:3387.7 through 3387.9, relative to the Addictive Disorders Practice Act; to provide transitional authority for the Addictive Disorder Regulatory Authority; to provide for definitions; to provide for licensed prevention professionals, certified prevention professionals, registered prevention professionals, prevention services assistants, and certified prevention supervisors; to provide for the Addictive Disorder Regulatory Authority; and to provide for related matters.

HOUSE BILL NO. 1270—

BY REPRESENTATIVE RITCHIE

AN ACT

To amend and reenact R.S. 51:710(A) and to enact R.S. 51:710.1, relative to securities; to provide for the powers and authority of the commissioner of securities; to provide additional powers for the commissioner during a declared state of emergency; to authorize the commissioner to assess certain civil monetary penalties; and to provide for related matters.

HOUSE BILL NO. 1289—

BY REPRESENTATIVES MORRELL, ANSARDI, BADON, BALDONE, BARROW, BAUDOIN, BAYLOR, BURNS, BURRELL, K. CARTER, DANIEL, DARTEZ, DORSEY, FARRAR, FAUCHEUX, FRITH, GLOVER, GRAY, E. GUILLORY, HARRIS, HEATON, HEBERT, HILL, HONEY, HUNTER, JACKSON, JEFFERSON, LAFONTA, MARCHAND, MCDONALD, ODINET, PIERRE, QUEZAIRE, RICHMOND, ROMERO, SCHNEIDER, JANE SMITH, ST. GERMAIN, AND TRAHAN

AN ACT

To amend and reenact R.S. 22:629 and to enact R.S. 22:658.3, relative to insurance claims; to provide relative to certain time limitations on actions; to extend the time for filing certain insurance claims for damages arising from hurricane activity; to provide for an emergency effective date; and to provide for related matters.

HOUSE BILL NO. 1380— (Substitute for House Bill No. 1181 by Representative LaBruzzo)

BY REPRESENTATIVE LABRUZZO

AN ACT

To enact R.S. 8:655(C) and (D) and R.S. 37:876(F) and (G), relative to funeral homes; to provide for a child's right to view the body of a deceased parent; to provide for exceptions; to provide for a civil action; and to provide for related matters.

HOUSE BILL NO. 310—

BY REPRESENTATIVE TUCKER

AN ACT

To repeal R.S. 17:10.6(C) and (D), relative to school and district accountability; to repeal certain provisions relative to a local public school system that is academically in crisis and the powers of the school board and superintendent of such system.

HOUSE BILL NO. 699—

BY REPRESENTATIVE MONTGOMERY

AN ACT

To enact Chapter 10-A of Title 45 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 45:1356 through 1368, relative to cable services; to create the "Competitive Cable and Video Services Act"; to provide guidelines for cable and video services; to provide for certificate of franchise authority to be distributed by the secretary of state; to provide for franchise fees associated with cable or video services; to provide for franchise fee audits and dispute resolutions; to provide for the distribution of these fees; to provide for a prohibition against build-out requirements; to authorize a local governmental subdivision to regulate a certificate holder; to prohibit discrimination with regards to cable or video services; to provide for public, educational, and governmental access channels; 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. 190—

BY REPRESENTATIVE MARTINY

AN ACT

To amend and reenact R.S. 40:1796, relative to the preemption of state law over local governmental ordinances regarding the sale, purchase, possession, ownership, transfer, transportation, license, or registration of firearms or ammunition; to provide for an exception in cases of emergency or disaster; to provide for applicability in high-risk areas; to provide for definitions; and to provide for related matters.

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

May 16, 2006

HOUSE BILL NO. 310—
BY REPRESENTATIVE TUCKER
AN ACT

To repeal R.S. 17:10.6(C) and (D), relative to school and district accountability; to repeal certain provisions relative to a local public school system that is academically in crisis and the powers of the school board and superintendent of such system.

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

HOUSE BILL NO. 626—
BY REPRESENTATIVE BALDONE
AN ACT

To amend and reenact R.S. 28:382.2(C) and R.S. 39:1533(A) and to enact R.S. 28:771(G) and Chapter 18 of Title 28 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 28:871 through 876, and R.S. 36:254(J) and 258(J), relative to human services; to create the South Central Louisiana Human Services Authority and provide for the powers, duties, and functions of the authority; to create a governing board and provide for membership, powers, duties, and functions; to provide for the transfer of certain powers, duties, and functions from the Department of Health and Hospitals to the authority; to provide for transfer of employees; to provide for an effective date; and to provide for related matters.

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

HOUSE BILL NO. 699—
BY REPRESENTATIVE MONTGOMERY
AN ACT

To enact Chapter 10-A of Title 45 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 45:1356 through 1368, relative to cable services; to create the "Competitive Cable and Video Services Act"; to provide guidelines for cable and video services; to provide for certificate of franchise authority to be distributed by the secretary of state; to provide for franchise fees associated with cable or video services; to provide for franchise fee audits and dispute resolutions; to provide for the distribution of these fees; to provide for a prohibition against build-out requirements; to authorize a local governmental subdivision to regulate a certificate holder; to prohibit discrimination with regards to cable or video services; to provide for public, educational, and governmental access channels; and to provide for related matters.

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

HOUSE BILL NO. 802—
BY REPRESENTATIVE FRITH
AN ACT

To amend and reenact R.S. 56:435.1(A), (F), and (G) and 435.1.1(A), (C), and (D), to enact R.S. 56:435.1(H), and to repeal R.S. 56:435.2, relative to the oyster harvest in Calcasieu Lake and Sabine Lake; to provide for the use of mechanical dredges; to authorize the Wildlife and Fisheries Commission to set closing dates and harvest limits; to provide for limited transplanting of oysters and cultch in Vermilion Bay; and to provide for related matters.

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

HOUSE BILL NO. 914—
BY REPRESENTATIVE TOOMY
AN ACT

To amend and reenact R.S. 22:658(A)(1), relative to payment and adjustment of claims; to provide for the payment of claims; to provide for the notification of insurance producers; and to provide for related matters.

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

HOUSE BILL NO. 1082—
BY REPRESENTATIVE WALSWORTH
AN ACT

To amend and reenact R.S. 44:4.1(B)(8) and to enact R.S. 17:81.9, relative to local public school boards; to require each city, parish, and other local public school board to develop and adopt certain policies with regard to hiring school employees, including certain contractors and other persons; to require applicants for employment to sign certain statements; to provide relative to the disclosure of certain information about such applicants; to exempt such disclosure from the public records law; to prohibit certain disclosure of such information and to provide that violation of such prohibition shall be a misdemeanor offense; to provide for penalties; to provide for the use of such information by local public school boards; 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. 1231—
BY REPRESENTATIVES WALKER, ALARIO, ALEXANDER, ANSARDI, BADON, BALDONE, BAUDOIN, BRUCE, BURNS, R. CARTER, DAMICO, DANIEL, DARTEZ, DOVE, DOWNS, DURAND, ERDEY, FANNIN, FAUCHEUX, FRITH, GALLOT, GLOVER, E. GUILLORY, HARRIS, HEATON, HEBERT, HILL, HOPKINS, HUTTER, KATZ, KENNEY, LABRUZZO, LANCASTER, MCDONALD, MONTGOMERY, ODINET, PIERRE, PINAC, PITRE, M. POWELL, QUEZAIRE, RICHMOND, ROBIDEAUX, ROMERO, SALTER, SCALISE, SCHNEIDER, SMILEY, GARY SMITH, JACK SMITH, JANE SMITH, JOHN SMITH, ST. GERMAIN, THOMPSON, TOWNSEND, TRAHAN, TUCKER, WADDELL, AND WALSWORTH
AN ACT

To amend and reenact R.S. 56:643(B)(2), relative to hunting and fishing licenses; to provide that members of the Louisiana National Guard not currently on active duty shall be eligible for a resident Louisiana National Guard license; to provide for residency requirements; and to provide for related matters.

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

HOUSE BILL NO. 1249—
BY REPRESENTATIVES ODINET AND BALDONE AND SENATOR DUPRE
AN ACT

To amend and reenact R.S. 56:423(A) and (B)(1), 424(H), 425(A) and (C), 427.1, 428(A) and (B), 429, and 432.1, to enact R.S. 56:424(I), 425(E), and 432.2, and to repeal R.S. 56:428.1, 428.2, 428.3, and 430.1, relative to oyster leases; to authorize the acquisition by the state of oyster leases directly impacted by coastal protection, conservation, or restoration projects; to establish a hierarchy of rights; to establish limitations on actions against the state, its political subdivision, or the United States; to provide for lease terms; to establish a lease acquisition and compensation program in the Department of Natural Resources; to provide for annual reports; and to provide for related matters.

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

HOUSE BILL NO. 1255—
BY REPRESENTATIVE DURAND
AN ACT

To amend and reenact R.S. 37:3386.1(3), (10), and (14), 3387.1(A) and (E)(2), 3387.2(A) and (E)(1), 3388.2(A), (B), and (D), and 3389, to enact R.S. 36:259(E)(24) and R.S. 37:3387.10 through 3387.14, and to repeal R.S. 37:3386.1(13) and R.S. 37:3387.7 through 3387.9, relative to the Addictive Disorders Practice Act; to provide transitional authority for the Addictive Disorder Regulatory Authority; to provide for definitions; to provide for licensed prevention professionals, certified prevention professionals, registered prevention professionals, prevention services assistants, and certified prevention supervisors; to provide for the Addictive Disorder Regulatory Authority; and to provide for related matters.

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

HOUSE BILL NO. 1270—

BY REPRESENTATIVE RITCHIE
AN ACT

To amend and reenact R.S. 51:710(A) and to enact R.S. 51:710.1, relative to securities; to provide for the powers and authority of the commissioner of securities; to provide additional powers for the commissioner during a declared state of emergency; to authorize the commissioner to assess certain civil monetary penalties; and to provide for related matters.

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

HOUSE BILL NO. 1289—

BY REPRESENTATIVES MORRELL, ANSARDI, BADON, BALDONE, BARROW, BAUDOIN, BAYLOR, BURNS, BURRELL, K. CARTER, DANIEL, DARTEZ, DORSEY, FARRAR, FAUCHEUX, FRITH, GLOVER, GRAY, E. GUILLORY, HARRIS, HEATON, HEBERT, HILL, HONEY, HUNTER, JACKSON, JEFFERSON, LAFONTA, MARCHAND, McDONALD, ODINET, PIERRE, QUEZAIRE, RICHMOND, ROMERO, SCHNEIDER, JANE SMITH, ST. GERMAIN, AND TRAHAN
AN ACT

To amend and reenact R.S. 22:629 and to enact R.S. 22:658.3, relative to insurance claims; to provide relative to certain time limitations on actions; to extend the time for filing certain insurance claims for damages arising from hurricane activity; to provide for an emergency effective date; and to provide for related matters.

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

HOUSE BILL NO. 1378— (Substitute for House Bill No. 559 by Representative Hebert)

BY REPRESENTATIVE HEBERT
AN ACT

To amend and reenact Children's Code Article 638, relative to children in need of care; to provide for service of the petition; and to provide for related matters.

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

HOUSE BILL NO. 1379— (Substitute for House Bill No. 860 by Representative Alexander)

BY REPRESENTATIVES ALEXANDER, ANSARDI, BEARD, BRUCE, CRANE, CROWE, DORSEY, ERDEY, FRITH, E. GUILLORY, KENNEY, LABRUZZO, MONTGOMERY, MORRISH, PIERRE, T. POWELL, ROMERO, SCALISE, SMILEY, JANE SMITH, THOMPSON, AND WALSWORTH AND SENATORS BARHAM, CAIN, KOSTELKA, MICHOT, NEVERS, QUINN, SMITH, AND THEUNISSEN
AN ACT

To amend and reenact Civil Code Articles 102 and 103(1) and Code of Civil Procedure Articles 3952, 3953(introductory paragraph) and (1) and (2) and 3956(introductory paragraph) and (5) and R.S.13:3491(A)(introductory paragraph) and (5)(a) and (B) and 3492(A)(introductory paragraph) and (6)(b) and (B) and to enact Civil Code Article 103.1, relative to divorce; to provide for the granting of divorce when there are minor children of the marriage; to provide for nullity of judgments; and to provide for related matters.

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

HOUSE BILL NO. 1380— (Substitute for House Bill No. 1181 by Representative LaBruzzo)

BY REPRESENTATIVE LABRUZZO
AN ACT

To enact R.S. 8:655(C) and (D) and R.S. 37:876(F) and (G), relative to funeral homes; to provide for a child's right to view the body of a deceased parent; to provide for exceptions; to provide for a civil action; 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

May 16, 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. 202—

BY REPRESENTATIVES GALLOT AND DOWNS AND SENATOR KOSTELKA

A CONCURRENT RESOLUTION

To commend Richard I. Durrett, P. E. upon his retirement as parish administrator/engineer for the Lincoln Parish Police Jury and to recognize his achievements and contributions.

HOUSE CONCURRENT RESOLUTION NO. 203—

BY REPRESENTATIVES SCALISE AND SALTER

A CONCURRENT RESOLUTION

To memorialize the United States Congress to take such actions as are necessary to ensure that the Centers for Medicare and Medicaid Services (CMS) do not penalize senior citizens who resided in areas affected by Hurricane Katrina for taking advantage of the special enrollment period set for enrollment in Medicare Part D.

HOUSE CONCURRENT RESOLUTION NO. 204—

BY REPRESENTATIVE DOWNS

A CONCURRENT RESOLUTION

To urge and request the Department of Transportation and Development to study speed limits and their enforcement on state and U.S. highways within municipalities, to urge and request the legislative auditor to study excessive speed limit enforcement in at least one municipality as part of the department's study, and to request that the department report its findings to the House and Senate Committees on Transportation, Highways and Public Works prior to the convening of the 2007 Regular Session.

HOUSE CONCURRENT RESOLUTION NO. 205—

BY REPRESENTATIVE RICHMOND

A CONCURRENT RESOLUTION

To memorialize the United States Congress to take such actions as are necessary to extend Louisiana's seaward boundary in the Gulf of Mexico to twelve geographical miles.

HOUSE CONCURRENT RESOLUTION NO. 208—

BY REPRESENTATIVE BALDONE

A CONCURRENT RESOLUTION

To memorialize the United States Congress to take such actions as are necessary to require a minimum time period for a business to refund an unauthorized overcharge on a debit card.

HOUSE CONCURRENT RESOLUTION NO. 209—

BY REPRESENTATIVE KLECKLEY

A CONCURRENT RESOLUTION

To express condolences upon the death of Joseph Dickson Dorroh, Jr. of Lake Charles.

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:

May 16, 2006

HOUSE CONCURRENT RESOLUTION NO. 202— BY REPRESENTATIVES GALLOT AND DOWNS AND SENATOR KOSTELKA

A CONCURRENT RESOLUTION To commend Richard I. Durrett, P. E. upon his retirement as parish administrator/engineer for the Lincoln Parish Police Jury and to recognize his achievements and contributions.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns of names: Mr. President, Adley, Amedee, Bajoie, Barham, Broome, Cain, Chaisson, Cheek, Cravins, Total - 29; Dardenne, Duplessis, Dupre, Ellington, Fontenot, Hollis, Jones, Kostelka, Lentini, Malone; Michot, Mount, Murray, Nevers, Romero, Schedler, Smith, Theunissen, Ullo.

NAYS

Total - 0

ABSENT

Table with 3 columns of names: Boasso, Fields, Gautreaux B, Gautreaux N, Total - 10; Heitmeier, Jackson, Marionneaux, McPherson; Quinn, Shepherd.

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

HOUSE CONCURRENT RESOLUTION NO. 203— BY REPRESENTATIVES SCALISE AND SALTER

A CONCURRENT RESOLUTION To memorialize the United States Congress to take such actions as are necessary to ensure that the Centers for Medicare and Medicaid Services (CMS) do not penalize senior citizens who resided in areas affected by Hurricane Katrina for taking advantage of the special enrollment period set for enrollment in Medicare Part D.

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

HOUSE CONCURRENT RESOLUTION NO. 204— BY REPRESENTATIVE DOWNS

A CONCURRENT RESOLUTION To urge and request the Department of Transportation and Development to study speed limits and their enforcement on state and U.S. highways within municipalities, to urge and request the legislative auditor to study excessive speed limit enforcement in at least one municipality as part of the department's study, and to request that the department report its findings to the House and Senate Committees on Transportation, Highways and Public Works prior to the convening of the 2007 Regular Session.

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

HOUSE CONCURRENT RESOLUTION NO. 205— BY REPRESENTATIVE RICHMOND

A CONCURRENT RESOLUTION To memorialize the United States Congress to take such actions as are necessary to extend Louisiana's seaward boundary in the Gulf of Mexico to twelve geographical miles.

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

HOUSE CONCURRENT RESOLUTION NO. 208— BY REPRESENTATIVE BALDONE

A CONCURRENT RESOLUTION To memorialize the United States Congress to take such actions as are necessary to require a minimum time period for a business to refund an unauthorized overcharge on a debit card.

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

HOUSE CONCURRENT RESOLUTION NO. 209— BY REPRESENTATIVE KLECKLEY

A CONCURRENT RESOLUTION To express condolences upon the death of Joseph Dickson Dorroh, Jr. of Lake Charles.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns of names: Mr. President, Adley, Amedee, Bajoie, Barham, Broome, Cain, Chaisson, Cheek, Cravins, Total - 30; Dardenne, Duplessis, Dupre, Ellington, Fields, Fontenot, Hollis, Jones, Kostelka, Lentini; Malone, Michot, Mount, Murray, Nevers, Romero, Schedler, Smith, Theunissen, Ullo.

NAYS

Total - 0

ABSENT

Table with 3 columns of names: Boasso, Gautreaux B, Gautreaux N, Total - 9; Heitmeier, Jackson, Marionneaux; McPherson, Quinn, Shepherd.

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. 345— BY REPRESENTATIVE CAZAYOUX A JOINT RESOLUTION

Proposing to amend Article VII, Section 14(B) of the Constitution of Louisiana, to authorize the investment in stocks of certain endowed funds of institutions of higher education; to provide for submission of the proposed amendment to the electors; 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. 369— BY REPRESENTATIVE DURAND AN ACT

To amend and reenact R.S. 40:32(1) and 34(B)(1)(a)(viii), (h)(v), (i), and (j), relative to biological parents; to provide for definitions regarding surrogate pregnancies; to expand the definition of surrogate to include a person related by affinity; to provide for

retroactivity; 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. 406—

BY REPRESENTATIVE DANIEL

A JOINT RESOLUTION

Proposing to amend Article VII, Section 14(B) of the Constitution of Louisiana, to authorize the investment of a portion of the Medicaid Trust Fund for the Elderly in equities; to provide for submission of the proposed amendment to the electors; and to provide for related matters.

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

HOUSE BILL NO. 570—BY REPRESENTATIVES SCALISE, ALEXANDER, GALLOT, E. GUILLORY, HUNTER, AND WALKER
AN ACT

To enact Chapter 22 of Title 39 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 39:2151 through 2163, relative to qui tam actions; to create the Hurricane Relief Funds Integrity Act; to prohibit false or fraudulent claims or false or misleading statements in relation to obtaining funds, property, use of property, or other compensation from hurricane relief programs; to provide for civil actions by the attorney general or by other persons to recover hurricane relief program funds; to provide for damages, fines, penalties, and interest; to create the Hurricane Relief Programs Fraud Detection Fund; to provide for an awards program for information on violations; to provide for protection for certain persons against reprisals by certain persons; 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 Judiciary A.

HOUSE BILL NO. 676—

BY REPRESENTATIVE BALDONE

AN ACT

To amend and reenact R.S. 47:1998(A)(1)(a) and to enact R.S. 47:1998(G), relative to ad valorem taxation; to provide procedures for judicial review of the final determination by the Louisiana Tax Commission of assessed valuation and taxes due; to authorize assessors employment of private counsel; and to provide for related matters.

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

HOUSE BILL NO. 702—

BY REPRESENTATIVE ODINET

AN ACT

To amend and reenact R.S. 56:433(B)(1) and (C), relative to harvest of oysters; to provide for season opening and closing dates for harvest from the public seed grounds; 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. 707—

BY REPRESENTATIVES FARRAR, RICHMOND, AND STRAIN

A JOINT RESOLUTION

Proposing to amend Article I, Section 4(B) of the Constitution of Louisiana, to prohibit the expropriation and transfer of property to a private person under certain circumstances; to provide for submission of the proposed amendment to the electors; 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. 830—

BY REPRESENTATIVE CAZAYOUX

AN ACT

To amend and reenact R.S. 49:327(C)(3), relative to the investment of endowed funds; to provide for the investment of a percentage of the publicly funded permanently endowed funds in stock; and to provide for related matters.

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

HOUSE BILL NO. 838—

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

AN ACT

To amend and reenact R.S. 56:328(B), (C), and (D) and to enact R.S. 56:328(E), relative to invasive, noxious aquatic plants; to require the Department of Wildlife and Fisheries to maintain and promulgate a list of prohibited noxious aquatic plants; to require the department to take necessary steps to control and eradicate such plants; 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. 890—

BY REPRESENTATIVE BAYLOR

AN ACT

To amend and reenact R.S. 32:351(A), relative to equipment on motor vehicles; to provide for the use of horns on motor vehicles; to provide relative to certain exemptions for mobility-impaired persons; 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.

HOUSE BILL NO. 891—

BY REPRESENTATIVE ARNOLD

AN ACT

To amend and reenact R.S. 32:1252(8), (22)(a), and 23(a) and 1254(J)(4)(a), relative to the distribution and sale of motor vehicles; to provide for definitions; to provide for additional licensing and compliance requirements for motor vehicle lessors; 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. 960—

BY REPRESENTATIVE HAMMETT

AN ACT

To enact Part VII-A of Chapter 10 of Title 38 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 38:2318.1, relative to the selection of professional services for public contracts; to prohibit the selection of providers of design professional services based on price; to provide for contracts for design professional services entered into where price or price-related factors were a factor in selection; 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 Finance.

HOUSE BILL NO. 992—

BY REPRESENTATIVES MARCHAND, ALARIO, ALEXANDER, ARNOLD, BADON, BALDONE, BARROW, BAUDOIN, BAYLOR, BEARD, BOWLER, BRUCE, BRUNEAU, BURRELL, CRANE, CRAVINS, CURTIS, DAMICO, DANIEL, DARTEZ, DORSEY, DOVE, DOWNS, DURAND, ERDEY, FANNIN, FARRAR, FAUCHEUX, FRITH, GALLOT, GLOVER, GRAY, E. GUILLORY, M. GUILLORY, HARRIS, HEATON, HEBERT, HILL, HOPKINS, HUNTER, HUTTER, JACKSON, JEFFERSON, KATZ, KENNARD, KENNEY, LABRUZZO, LAFONTA, LANCASTER, MCDONALD, MONTGOMERY, MORRELL, ODINET, PIERRE, PITRE, M. POWELL, T. POWELL, QUEZAIRE, RITCHIE, ROMERO, SALTER, SCALISE, SCHNEIDER, GARY SMITH, JACK SMITH, JANE SMITH, JOHN SMITH, STRAIN, TOOMY, TOWNSEND, TRAHAN, TUCKER, WALSWORTH, AND WOOTON

May 16, 2006

AN ACT

To enact R.S. 19:2.3, relative to expropriation; to prohibit expropriation for certain purposes; to provide for exceptions; to provide for the return of unused expropriated property; to provide for applicability; 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. 1003—

BY REPRESENTATIVES SALTER AND SCALISE
AN ACT

To enact R.S. 47:337.9(F), relative to the Uniform Local Sales Tax Code; to exempt purchases of prescription drugs purchased through or pursuant to a Medicare Part D plan; 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 Revenue and Fiscal Affairs.

HOUSE BILL NO. 1078—

BY REPRESENTATIVE ARNOLD
AN ACT

To amend and reenact R.S. 6:969.37(A)(1), (B), (C)(1), (D)(1), (E), (G), and (H), 969.38(A), (B), (C)(1) and (2), and (D), 969.39(A) and (B), 969.40(B), (C), and (D), and 969.41(A), (B), and (C), relative to the Louisiana Motor Vehicle Sales Finance Act; to provide for licensing procedures; to provide for denial, suspension, or revocation of licenses; to provide for investigations and complaints; to provide for the powers of the commission; to provide for the penalties imposed 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 Commerce, Consumer Protection, and International Affairs.

HOUSE BILL NO. 1141—

BY REPRESENTATIVES HEBERT AND SCALISE
AN ACT

To amend and reenact R.S. 22:1430.12(A)(1), relative to insurance rates for certain policies; to exempt certain coverages from certain requirements for rates for policies offered by the Louisiana Citizens Property Insurance Corporation; and to provide for related matters.

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

HOUSE BILL NO. 1158—

BY REPRESENTATIVE QUEZAIRE
AN ACT

To amend and reenact R.S. 47:820.4(D), relative to the Transportation Infrastructure Model for Economic Development; to provide relative to bonds sold to fund the program; and to provide for related matters.

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

HOUSE BILL NO. 1161—

BY REPRESENTATIVE ST. GERMAIN
AN ACT

To enact R.S. 56:322.2(I), relative to taking of shad; to authorize the use of unattended nets overnight during the open season in Lake Palourde and Lake Verret; to provide for certain restrictions; 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. 1186—

BY REPRESENTATIVE ALARIO
AN ACT

To provide with respect to the Revenue Sharing Fund and the allocation and distribution thereof for Fiscal Year 2006-2007; and to provide for related matters.

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

HOUSE BILL NO. 1199—

BY REPRESENTATIVE CROWE
AN ACT

To amend and reenact R.S. 15:542(B)(introductory paragraph) and (D) and to enact R.S. 15:542(B)(7), relative to registration of sex offenders; to provide for registration of sex offenders ten days prior to release from confinement from a state correctional facility; to provide for the offender's photograph to be placed on the office of state police's website; to provide for the initial payment of the registration fee upon release from confinement; 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. 1213—

BY REPRESENTATIVE M. POWELL
AN ACT

To amend and reenact R.S. 35:191(P), relative to notaries public; to provide for statewide jurisdiction for certain notaries; to provide for the qualifications to obtain statewide jurisdiction; 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. 1215—

BY REPRESENTATIVE ALARIO
AN ACT

To amend and reenact Section 13 of Act No. 465 of the 2005 Regular Session of the Legislature as amended by Act No. 20 of the 2006 First Extraordinary Session of the Legislature, relative to revenue sharing; to provide for certain parish allocations for Fiscal Year 2005-2006; to provide with respect to the distribution of certain revenue sharing allocations; 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 Finance.

HOUSE BILL NO. 1219—

BY REPRESENTATIVE BOWLER
AN ACT

To amend and reenact R.S. 35:131 through 133, 191(C)(1) and (2) and (E), and 191.1 and to enact R.S. 35:191(V), relative to notaries public; to authorize the secretary of state to grant leaves of absence for notaries; to provide for the application, qualification, and administration process for taking the notary examination; to provide for certain fees; to provide for the continued exercise of notarial functions by notaries displaced by Hurricane Katrina or Rita; to provide for the development of uniform statewide examination standards; to provide for regional testing centers; 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. 1223—

BY REPRESENTATIVE GALLOT
AN ACT

To amend and reenact R.S. 35:71(A)(1) and (E) and to enact R.S. 35:191(A)(3), relative to notaries public; to provide relative to the suspension of a notarial commission and the removal of certain penalties; to provide for the definitions of "valid notarial commission" and "validly appointed notary public"; 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. 1278—

BY REPRESENTATIVES BRUNEAU, DANIEL, DOVE, DOWNS, ERDEY, FANNIN, HUTTER, LAMBERT, PITRE, M. POWELL, SMILEY, AND ST. GERMAIN

AN ACT

To enact R.S. 32:402(C)(3), relative to drivers' licenses; to authorize the waiver of certain commercial motor vehicle driver's license requirements for military personnel during a state of emergency; to provide relative to certain restrictions; 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.

HOUSE BILL NO. 1325—

BY REPRESENTATIVE BURRELL

AN ACT

To amend and reenact R.S. 51:941(3), relative to economic development; to provide for a definition of "small and emerging business"; 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. 1359—

BY REPRESENTATIVES STRAIN AND DURAND

AN ACT

To enact R.S. 9:2793.5; relative to civil liability of nonprofit organizations; to provide a limitation of liability for the Louisiana Girl Scout Councils; to provide an exception for willful and wanton misconduct; 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 Concurrent Resolutions
on Second Reading**

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

HOUSE CONCURRENT RESOLUTION NO. 198—

BY REPRESENTATIVES PIERRE, ALARIO, BEARD, BURNS, BURRELL, CAZAYOUX, CRANE, CURTIS, DAMICO, DANIEL, DARTEZ, DOERGE, DOVE, DOWNS, FANNIN, FARRAR, FAUCHEUX, FRITH, GALLOT, GEYMANN, E. GUILLORY, HAMMETT, HILL, HOPKINS, HUTTER, JACKSON, JOHNS, KENNEY, KLECKLEY, LAFLEUR, LAMBERT, MARTINY, MCDONALD, MONTGOMERY, MORRISH, ODINET, PINAC, T. POWELL, RITCHIE, ROBIDEAUX, SCALISE, SCHNEIDER, SMILEY, GARY SMITH, JACK SMITH, JANE SMITH, JOHN SMITH, ST. GERMAIN, STRAIN, THOMPSON, TOWNSEND, TRAHAN, TUCKER, WADDELL, WALSWORTH, AND WOOTON

A CONCURRENT RESOLUTION

To express the support of the Legislature of Louisiana for the storage of natural gas in this state and to recognize the benefits and importance of the storage of natural gas in this state.

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

Reports of Committees

The following reports of committees were received and read:

**REPORT OF COMMITTEE ON
JUDICIARY C**

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

May 16, 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. 10—

BY SENATOR N. GAUTREAU

AN ACT

To amend and reenact R.S. 14:35.3(I) and (K), relative to penalties for the crime of domestic abuse battery; to provide for enhancement of penalties under certain circumstances; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 340—

BY SENATOR CAIN

AN ACT

To enact R.S. 14:91.2, relative to violent or sexually explicit video games; to prohibit the sale or rental of any violent or sexually explicit video game to a minor; establishes labeling requirements for violent or sexually explicit video games; to provide for criminal penalties; to provide for certain exceptions; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 612—

BY SENATOR MOUNT

AN ACT

To amend and reenact R.S. 14:81.2(B), (C), and (D) and to enact R.S. 15:550(B)(4) and 551, R.S. 32:412(I), and Chapter 24-C of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:2528, relative to sexual offenders; to increase penalties for certain sexual offenders; to provide for a mandatory electronic monitoring of sex offenders who repeatedly fail to register; to require a restriction code which declares that a driver's license holder is a sex offender; to provide for a Predator Alert System; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 12—

BY REPRESENTATIVE GREENE

AN ACT

To amend and reenact R.S. 14:220.1(B), relative to leased movables; to increase the penalty for failure to return a leased movable in certain circumstances; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 74—

BY REPRESENTATIVE JOHNS

AN ACT

To amend and reenact Code of Criminal Procedure Article 344(B)(1), relative to notice for a defendant's required appearance; to provide that the defendant may designate an agent to be served with the notice to appear; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 303—

BY REPRESENTATIVE FAUCHEUX

AN ACT

To amend and reenact R.S. 40:981.3(A), relative to the Uniform Controlled Dangerous Substances Law; to provide for violations of the Uniform Controlled Dangerous Substances Law in drug-free zones; to provide for penalties; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 879—
BY REPRESENTATIVE MARTINY
AN ACT

To enact R.S. 14:133.5, relative to filing a false complaint against a law enforcement officer; to create the crime of filing a false complaint against a law enforcement officer; to provide for penalties; to provide for definitions; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 1043—
BY REPRESENTATIVES GREENE AND SCALISE
AN ACT

To amend and reenact R.S. 14:32.1(B), relative to vehicular homicide; to provide for increased penalties for the crime of vehicular homicide; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 1093—
BY REPRESENTATIVES DURAND, BALDONE, AND ROMERO
AN ACT

To amend and reenact R.S. 14:67.9, relative to theft of oil and gas equipment; to provide for increased penalties; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 1210—
BY REPRESENTATIVE LAFONTA
AN ACT

To amend and reenact R.S. 30:2522(4) and 2531.1(A), relative to littering; to amend the definition of litter to include roofing nails; to amend provisions of the crime of gross littering to include roofing nails; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 1258—
BY REPRESENTATIVES KLECKLEY, MCDONALD, AND WALSWORTH
AN ACT

To amend and reenact Code of Criminal Procedure Article 814(A)(8) and to enact Code of Criminal Procedure Article 814(A)(8.1), relative to responsive verdicts; to provide for oral sexual battery as a responsive verdict to aggravated rape; to provide for responsive verdicts of aggravated rape of a child under the age of thirteen; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 1304—
BY REPRESENTATIVE ROBIDEAUX
AN ACT

To enact R.S. 14:102.21, relative to offenses affecting the public sensibility; to create the crime of unauthorized use of the identity of a deceased soldier; to provide for the elements of the crime; to provide for criminal penalties; to provide for definitions; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 1335—
BY REPRESENTATIVE GLOVER
AN ACT

To amend and reenact R.S. 14:67.16(A) and (C), relative to identity theft; to provide for penalties for the crime of identity theft against persons sixty years of age or older or disabled; and to provide for related matters.

Reported favorably.

Respectfully submitted,
JOEL T. CHAISSON II
Chairman

**REPORT OF COMMITTEE ON
JUDICIARY B**

Senator Marionneaux, Chairman on behalf of the Committee on Judiciary B, submitted the following report:

May 16, 2006

To the President and Members of the Senate:

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

SENATE BILL NO. 66—
BY SENATOR CRAVINS
AN ACT

To amend and reenact R.S. 27:3(10), (15), (17) and (19), 15(D) and (E), 21.1(A), (E), (F), and (G), 27.1(C) and (I), 29.2(A), (B), and (D), 29.3(A) and (D), and 29.4(D), and to enact Chapter 9 of Title 27 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 27:451 through 455, 461 through 464, 471 through 476, and 481, relative to casino gaming at eligible live horse racing facility; to provide for definitions; to provide relative to the power of the Louisiana State Racing Commission; to provide relative to the required licensing procedures and the terms for such licenses; to provide for the conduct of casino gaming; to provide relative to required suitability standards; to provide for the duties and powers of the Louisiana Gaming Control Board; to provide for the duties and powers of the office of state police; to provide relative to limitations on casino gaming; to provide for prohibited activities; to provide for the size of licensed gaming area; to provide for certain crimes and penalties; to prohibit the play of casino games by minors; to provide notice of telephone assistance to compulsive gamblers; to provide for local election on authorization of casino games; to revise certain statutory provisions to provide for the regulation of casino gaming by the Louisiana Gaming Control Board; and to provide for related matters.

Reported without action.

SENATE BILL NO. 695—
BY SENATOR CRAVINS
AN ACT

To amend and reenact R.S. 27:392(B)(9) and to enact R.S. 27:392(B)(10), relative to the distribution of revenues derived under the Pari-mutuel Live Racing Facility Economic Redevelopment and Gaming Control Act; to provide for the distribution of such revenues to the Jockeys Health and Welfare Benefit Fund; to provide for the purpose of such fund; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 56—
BY REPRESENTATIVE JOHNS
AN ACT

To amend and reenact R.S. 9:2795.3(A)(1), (3)(a), (4), and (7), relative to civil liability; to provide a limitation of liability for horse racing; to provide definitions; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 379—
BY REPRESENTATIVE MARTINY
AN ACT

To amend and reenact R.S. 15:571.3(B) and Code of Criminal Procedure Article 880, relative to diminution of sentence for good behavior and credit for prior custody; to limit the amount of good time or credit earned per month for inmates serving consecutive sentences; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 846—
 BY REPRESENTATIVES DORSEY, ALARIO, K. CARTER, DEWITT, HAMMETT, JEFFERSON, RICHMOND, AND SALTER AND SENATORS BAJOLE, HEITMEIER, HINES, AND MOUNT
 AN ACT

To enact R.S. 29:769(E), relative to public health emergencies; to provide during such emergencies for the temporary registration of certain health care providers licensed in another jurisdiction of the United States; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 1133—
 BY REPRESENTATIVES DARTEZ, JACK SMITH, ST. GERMAIN, FAUCHEUX, AND GARY SMITH AND SENATORS AMEDEE AND B. GAUTREAUX
 AN ACT

To enact R.S. 16:516, 517, and 518, relative to the payment of health insurance premiums of district attorneys in the Twenty-Third, Twenty-Ninth, and Fortieth judicial districts; to provide with respect to payment of health insurance for certain retired district attorneys; to establish criteria for eligibility; to provide for the payment of such premiums by the district attorney's office; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 1134—
 BY REPRESENTATIVE E. GUILLORY
 AN ACT

To amend and reenact R.S. 33:9576(A), (B), and (D)(5) and to enact R.S. 33:9576(C)(7), (D)(6), and (E), relative to the Calcasieu Parish Gaming Revenue District; to authorize the district to incur debt and issue bonds and other evidences of indebtedness; to provide for purposes and procedures; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 1201—
 BY REPRESENTATIVES HONEY, BALDONE, BURRELL, CAZAYOUX, DORSEY, GEYMAN, GRAY, HEATON, MARTINY, QUEZAIRE, SALTER, SCHNEIDER, JANE SMITH, WHITE, WOOTON, ALARIO, ARNOLD, BADON, BARROW, BAUDOIN, BURNS, K. CARTER, CRANE, CRAVINS, CURTIS, DANIEL, DEWITT, DOVE, DOWNS, DURAND, FANNIN, FARRAR, FAUCHEUX, FRITH, E. GUILLORY, M. GUILLORY, HILL, HUTTER, JACKSON, JEFFERSON, KATZ, LABRUZZO, LAFONTA, LANCASTER, MARCHAND, MCDONALD, MORRELL, ODINET, PIERRE, PITRE, M. POWELL, T. POWELL, ROMERO, SCALISE, GARY SMITH, ST. GERMAIN, STRAIN, TOOMY, TRAHAN, AND TUCKER
 AN ACT

To amend and reenact R.S. 15:587.1(C)(introductory paragraph) and (1) and to enact R.S. 17:15(E), relative to criminal background checks; to provide for criminal history information for teachers, school employees, and others who are applying for a position of supervisory or disciplinary authority over children; to add crimes of violence, sex offenses and the crimes of voyeurism, and peeping Tom to the list of crimes which are maintained by the Bureau of Criminal Identification and Information and reported to employers; to require teachers and other school employees to disclose convictions or pleas for certain criminal offenses to their employer; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 1369— (Substitute for House Bill No. 581 by Representative Geymann)
 BY REPRESENTATIVES GEYMAN AND CRAVINS
 AN ACT

To amend and reenact Code of Criminal Procedure Article 893(A) and to enact Chapter 3-D of Title 15 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 15:561 through 561.7, relative to sex offenders; to provide for supervised release of sex offenders; to provide for the duties of the Department of Public Safety and Corrections; to provide for the conditions of supervised release; to provide for the duration of supervised release; to provide for applicability; to provide for the adoption of administrative rules; to provide for exceptions; to provide for penalties for failure to comply with the conditions of supervised

release; to provide for duties of the court to explain the term and conditions of supervised release; to provide that supervised release shall not constitute probation and as such is not subject to the five-year limitation on the length of probation; and to provide for related matters.

Reported favorably.

Respectfully submitted,
 ROBERT M. MARIONNEAUX, JR.
 Chairman

**REPORT OF COMMITTEE ON
 JUDICIARY A**

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

May 16, 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. 728—
 BY SENATOR SHEPHERD
 AN ACT

To amend and reenact R.S. 9:5625(G)(1), relative to preservation of buildings and landmarks in historic districts; to remove certain prescriptive periods; and to provide for related matters.

Reported with amendments.

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.

Reported with amendments.

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.

Reported favorably.

HOUSE BILL NO. 86—
 BY REPRESENTATIVE KENNEY AND SENATOR ELLINGTON
 AN ACT

To enact R.S. 33:451, relative to mayors' courts; to establish a mayor's court in the town of Clarks, Caldwell Parish; to provide for the territorial jurisdiction of the court; to grant the mayor power, authority, and jurisdiction; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 121—
 BY REPRESENTATIVES JOHNS AND CROWE
 AN ACT

To enact R.S. 9:272(C), relative to covenant marriage; to provide relative to grounds for the dissolution of a covenant marriage; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 288—
BY REPRESENTATIVES WALKER, ANSARDI, CRAVINS, AND JOHNS
AN ACT

To amend and reenact Code of Civil Procedure Article 3431(A), relative to small successions; to provide for qualifications for filing a small succession; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 309—
BY REPRESENTATIVES WALKER AND GRAY
AN ACT

To amend and reenact Civil Code Article 54, relative to declarations of death for absent persons; to provide relative to deaths between August 26, 2005, and September 30, 2005; to provide for retroactive application; to provide for an effective date; and to provide for related matters.

Reported with amendments.

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.

Reported with amendments.

HOUSE BILL NO. 706—
BY REPRESENTATIVE GALLOT
AN ACT

To amend and reenact R.S. 19:136 and 136.1(3), relative to the expropriation of blighted property; to authorize the city of Grambling to expropriate by a declaration of taking; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 713—
BY REPRESENTATIVE GALLOT
AN ACT

To amend and reenact R.S. 13:1904(C) and (D), relative to the destruction of certain records in the City Court of Ruston; to authorize the clerk of court to destroy certain civil and criminal records; to provide for time limitations in the destruction of records; to provide for requirements prior to destruction; and to provide for related matters.

Reported favorably.

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.

Reported favorably.

Respectfully submitted,
ARTHUR J. "ART" LENTINI
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. 213—
BY SENATOR ELLINGTON
AN ACT

To amend and reenact R.S. 47:1998(A)(1)(a) and (F), and to enact R.S. 47:1998(G), relative to judicial review of assessed valuation property; to provide procedures for judicial review of assessed valuation property; 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. 213 by Senator Ellington

AMENDMENT NO. 1
On page 2, line 22, change "collection" to "assessment"

AMENDMENT NO. 2
On page 2, line 28, after "**(F)(1)**" insert "**of this Section**"

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. 546—
BY SENATOR MOUNT
AN ACT

To enact R.S. 47:337.9(F), relative to sales and use taxes imposed by local governmental subdivisions, school boards, and other political subdivisions whose boundaries are not coterminous with the state; to exempt purchases of prescription drugs purchased through or pursuant to a Medicare Part D plan; 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. 546 by Senator Mount

AMENDMENT NO. 1
On page 1, delete line 17, and delete page 2, and insert:
"Section 2. This Act shall become effective on July 1, 2006; if vetoed by the governor and subsequently approved by the legislature, this Act shall become effective on July 1, 2006, or on the day following such approval by the legislature, whichever is later."

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. 567—
BY SENATOR MALONE
AN ACT

To amend and reenact R.S. 30:2418(I), relative to environmental quality; to provide for a phase out of the waste tire subsidy program; 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 Engrossed Senate Bill No. 567 by Senator Malone

AMENDMENT NO. 1

On page 1, line 2, after "(I)" insert "(1), (2), and (3) and to enact R.S. 30:2418(P)"

AMENDMENT NO. 2

On page 1, line 5, change "is" to "(1), (2), and (3) are" and after "reenacted" insert "and R.S. 30:2418(P) is hereby enacted"

AMENDMENT NO. 3

On page 1, delete lines 6 through 17, and on page 2, delete lines 1 through 23, and insert:
"§2418. Waste tires. * * *

I.(1) **Until the reduction of the fee starting July 1, 2006 as promulgated for in Subsection P of this Section**, the fee on tires authorized to be levied pursuant to R.S. 30:2413(A)(8) shall not exceed two dollars per passenger/light truck/small farm service tire, five dollars per medium truck tire, and ten dollars per off-road tire. The secretary may provide for exemptions from the fees levied on the sale of tires pursuant to this Chapter in the regulations provided for in Subsection H of this Section for the sale of tires sold at wholesale and certain tires which are de minimis in nature, including but not limited to lawn mower tires, bicycle tires, and golf cart tires. After June 1, 2004, the secretary may provide for the exemption of certain tire sales from the fee which tires were not previously exempted only through the department's rulemaking authority, including legislative oversight as provided in R.S. 30:2413(A)(8).

(2) **Until regulations to phase out this subsidy are promulgated pursuant to Subsection P of this Section**, a permitted waste tire processing facility shall be eligible to receive a minimum of one dollar and fifty cents per twenty pounds of waste tire material that is recycled or that reaches end-market uses or per twenty pounds of whole waste tires marketed and shipped to a qualified recycler. This payment shall be conditioned on the facility providing to the department any documentation, including but not limited to manifests, statements, or certified scale-weight tickets, required by law or by rules and regulations promulgated by the department. The secretary shall not make payments from the fund or obligate the department to make payments from the fund to any waste tire processor who did not receive payments from the fund prior to March 1, 2004, in an amount greater than fifty percent of the amount otherwise eligible to receive pursuant to this Paragraph until one of the following occurs:

(a) Payments have been made from the fund to waste tire processors, as provided for in Subparagraph (1)(3)(b), for a period of three consecutive months.

(b) All undisputed obligations owed to waste tire processors have been paid in full.

(3)(a) In the event the balance of the fund is insufficient to meet the obligations to waste tire processors provided for above, the department, after meeting all payments required by law, shall pay any undisputed amounts in a pro rata share to waste tire processors having a standard permit **until regulations to phase out this subsidy are promulgated pursuant to Subsection P of this Section**.

(b) In the event the fund has a surplus after meeting all obligations of the fund for the month, including any payments required by law, such surplus shall be distributed in a pro rata share to those waste tire processors having a standard permit for whom there are unpaid obligations of the fund, excluding any disputed amounts **until regulations to phase out this subsidy are promulgated pursuant to Subsection P of this Section**. Such surplus shall be processed for payment by the department within fifteen days after the end of the month in which the surplus arose.
* * *

P.(1)"

AMENDMENT NO. 4

On page 2, line 28, change "(3)" to "(2)"

AMENDMENT NO. 5

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

AMENDMENT NO. 6

On page 3, line 7, change "(5)" to "(4)"

AMENDMENT NO. 7

On page 3, line 11, after "**program**" insert "**provided for in Subsection I of this Section**"

AMENDMENT NO. 8

On page 3, after line 13, insert:

"Section 2. This Act shall become effective on July 1, 2006; if vetoed by the governor and subsequently approved by the legislature, this Act shall become effective on July 1, 2006, or on the day following such approval by the legislature, whichever is later."

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

SENATE BILL NO. 660—

BY SENATOR BARHAM

AN ACT

To amend and reenact R.S. 47:1952(C) and 1954, relative to ad valorem taxes; to eliminate ad valorem tax assessments on certain credits; to provide for changes in the manner in which ad valorem taxes are assessed against certain life insurance companies; to provide for credit assessments of certain insurance companies, the computation of such assessments, and apportionment of such assessments to the appropriate taxing districts; 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. 660 by Senator Barham

AMENDMENT NO. 1

On page 1, line 13, change "The" to "**Except as provided for in R.S. 47:1954**, the"

AMENDMENT NO. 2

On page 1, line 15, insert "at the business domicile in this state of the nonresident person or his business agent or representative,"

AMENDMENT NO. 3

On page 2, line 3, after "(1)" change "All" to "**Except as provided for in Subparagraph (2)(b) of this Subsection**, all" and delete "life"

AMENDMENT NO. 4

On page 2, line 13, change "In" to "**(a) Except as provided for in Subparagraph (b) of this Paragraph**, in" and delete "life"

AMENDMENT NO. 5

On page 2, line 19, after "assessed." insert "(b)"

AMENDMENT NO. 6

On page 2, line 21, after "premiums on" insert "**or credit assessments related to**"

AMENDMENT NO. 7

On page 2, line 29, change "**The**" to "**Except as provided for in Subparagraph (2)(b) of Subsection A, the**"

AMENDMENT NO. 8

On page 3, line 3, after "**state**," delete the remainder of the line, and delete line 4, and insert:

"On or before April first of each year, every insurance company transacting business in this state shall file a Property Tax Report setting forth the amount of premiums written in each parish during the previous year in accordance with Louisiana

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Tax Commission rules and regulations. The Louisiana Tax Commission shall assess the taxes of the various tax recipient bodies and, upon notice of such assessment, each insurance company shall remit the taxes assessed to the Department of Insurance. Upon receipt of the taxes assessed, the department shall as soon as possible distribute such tax receipts to the sheriff or other ad valorem property tax collector of the parish in proportion to"

AMENDMENT NO. 9

On page 3, delete lines 6 through 11, and insert:

"premiums written state wide.

(2) The sheriff shall distribute such tax receipts received from the Louisiana Tax Commission to the various tax recipient bodies in the same proportion as the amount of taxes received by the tax recipient body bears to the total taxes distributed to all tax recipient bodies in the parish."

AMENDMENT NO. 10

On page 3, after line 12, insert:

"Section 2. This Act shall become effective on January 1, 2007; if vetoed by the governor and subsequently approved by the legislature, this Act shall become effective on January 1, 2007, or on the day following such approval by the legislature, whichever is later."

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. 700—

BY SENATOR JONES

AN ACT

To enact R.S. 23:643, relative to payment of employees; to provide with respect to the establishment of a state minimum wage; to provide for an increase in the state minimum wage to six dollars and fifteen cents per hour; and to provide for related matters.

Reported without action by the Committee on Finance.

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

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

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

HOUSE BILL NO. 57—

BY REPRESENTATIVE TOOMY

AN ACT

To amend and reenact R.S. 13:841(A)(introductory paragraph) and (1) through (10) and (D) and to repeal R.S. 13:841(A)(11) through (77) and (E), relative to fees the clerks of the district courts are entitled to receive in civil matters for services provided; to streamline the fees and services; to provide for a fee for marriage licenses and copies; to delete provisions authorizing a clerk to demand and receive additional fees in an amount not to exceed ten percent; to repeal certain fees of offices and services; to repeal provisions relating to service on the same person in the same proceeding but in more than one capacity; and to provide for related matters.

Reported favorably by the Committee on Finance. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 237—

BY REPRESENTATIVE BRUCE

AN ACT

To amend and reenact R.S. 47:302.39(B), relative to state funds; to provide for the use of monies appropriated from the DeSoto Parish Visitor Enterprise Fund; to provide for an effective date; and to provide for related matters.

Reported favorably by the Committee on Finance. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 296—

BY REPRESENTATIVE CAZAYOUX AND SENATOR MARIONNEAUX

AN ACT

To amend and reenact R.S. 47:302.28(B) and to repeal R.S. 47:302.28(C), relative to the Pointe Coupee Parish Visitor Enterprise Fund; to provide for uses of monies in the fund; and to provide for related matters.

Reported favorably by the Committee on Finance. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 389—

BY REPRESENTATIVES TRICHE, ARNOLD, BALDONE, CURTIS, DARTEZ, FAUCHEUX, HEATON, KENNEY, AND WALSWORTH AND SENATOR DUPRE

A JOINT RESOLUTION

Proposing to amend Article VII, Section 20(A)(3) and (5) of the Constitution of Louisiana, relative to the extension of the homestead exemption to trusts; to provide that the exemption shall extend to revocable and irrevocable trusts under certain circumstances; to provide for submission of the proposed amendment to the electors; and to provide for related matters.

Reported favorably by the Committee on Revenue and Fiscal Affairs. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 438—

BY REPRESENTATIVE HAMMETT

AN ACT

To amend and reenact R.S. 47:1838(introductory paragraph), relative to the Louisiana Tax Commission; to authorize the continued assessment and collection of fees assessed in connection with services performed by the commission; and to provide for related matters.

Reported favorably by the Committee on Revenue and Fiscal Affairs. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 541—

BY REPRESENTATIVE ARNOLD

AN ACT

To amend and reenact R.S. 47:1851(B) and (M), relative to ad valorem taxation; to include a water transportation company in the definition of barge line for purposes of assessment of public service property by the Louisiana Tax Commission; 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 Engrossed House Bill No. 541 by Representative Arnold

AMENDMENT NO. 1

On page 2, line 4, after "but not" insert "locally assessed or"

On motion of Senator Mount, the committee amendment was

adopted. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the amended bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 1322—
BY REPRESENTATIVES DOWNS AND GALLOT
AN ACT

To amend and reenact Section 2 of Act No. 1118 of the 1995 Regular Session of the Legislature, relative to tax increment financing; to provide that the prohibition regarding the use of state sales tax increments shall not apply to a project expansion or use of state sales tax extension for certain economic development projects or programs; and to provide for related matters.

Reported favorably by the Committee on Revenue and Fiscal Affairs. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

Reconsideration

On motion of Senator Adley, pursuant to the previous notice given, the vote by which the following bill failed to pass on Monday, May 15, 2006, was reconsidered.

SENATE BILL NO. 528—
BY SENATOR ADLEY
AN ACT

To amend and reenact R.S. 27:28(H)(1), relative to the Louisiana Gaming Control Law; to provide with respect to suitability standards; to provide for a hearing process for a person found by the board to exercise significant influence over a licensee, permittee, or casino gaming operator; and to provide for related matters.

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

Senator Bajoie in the Chair
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. 618—
BY SENATORS HINES, ADLEY, DUPLESSIS, KOSTELKA, MALONE,
MICHOT, MOUNT, MURRAY AND NEVERS
AN ACT

To amend and reenact R.S. 47:9 and 337.19(A), R.S. 37:2156(A) and (E), 2156.1(L), 2171.1, 2171.2, and 2175.2(C), to enact R.S. 47:1508(B)(23) and R.S. 37:2156.1(M), 2158(A)(11), and 2186(B)(7), and to repeal R.S. 47:306(D), relative to tax collection; to provide for registration, certification, and required security for taxes from certain contractors; and to provide for related matters.

Floor Amendments Sent Up

Senator Hines sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Hines to Engrossed Senate Bill No. 618 by Senator Hines

AMENDMENT NO. 1
On page 4, line 22, after "**initial certification**" insert "**for those not registered or certified with the department as a resident or nonresident contractor as of June 30, 2006**"

AMENDMENT NO. 2
On page 6, line 1, change "**contractor**" to "**subcontractor**"

AMENDMENT NO. 3
On page 6, at the end of line 2, insert:
"**However, if the subcontractor is included in the list which shall be provided by the Department of Revenue of those resident and nonresident contractors who have received certification from the Department of Revenue, the contractor shall not be required to obtain the certification.**"

AMENDMENT NO. 4
On page 6, at the end of line 13, insert:
"**However, if the subcontractor is included in the list which shall be provided by the Department of Revenue of those resident and nonresident contractors who have received certification from the Department of Revenue, the contractor shall not be required to obtain the certification.**"

AMENDMENT NO. 5
On page 9, line 10, after "R.S. 47:9" insert the following:
"**or from publishing the names of those resident and nonresident contractors that have received certification from the Department of Revenue pursuant to R.S. 47:9**"

On motion of Senator Hines, the amendments were adopted.

Floor Amendments Sent Up

Senator Dupre sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Dupre to Engrossed Senate Bill No. 618 by Senator Hines

AMENDMENT NO. 1
On page 12, line 9, at the end of the line insert:
"**However, proof of workers' compensation insurance shall not be required if the applicant is an independent contractor who is a sole proprietor with no employees and has elected not to be covered by workers' compensation insurance as provided by law.**"

On motion of Senator Dupre, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Heitmeier	Jackson	Malone
Total - 3		

The Chair declared the amended bill was passed. The title was

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read and adopted. Senator Hines moved to reconsider the vote by which the bill was passed and laid the motion on the table.

Senate Bills and Joint Resolutions on Third Reading and Final Passage

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

SENATE BILL NO. 55— BY SENATOR CAIN

AN ACT

To amend and reenact R.S. 40:1321(E) and to enact R.S. 32:410(A)(5), relative to the office of motor vehicles; to require a method to access emergency contact information on a driver's license or special identification card; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns of names: Mr. President, Duplessis, Marionneaux, Adley, Dupre, McPherson, Amedee, Ellington, Michot, Bajoie, Fields, Mount, Barham, Fontenot, Murray, Boasso, Gautreaux B, Nevers, Broome, Gautreaux N, Quinn, Cain, Hollis, Romero, Chaisson, Jones, Schedler, Cheek, Kostelka, Smith, Cravins, Lentini, Theunissen, Dardenne, Malone, Ullo

Total - 36

NAYS

Total - 0

ABSENT

Table with 3 columns: Heitmeier, Jackson, Shepherd

Total - 3

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

SENATE BILL NO. 222— BY SENATOR MOUNT

AN ACT

To amend and reenact R.S. 32:416, 417(A), and 427(A)(1), and to enact R.S. 14:92.2(A)(4) and (B)(3) and R.S. 32:417(D) and (E), relative to motor vehicles; to increase the penalties for any person who allows an unlicensed minor to operate a motor vehicle or power cycle; to provide an enhanced penalty when the unlicensed minor is involved in an accident which results in the serious injury or death of another person; to provide for the improper supervision of a minor by a parent or legal custodian; and to provide for related matters.

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

SENATE BILL NO. 284— BY SENATOR FONTENOT

AN ACT

To amend and reenact R.S. 32:407(E) and to enact R.S. 32:414(T) and 431.1, relative to motor vehicles; to provide relative to driver's licenses and learner's permits; to authorize the denial or suspension of a driver's license or learner's permit of a minor who is not enrolled in or has not completed school or an adult education program; to authorize school boards and nonpublic schools to adopt policies providing relative to such denial or suspensions; to provide for notification to the Department of Public Safety and Corrections when a minor drops out of school; to provide for reinstatement of driving privileges; to authorize issuance of a hardship license; to provide for an appeal process; to provide for the responsibilities of the department; to provide definitions; and to provide for related matters.

Floor Amendments Sent Up

Senator Fontenot sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Fontenot to Reengrossed Senate Bill No. 284 by Senator Fontenot

AMENDMENT NO. 1

On page 4, between lines 1 and 2, insert as follows:

"(e) Received a special education certificate of achievement certifying that the student has completed high school."

AMENDMENT NO. 2

On page 4, line 2, change "(e)" to "(f)"

On motion of Senator Fontenot, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns of names: Mr. President, Duplessis, Marionneaux, Adley, Dupre, McPherson, Amedee, Ellington, Michot, Bajoie, Fields, Mount, Barham, Fontenot, Murray, Boasso, Gautreaux B, Nevers, Broome, Gautreaux N, Quinn, Cain, Hollis, Romero, Chaisson, Jones, Schedler, Cheek, Kostelka, Smith, Cravins, Lentini, Theunissen, Dardenne, Malone, Ullo

Total - 36

NAYS

Table with 1 column: Shepherd

Total - 1

ABSENT

Table with 2 columns: Heitmeier, Jackson

Total - 2

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

SENATE BILL NO. 347—
BY SENATOR MURRAY

AN ACT

To enact R.S. 49:186, relative to prohibiting discrimination and harassment; to prohibit discrimination and harassment in state government; to provide for a certain definition; to permit certain dress and appearance requirements; and to provide for related matters.

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

SENATE BILL NO. 544—
BY SENATOR MURRAY

AN ACT

To enact R.S. 38:331, relative to the reorganization of levee districts; to transfer the control and management of certain non-flood protection functions and activities, land, facilities, and improvements involved therewith, of the Orleans Levee District; to provide for transfers to the New Orleans City Park Improvement Association, the New Orleans Aviation Board, and the Department of Transportation and Development; to provide for the authority of the association, board, and the department with respect to such transferred facilities and improvements; to designate the association as the successor to the levee district regarding certain mineral leases; to provide for the liability of the association, board, and department for certain legal actions and claims arising against, and certain obligations of, the Orleans Levee District; to provide for the transfer of certain district employees to the association, board, or department; to provide for funding; and to provide for related matters.

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

SENATE BILL NO. 624—
BY SENATOR MCPHERSON

AN ACT

To amend and reenact R.S. 28:2(21) and (22), 25.1(C)(1)(b) and (c), 25.2(B), 52(A), (B), (D),(E), (G) and (H), 52.2(A), 52.3(B), 53(B)(1) and (2), (F), (G)(1) and (3), (J), (K), (L)(2) and (O)(2), 53.2(A)(5)and (C), 55(I), 63(A)(1) and (B), 94(B)(2), 96.1(A), (E) and (F), 141, 171(D)(3), (5) and (8), (F), (G), (N) and (P), relative to mental health; to provide for duties and responsibilities of physicians, psychiatrists, and psychologists; to add duties and responsibilities of nurse practitioners and psychiatric mental health nurse practitioners; and to provide for related matters.

Floor Amendments Sent Up

Senator Lentini sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Lentini on behalf of the Legislative Bureau to Engrossed Senate Bill No. 624 by Senator McPherson

AMENDMENT NO. 1

On page 1, lines 2 and 10, following "(22)," delete the remainder of the line

AMENDMENT NO. 2

On page 1, delete lines 3 and 4 in their entirety and insert: "52(D) and (H)(2)(b), 53(B)(1) and (2), (F), (G)(1), (J)(1) and (2), (K)(1)(a) and (c), and (O)(2), 53.2(A)(5) and (C), 55(I)(1)(a) and (c), 63(A)(1) and (B), 94(B)(2), 96.1(A), (E),"

AMENDMENT NO. 3

On page 1, delete lines 11 and 12 in their entirety and insert: "52(D) and (H)(2)(b), 53(B)(1) and (2), (F), (G)(1), (J)(1) and (2), (K)(1)(a) and (c), and (O)(2), 53.2(A)(5) and (C), 55(I)(1)(a) and (c), 63(A)(1) and (B), 94(B)(2), 96.1(A), (E), and (F), 141"

AMENDMENT NO. 4

On page 3, between lines 28 and 29, insert "(2) * * *"

AMENDMENT NO. 5

On page 7, delete lines 16 through 20

AMENDMENT NO. 6

On page 9, line 27, before "to public" change "only apply" to "apply only"

On motion of Senator Lentini, 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	Duplessis	McPherson
Amedee	Ellington	Murray
Bajoie	Fields	Nevers
Broome	Gautreaux B	Romero
Cain	Gautreaux N	Schedler
Chaisson	Heitmeier	Shepherd
Cheek	Jones	Smith
Cravins	Marionneaux	Theunissen
Total - 24		

NAYS

Barham	Fontenot	Michot
Boasso	Hollis	Mount
Dardenne	Lentini	Quinn
Dupre	Malone	Ullo
Total - 12		

ABSENT

Adley	Jackson	Kostelka
Total - 3		

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.

Personal Privilege

Senator Romero asked for and obtained the floor of the Senate on a point of personal privilege, and stated he had voted in error on Senate Bill No. 624. He voted yea on the bill and had intended to vote nay. He asked that the Official Journal so state.

SENATE BILL NO. 634—
BY SENATOR CRAVINS

AN ACT

To enact R.S. 40:401.11, relative to municipal and parish housing authorities; to provide for membership and representation on the board; to provide for an effective date; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dupre	McPherson
Adley	Ellington	Michot
Amedee	Fields	Mount
Bajoie	Fontenot	Murray

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Barham	Gautreaux B	Nevers
Boasso	Gautreaux N	Quinn
Broome	Heitmeier	Romero
Cain	Hollis	Schedler
Chaisson	Jones	Shepherd
Cheek	Kostelka	Smith
Cravins	Lentini	Theunissen
Dardenne	Malone	Ullo
Duplessis	Marionneaux	

Total - 38

NAYS

Total - 0

ABSENT

Jackson
Total - 1

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

SENATE BILL NO. 658—
BY SENATOR ROMERO

AN ACT

To enact R.S. 33:2495.1, relative to civil service; to provide relative to municipal fire and police civil service systems; to provide for continuance of certain municipal fire and police civil service systems under certain circumstances; to provide certain requirements, terms, and conditions; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 38

NAYS

Total - 0

ABSENT

Jackson
Total - 1

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

Mr. President in the Chair

SENATE BILL NO. 663—
BY SENATOR N. GAUTREAUX
AN ACT

To enact R.S. 25:214.4, relative to the Vermilion Parish Library Board of Control; to provide for membership and representation on the board; to provide for duties and powers of the board; to provide for Senate confirmation; to provide for an effective date; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 38

NAYS

Total - 0

ABSENT

Jackson
Total - 1

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

SENATE BILL NO. 665—
BY SENATORS SCHEDLER, BOASSO AND DUPLESSIS
AN ACT

To enact Chapter 27-F of Title 33 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 33:9039.100 through 9039.111, relative to local and regional economic development; to provide for the creation of local and regional economic development districts that may operate on a local, municipal, parish, or multiparish basis to promote economic development statewide; to provide for definitions; to provide for the appointment of members to the board of the local and regional economic development districts; to provide for the boards' functions, powers, and duties; to authorize the boards to exercise the power of taxation, levy assessments on property, and collect certain fees; to authorize the districts to undertake certain projects for the promotion of local and regional economic development activities; to provide procedures for the issuance of bonds, notes, certificates, or other evidences of indebtedness; to provide for an effective date; and to provide for related matters.

Floor Amendments Sent Up

Senator Lentini sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Lentini on behalf of the Legislative Bureau to Engrossed Senate Bill No. 665 by Senator Schedler

AMENDMENT NO. 1

On page 11, line 16, following "by" change "MIA" to "MAI"

On motion of Senator Lentini, the amendments were adopted.

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

SENATE BILL NO. 674— BY SENATOR MALONE

AN ACT

To amend and reenact R.S. 34:2303 and 2309(9), relative to the Red River Waterway District; to provide for membership to the Red River Waterway Commission; to add certain members and require one member on the commission to reside in Bossier Parish and one member on the commission to reside in Caddo Parish; to provide terms and conditions; to provide relative to the obligation and expenditure of certain taxes collected by the commission; and to provide for related matters.

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

SENATE BILL NO. 699— BY SENATOR BAJOIE

AN ACT

To amend and reenact R.S. 49:149.61(D)(7), relative to the Rev. Avery C. Alexander Plaza; to extend the existence of the Rev. Avery C. Alexander Memorial Commission; to provide for an effective date; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Name, Yeas, McPherson. Lists names like Mr. President, Adley, Amedee, Bajoie, Barham, Boasso, Broome, Cain, Chaisson, Cheek, Cravins, Dardenne, Duplessis.

NAYS

Total - 0

ABSENT

Jackson Total - 1

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

SENATE BILL NO. 723—

BY SENATORS MALONE AND ADLEY AND REPRESENTATIVES HOPKINS, MONTGOMERY, JANE SMITH AND WADDELL

AN ACT

To amend and reenact R.S. 34:3158(A) and to enact R.S. 34:3158(D), relative to the Caddo-Bossier Parishes Port Commission; to provide relative to the composition, membership, powers, duties, and functions of the port commission; and to provide for related matters.

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

SENATE BILL NO. 729— BY SENATOR MURRAY

AN ACT

To enact R.S. 2:135.1(Q), relative to airport facilities; to provide for the repair of property located at publicly-owned airports damaged as a result of hurricane Katrina or Rita; to provide for the extension of tenant leases located at such publicly-owned airports; and to provide for related matters.

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

SENATE BILL NO. 746— (Substitute of Senate Bill No. 537 by Senator Broome)

BY SENATOR BROOME

AN ACT

To amend and reenact R.S. 39:13(D) and to enact R.S. 28:826 and R.S. 39:13(E), relative to state facilities; to provide for the proceeds from the sale or lease of movable and immovable property previously operated by the Department of Health and Hospitals; to create the Community and Family Support System Fund as a special fund in the state treasury; to provide for deposit and use of monies in the fund; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Name, Yeas, McPherson. Lists names like Mr. President, Adley, Amedee, Bajoie, Barham, Boasso, Broome, Cain, Chaisson, Cheek, Cravins, Dardenne, Duplessis.

Total - 38

NAYS

Total - 0

ABSENT

Jackson Total - 1

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

SENATE BILL NO. 747— (Substitute of Senate Bill No. 602 by Senator Murray)

BY SENATOR MURRAY

AN ACT

To amend and reenact R.S. 33:9108(D) and to enact R.S. 33:9106.2 and 9108(E), relative to the Orleans Parish Communication District; to authorize a fixed rate for emergency telephone service charges; to provide for the services for which the 9-1-1 charges are applicable; to provide for a termination date of the fixed rate emergency telephone service charge; to provide relative to limiting liability of the district; and to provide for related matters.

Floor Amendments Sent Up

Senator Murray sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Murray to Engrossed Senate Bill No. 747 by Senator Murray

AMENDMENT NO. 1

On page 2, line 29, between "users" and the period "." insert "at the rate for such users provided in Part I of Chapter 31 of Title 33 of the Louisiana Revised Statutes of 1950"

AMENDMENT NO. 2

On page 3, line 13, after "E." and before "On" insert the following: "The provisions of this Part are the sole authority of the district to levy and collect a fixed rate emergency telephone service charge until December 31, 2009, and are not in addition to the authority provided in Part I of Chapter 31 of Title 33 of the Louisiana Revised Statutes of 1950."

AMENDMENT NO. 3

On page 3, at the end of line 15, delete "an amount" and insert "effect prior to the effective date of this subsection."

AMENDMENT NO. 4

On page 3, delete lines 16 and 17 in their entirety

On motion of Senator Murray, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns of names: Mr. President, Adley, Amedee, Bajojie, Barham, Boasso, Broome, Cain, Chaisson, Cheek, Cravins, Dardenne, Duplessis, Dupre, Ellington, Fields, Fontenot, Gautreaux B, Gautreaux N, Heitmeier, Hollis, Jones, Kostelka, Lentini, Malone, Marionneaux, McPherson, Michot, Mount, Murray, Nevers, Quinn, Romero, Schedler, Shepherd, Smith, Theunissen, Uilo.

NAYS

Total - 0

ABSENT

Jackson Total - 1

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

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

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

Called from the Calendar

Senator Adley asked that Senate Bill No. 375 be called from the Calendar at this time for its final passage.

SENATE BILL NO. 375— BY SENATOR ADLEY

AN ACT

To enact R.S. 29:732.1, relative to contractual relationships; to provide for contracts or agreements executed during, or as a result of, a state disaster or emergency; to provide for violation of contractual provisions; and to provide for related matters.

Floor Amendments Sent Up

Senator Adley sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Adley to Engrossed Senate Bill No. 375 by Senator Adley

AMENDMENT NO. 1

On page 1, line 2, after "for" insert "certain"

AMENDMENT NO. 2

On page 1, line 3, after "of, a" and before "state" insert "declared"

AMENDMENT NO. 3

On page 1, delete line 4, and insert "provide certain terms and conditions; to provide for violations of contractual provisions; to provide for an effective date; to provide for certain retroactive application; and to provide for related matters."

AMENDMENT NO. 4

On page 1, line 8, after the semicolon ";" change "unfair trade practice" to "declared state disaster or emergency; penalties"

AMENDMENT NO. 5

On page 1, delete lines 9 through 17 and insert in lieu thereof: "A. The provisions of this Section shall apply to any private entity who serves as a contractor under a federally funded contract arising from a gubernatorially declared disaster or emergency, and who performs such contract in this state.

B. In addition to other remedies and damages as provided by law, the intentional failure of such contractor to pay a subcontractor in accordance with the terms and conditions of their contract shall subject the contractor to exemplary damages in the amount of two times the contract amount, plus interest, costs, and attorney fees.

C. A contract or agreement subject to the provisions of this Section, or any subcontract or subagreement thereof, shall not require an amount of insurance greater than that required by federal or state law.

D. Contracts, whether oral or written, for equipment, supplies, or services are included within the provisions of this Section. If the parties verbally agree to any alteration or amendment in the contract, the party seeking to enforce the alteration or amendment shall have the burden of proving the existence of and the terms and conditions of such alteration or amendment.

E. The provisions of this Section shall have retroactive application to August 24, 2005.

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

AMENDMENT NO. 7

On page 2, delete lines 1 through 15

On motion of Senator Adley, the amendments were adopted.

Floor Amendments Sent Up

Senator Broome sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Broome to Engrossed Senate Bill No. 375 by Senator Adley

AMENDMENT NO. 1

On page 2, line 12, after "Section" insert "by a non public agency party to the contract"

On motion of Senator Broome, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns of names: Mr. President, Dupre, McPherson, Adley, Ellington, Michot, Amedee, Fields, Mount, Bajoie, Fontenot, Murray, Barham, Gautreaux B, Nevers, Boasso, Gautreaux N, Quinn, Broome, Heitmeier, Romero, Cain, Hollis, Schedler, Chaisson, Jones, Shepherd, Cheek, Kostelka, Smith, Cravins, Lentini, Theunissen, Dardenne, Malone, Ullo, Duplessis, Marionneaux, Total - 38

NAYS

Total - 0

ABSENT

Jackson Total - 1

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

Called from the Calendar

Senator Shepherd asked that Senate Bill No. 6 be called from the Calendar at this time for its final passage.

SENATE BILL NO. 6— BY SENATOR SHEPHERD

AN ACT

To enact R.S. 40:1614, relative to fire protection; to require all mattresses and box springs sold in Louisiana to be fire retardant; to provide for open flame resistance standards; and to provide for related matters.

Floor Amendments Sent Up

Senator Shepherd sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Shepherd to Engrossed Senate Bill No. 6 by Senator Shepherd

AMENDMENT NO. 1

On page 2, after line 15, insert the following:

"E. Upon the enactment of a federal statute, rule, or regulation which requires that mattresses and box springs be flame resistant, this provision shall be null and void."

On motion of Senator Shepherd, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns of names: Mr. President, Duplessis, Malone, Adley, Dupre, Marionneaux, Amedee, Fields, McPherson, Barham, Fontenot, Michot, Broome, Gautreaux B, Murray, Cain, Gautreaux N, Romero, Chaisson, Heitmeier, Shepherd, Cheek, Hollis, Shepherd, Cravins, Jones, Theunissen, Dardenne, Lentini, Ullo, Total - 30

NAYS

Boasso, Ellington, Quinn, Smith, Total - 4

ABSENT

Bajoie, Jackson, Kostelka, Mount, Total - 5

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

Called from the Calendar

Senator Adley asked that Senate Bill No. 528 be called from the Calendar at this time for its final passage.

SENATE BILL NO. 528— BY SENATOR ADLEY

AN ACT

To amend and reenact R.S. 27:28(H)(1), relative to the Louisiana Gaming Control Law; to provide with respect to suitability standards; to provide for a hearing process for a person found by the board to exercise significant influence over a licensee, permittee, or casino gaming operator; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns of names: Mr. President, Ellington, Murray, Adley, Fields, Nevers, Amedee, Gautreaux B, Quinn, Bajoie, Gautreaux N, Schedler, Boasso, Heitmeier, Shepherd, Chaisson, Jones, Smith, Cheek, Marionneaux, Theunissen

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Cravins
Duplessis
Dupre
Total - 28

McPherson
Michot
Mount

Ullo

NAYS

Barham
Cain
Dardenne
Total - 8

Hollis
Kostelka
Lentini

Malone
Romero

ABSENT

Broome
Total - 3

Fontenot
Jackson

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

Personal Privilege

Senator Michot asked for and obtained the floor of the Senate on a point of personal privilege, and stated he had voted in error on Senate Bill No. 528. He voted yea on the bill and had intended to vote nay. He asked that the Official Journal so state.

Personal Privilege

Senator Fontenot asked for and obtained the floor of the Senate on a point of personal privilege, and stated he appeared as absent on the vote on Senate Bill No. 528. He had intended to vote nay on the bill. He asked that the Official Journal so state.

Called from the Calendar

Senator McPherson asked that Senate Bill No. 329 be called from the Calendar at this time for its final passage.

SENATE BILL NO. 329—
BY SENATOR MCPHERSON

AN ACT

To enact R.S. 56:699.8, relative to wildlife and fisheries; to provide for hunting licenses; to provide certain exemptions to firearm and hunter education; to authorize issuance of a temporary firearm and hunter education deferral license; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President
Adley
Amedee
Bajoie
Barham
Boasso
Broome
Cain
Chaisson
Cheek
Cravins
Dardenne
Duplessis
Total - 38

Dupre
Ellington
Fields
Fontenot
Gautreaux B
Gautreaux N
Heitmeier
Hollis
Jones
Kostelka
Lentini
Malone
Marionneaux

McPherson
Michot
Mount
Murray
Nevers
Quinn
Romero
Schedler
Shepherd
Smith
Theunissen
Ullo

NAYS

Total - 0

ABSENT

Jackson
Total - 1

The Chair declared the 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.

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

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

HOUSE BILL NO. 435—
BY REPRESENTATIVES GEYMANN AND SCHNEIDER
AN ACT

To amend and reenact R.S. 14:42(D)(2), relative to aggravated rape; to change the penalty provisions relative to the age of the victim to conform to the definition of the crime; to provide for penalties imposed when the victim is under the age of thirteen years; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Boasso
Gautreaux N
Total - 4

Heitmeier
Jackson

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

HOUSE BILL NO. 512—
BY REPRESENTATIVES MARTINY AND CRANE
AN ACT

To enact R.S. 14:37.5, relative to assault and battery; to create the crime of aggravated assault upon a utility service person with a firearm; to provide for penalties; to provide for definitions; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dupre	Michot
Adley	Ellington	Mount
Amedee	Fields	Murray
Bajoie	Fontenot	Nevers
Barham	Gautreaux B	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		

NAYS

Total - 0

ABSENT

Gautreaux N	Jackson
Total - 2	

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

HOUSE BILL NO. 563—

BY REPRESENTATIVES GEYMANN AND SCHNEIDER
AN ACT

To amend and reenact R.S. 14:80(A)(1) and (2), relative to felony carnal knowledge of a juvenile; to change the minimum age of the victim to a person thirteen years of age or older; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Jackson	Shepherd
Total - 2	

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

HOUSE BILL NO. 611—

BY REPRESENTATIVE R. CARTER
AN ACT

To amend and reenact R.S. 14:35, relative to simple battery; to increase the amount of the fine for the offense of simple battery; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Jackson	Shepherd
Total - 2	

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

HOUSE BILL NO. 612—

BY REPRESENTATIVE R. CARTER
AN ACT

To amend and reenact R.S. 14:67(B)(3), relative to theft; to increase the fine for theft when the value of the thing taken is less than three hundred dollars; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Cravins

provide for applicability; to provide with respect to the sources of funding for inmate compensation; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dupre	McPherson
Adley	Ellington	Michot
Amedee	Fields	Mount
Bajoie	Fontenot	Murray
Barham	Gautreaux B	Nevers
Boasso	Gautreaux N	Quinn
Broome	Heitmeier	Romero
Cain	Hollis	Schedler
Chaisson	Jones	Shepherd
Cheek	Kostelka	Smith
Cravins	Lentini	Theunissen
Dardenne	Malone	Ullo
Duplessis	Marionneaux	
Total - 38		

NAYS

Total - 0

ABSENT

Jackson
Total - 1

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

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.

The bill was read by title. Senator Jones 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	Michot
Bajoie	Fields	Mount
Barham	Fontenot	Murray
Boasso	Gautreaux B	Nevers
Broome	Gautreaux N	Quinn
Cain	Heitmeier	Romero
Chaisson	Hollis	Schedler
Cheek	Jones	Smith
Cravins	Lentini	Theunissen
Dardenne	Malone	Ullo
Total - 36		

NAYS

Total - 0

ABSENT

Jackson
Total - 3
Kostelka
Shepherd

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

HOUSE BILL NO. 1007—

BY REPRESENTATIVE BALDONE

AN ACT

To amend and reenact R.S. 15:571.3(C)(1)(r) and (s) and to enact R.S. 15:571.3(C)(1)(t), relative to diminution of sentence; to provide that a person convicted of looting that occurred during a state of emergency not have the benefit of diminution of sentence for good behavior; 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	Dupre	McPherson
Adley	Ellington	Michot
Amedee	Fields	Mount
Bajoie	Fontenot	Murray
Barham	Gautreaux B	Nevers
Boasso	Gautreaux N	Quinn
Broome	Heitmeier	Romero
Cain	Hollis	Schedler
Chaisson	Jones	Shepherd
Cheek	Kostelka	Smith
Cravins	Lentini	Theunissen
Dardenne	Malone	Ullo
Duplessis	Marionneaux	
Total - 38		

NAYS

Total - 0

ABSENT

Jackson
Total - 1

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

HOUSE BILL NO. 1120—

BY REPRESENTATIVE ST. GERMAIN

AN ACT

To amend and reenact R.S. 40:1375(B) and (F)(1), relative to state police training facilities; to provide for fees charged for participation in the training school and courses and for the use of the training facility by local government to train their police officers; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 38

NAYS

Total - 0

ABSENT

Jackson
Total - 1

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

Senator Fields in the Chair

Rules Suspended

Senator Fontenot asked for and obtained a suspension of the rules for the purpose of taking up House Bill No. 815 out of its regular order.

HOUSE BILL NO. 815—
BY REPRESENTATIVES WHITE AND KENNARD AND SENATORS FONTENOT AND MARIONNEAUX
AN ACT

To enact R.S. 17:58.2(H), 65, and 65.1, relative to the Central community school system; to provide for the school system, including its establishment and boundaries; to provide for the school board and an interim board of control; to provide for board membership, apportionment, qualifications, method of selection, terms of office, filling of vacancies, compensation, expenses, powers, duties, and responsibilities; to provide relative to facilities and property; to provide for the reapportionment of the East Baton Rouge Parish School Board; to provide for effectiveness and for implementation; and to provide for related matters.

Floor Amendments Sent Up

Senator Broome sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Broome to Reengrossed House Bill No. 815 by Representative White

AMENDMENT NO. 1
On page 3, delete lines 13 through 29

AMENDMENT NO. 2
On page 4, delete lines 1 through 14 and insert the following:
" **Commence at a point on the eastern bank of the Comite River at a point east of Greenwood Subdivision and west of the intersection of Comite Drive and Blackwater Road; thence proceed in a southerly direction along the eastern bank of the Comite River to its intersection with Louisiana Highway 408 (Hooper Road); thence proceed in a westerly direction along the southern boundary of Louisiana Highway 408 (Hooper Road) to its intersection with the western boundary of Hickcock Drive and the Four Seasons Trailer Park; thence proceed in a southerly direction along the western boundary of the Four Seasons Trailer**

Park and continue in a straight line extension to its intersection with the northern boundary of Cypress Bayou; thence proceed in a southeasterly direction along the northern boundary of Cypress Bayou to its intersection with the Comite River; thence proceed in a southeasterly direction along the eastern bank of the Comite River to its intersection with the Amite River; thence proceed in a northerly direction along the western bank of the Amite River to a point just north of the intersection of Greenwell Springs Road and Louisiana Highway 408 (Hooper Road) west to the north side of Louisiana Highway 408 (Hooper Road); thence proceed west then north of Bridlewood Subdivision and south of Libra Avenue (Crystal Place Subdivision) to Beaver Bayou; thence proceed in a northwesterly direction along the northern boundary of Forest View Lane to the intersection of Devall Road and Denham Road; thence proceed west along the southern boundary of Denham road to the intersection of Denham Road and Joor Road; thence proceed south along the western boundary of Joor Road to Core Lane; thence proceed west along the southern boundary of Core Lane to Blackwater Road; thence proceed in a southwesterly direction including Talmadge Crumbolt Road to the intersection of Comite Drive just north of Blackwater Road; thence proceed in a westerly direction of the Comite River at the point of beginning."

Senator Broome moved adoption of the amendments.

Senator Fontenot objected.

ROLL CALL

The roll was called with the following result:

YEAS

Bajoie	Duplessis	Jones
Broome	Fields	Murray
Chaisson	Gautreaux B	
Cravins	Gautreaux N	
Total - 10		

NAYS

Adley	Fontenot	Mount
Amedee	Heitmeier	Nevers
Barham	Hollis	Quinn
Boasso	Kostelka	Romero
Cain	Lentini	Schedler
Cheek	Malone	Smith
Dardenne	Marionneaux	Theunissen
Dupre	McPherson	Ullo
Ellington	Michot	
Total - 26		

ABSENT

Mr. President	Jackson	Shepherd
Total - 3		

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 Reengrossed House Bill No. 815 by Representative White

AMENDMENT NO. 1
On page 6, between lines 22 and 23, insert the following: "G. Consistent with Article VIII of the Louisiana Constitution of 1974 relevant to equal educational opportunities, no state dollars shall be used to discriminate or to have the effect of discriminating and failing to provide an equal educational opportunity for all students."

On motion of Senator Jones, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Adley	Fontenot	Murray
Amedee	Gautreaux N	Nevers
Barham	Heitmeier	Quinn
Boasso	Hollis	Romero
Cain	Kostelka	Schedler
Chaisson	Lentini	Shepherd
Cheek	Malone	Smith
Dardenne	Marionneaux	Theunissen
Duplessis	McPherson	Ullo
Dupre	Michot	
Ellington	Mount	
Total - 31		

NAYS

Bajoie	Cravins	Gautreaux B
Broome	Fields	Jones
Total - 6		

ABSENT

Mr. President	Jackson
Total - 2	

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

HOUSE BILL NO. 48—
BY REPRESENTATIVE WHITE
A JOINT RESOLUTION

Proposing to amend Article VIII, Section 13(D)(1) of the Constitution of Louisiana, to provide that for certain effects and purposes the Central community school system in East Baton Rouge Parish shall be regarded and treated as a parish and shall have the authority granted parishes, including the purposes of certain funding and the raising of certain local revenues for the support of elementary and secondary schools; to provide for submission of the proposed amendment to the electors; and to provide for related matters.

Floor Amendments Sent Up

Senator Broome sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Broome to Engrossed House Bill No. 48 by Representative White

AMENDMENT NO. 1

On page 1, at the end of line 6, insert the following:
"to provide under specified circumstances for amendment by the legislature of the minimum foundation program formula adopted by the State Board of Elementary and Secondary Education and submitted by the board for legislative approval;"

AMENDMENT NO. 2

On page 1, at the end of line 21, insert the following:
"Notwithstanding any provision of Paragraph (B) of this Section to the contrary, whenever the legislature creates and establishes a new public school system, the legislature may amend any minimum foundation program formula adopted by the State Board of Elementary and Secondary Education and submitted by the board for legislative approval that determines funding amounts for the new

school system to provide for allocation of costs between the new school system and the school system or systems from which it was separated."

AMENDMENT NO. 3

On page 2, line 13, after "schools" delete the period and insert the following:

"and to authorize the legislature, whenever it creates and establishes a new public school system, to amend, under specified circumstances, the minimum foundation program formula to provide for allocation of costs between the new school system and the school system or systems from which it was separated."

Senator Broome moved adoption of the amendments.

Senator Fontenot objected.

ROLL CALL

The roll was called with the following result:

YEAS

Bajoie	Cravins	Heitmeier
Broome	Duplessis	Jones
Chaisson	Gautreaux B	Murray
Total - 9		

NAYS

Adley	Fontenot	Nevers
Amedee	Gautreaux N	Quinn
Barham	Hollis	Romero
Boasso	Kostelka	Schedler
Cain	Lentini	Shepherd
Cheek	Malone	Smith
Dardenne	Marionneaux	Theunissen
Dupre	McPherson	Ullo
Ellington	Michot	
Fields	Mount	
Total - 28		

ABSENT

Mr. President	Jackson
Total - 2	

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 House Bill No. 48 by Representative White

AMENDMENT NO. 1

On page 1, line 21, after "parishes." insert the following: "Consistent with Article VIII of this constitution, relevant to equal educational opportunities, no state dollars shall be used to discriminate or to have the effect of discriminating in providing equal educational opportunity for all students."

On motion of Senator Jones, the amendments were adopted.

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

May 16, 2006

ROLL CALL

The roll was called with the following result:

YEAS

Adley	Ellington	McPherson
Amedee	Fields	Michot
Bajoie	Fontenot	Mount
Barham	Gautreaux B	Murray
Boasso	Gautreaux N	Nevers
Cain	Heitmeier	Quinn
Chaisson	Hollis	Romero
Cheek	Jones	Schedler
Cravins	Kostelka	Shepherd
Dardenne	Lentini	Smith
Duplessis	Malone	Theunissen
Dupre	Marionneaux	Ullo
Total - 36		

NAYS

Broome
Total - 1

ABSENT

Mr. President Jackson
Total - 2

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

Senator Bajoie in the Chair

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 Amedee, the bill was read by title and returned to the Calendar, subject to call.

HOUSE BILL NO. 628—
BY REPRESENTATIVES MONTGOMERY, LANCASTER, AND JANE SMITH
AN ACT

To amend and reenact R.S. 33:1236.1, to enact R.S. 42:1121.1, and to repeal R.S. 42:66(E), relative to a parish governing authority member or former member serving as the parish manager; to repeal provisions of law that authorize a member of a parish governing authority to serve as a parish manager or assistant parish manager; to provide for any member or former member of a parish governing authority currently serving as a parish manager to continue to serve as a parish manager; to require such member's recusal from any vote regarding his employment as parish manager; 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

Adley	Dupre	Marionneaux
Amedee	Ellington	McPherson
Bajoie	Fields	Michot
Barham	Fontenot	Mount
Boasso	Gautreaux B	Murray
Broome	Gautreaux N	Nevers
Cain	Heitmeier	Quinn
Chaisson	Hollis	Romero
Cheek	Jones	Shepherd

Cravins	Kostelka	Smith
Dardenne	Lentini	Theunissen
Duplessis	Malone	Ullo

Total - 36

NAYS

Total - 0

ABSENT

Mr. President Jackson Schedler
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.

HOUSE BILL NO. 671—
BY REPRESENTATIVES DOWNS AND GALLOT
AN ACT

To enact R.S. 42:1121(I) and to repeal R.S. 42:1121(I), relative to the Code of Governmental Ethics; to provide an exception to the post-service restrictions to allow certain employment by the North Louisiana Exhibition Center Commission; to remove such exception; to provide for effectiveness; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 38

NAYS

Total - 0

ABSENT

Jackson
Total - 1

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

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. Senator Nevers moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Cravins	Jackson
Total - 2	

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.

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. Senator Dupre moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Ellington	Michot
Adley	Fields	Mount
Amedee	Fontenot	Murray
Bajoie	Gautreaux B	Nevers
Barham	Gautreaux N	Quinn
Broome	Heitmeier	Romero
Cain	Hollis	Schedler
Chaisson	Jones	Shepherd
Cheek	Kostelka	Smith
Cravins	Lentini	Theunissen

Dardenne	Malone	Ullo
Duplessis	Marionneaux	
Dupre	McPherson	
Total - 37		

NAYS

Total - 0

ABSENT

Boasso	Jackson
Total - 2	

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.

HOUSE BILL NO. 887—

BY REPRESENTATIVES PINAC, BRUCE, BURRELL, CROWE, DOERGE, RITCHIE, GARY SMITH, STRAIN, THOMPSON, TRAHAN, WHITE, AND WINSTON

AN ACT

To enact R.S. 10:9-109(c)(6) and Part V-B of Chapter 9 of Title 45 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 45:1230 through 1240, relative to electric utilities; to provide for legislative intent and definitions; to provide with respect to issuance of financing orders; to provide for appeals of financing orders; to provide relative to a utility's interest in a financing order; to provide with respect to storm recovery property; to provide for the sale of storm recovery property; to provide for the perfection and true sale status of a sale of storm recovery property; to provide with respect to subsidiaries of electric utilities; to provide for conflicts of laws; to provide for the creation, perfection, and priority of security interests in storm recovery property; to provide a state pledge of non-impairment of storm recovery bonds; to provide that storm recovery bonds are not public debt; to provide an exclusion from secured transactions provisions of the uniform commercial laws; to provide that the jurisdiction of the commission is not impaired; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dupre	McPherson
Adley	Ellington	Michot
Amedee	Fields	Mount
Bajoie	Fontenot	Murray
Barham	Gautreaux B	Nevers
Boasso	Gautreaux N	Quinn
Broome	Heitmeier	Romero
Cain	Hollis	Schedler
Chaisson	Jones	Shepherd
Cheek	Kostelka	Smith
Cravins	Lentini	Theunissen
Dardenne	Malone	Ullo
Duplessis	Marionneaux	
Total - 38		

NAYS

Total - 0

ABSENT

Jackson
Total - 1

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

May 16, 2006

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

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Dupre McPherson
Adley Ellington Michot
Amedee Ellington Mount
Bajoie Fontenot Murray
Barham Gautreaux B Nevers
Boasso Gautreaux N Quinn
Broome Heitmeier Romero
Cain Hollis Schedler
Chaisson Jones Shepherd
Cheek Kostelka Smith
Cravins Lentini Theunissen
Dardenne Malone Ullo
Duplessis Marionneaux
Total - 38

NAYS

Total - 0

ABSENT

Jackson
Total - 1

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

HOUSE BILL NO. 1073—
BY REPRESENTATIVE HUTTER
AN ACT

To amend and reenact R.S. 22:1464(A)(1), relative to property, casualty, and liability insurance; to provide for either an explanation of any insurance premium increase or a statement asking the insured to contact his insurance company or agent for any questions; and to provide for related matters.

Floor Amendments Sent Up

Senator Heitmeier sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Heitmeier to Engrossed House Bill No. 1073 by Representative Hutter

AMENDMENT NO. 1

Delete Senate Committee Amendment No. 4 proposed by the Senate Committee on Insurance and adopted by the Senate on May 4, 2006.

On motion of Senator Heitmeier, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Gautreaux B Jackson
Total - 2

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

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. Senator Duplessis moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Dupre McPherson
Adley Ellington Michot
Amedee Fields Mount
Bajoie Fontenot Murray
Barham Gautreaux B Nevers
Boasso Gautreaux N Quinn
Broome Heitmeier Romero
Cain Hollis Schedler
Chaisson Jones Shepherd
Cheek Kostelka Smith
Cravins Lentini Theunissen
Dardenne Malone Ullo
Duplessis Marionneaux
Total - 38

NAYS

Total - 0

ABSENT

Jackson
Total - 1

The Chair declared the bill was passed. The title was read and

adopted. Senator Duplessis moved to reconsider the vote by which the bill was passed and laid the motion on the table.

HOUSE BILL NO. 236—
BY REPRESENTATIVE SCHNEIDER
AN ACT

To enact R.S. 41:728, relative to unused school lands; to authorize the St. Tammany Parish School Board to sell, exchange, or otherwise dispose of certain unused school lands, including sixteenth section lands, indemnity for school lands, and other immovable property; to provide relative to procedures for such disposition; to provide for the sale of sixteenth section lands by the state land office; to provide for use of proceeds; to provide for effectiveness; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dupre	McPherson
Adley	Ellington	Michot
Amedee	Fields	Mount
Bajoie	Fontenot	Murray
Barham	Gautreaux B	Nevers
Boasso	Gautreaux N	Quinn
Broome	Heitmeier	Romero
Cain	Hollis	Schedler
Chaisson	Jones	Shepherd
Cheek	Kostelka	Smith
Cravins	Lentini	Theunissen
Dardenne	Malone	Ullo
Duplessis	Marionneaux	
Total - 38		

NAYS

Total - 0

ABSENT

Jackson
Total - 1

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

HOUSE BILL NO. 274—
BY REPRESENTATIVE DOERGE
AN ACT

To enact R.S. 33:2740.64, relative to the city of Springhill; to create a downtown development district within the city; to provide relative to the purpose, boundaries, and governance of the district; to provide relative to district plans; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dupre	McPherson
Adley	Ellington	Michot
Amedee	Fields	Mount
Bajoie	Fontenot	Murray
Barham	Gautreaux B	Nevers
Boasso	Gautreaux N	Quinn

Broome	Heitmeier	Romero
Cain	Hollis	Schedler
Chaisson	Jones	Shepherd
Cheek	Kostelka	Smith
Cravins	Lentini	Theunissen
Dardenne	Malone	Ullo
Duplessis	Marionneaux	

Total - 38

NAYS

Total - 0

ABSENT

Jackson
Total - 1

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

HOUSE BILL NO. 452—
BY REPRESENTATIVE DOVE
AN ACT

To enact R.S. 38:301.1, relative to levee districts in the coastal zone; to require such levee districts to prepare and submit levee elevation reports; to provide relative to the preparation of such reports; to provide relative to the frequency of submission of such reports; 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	Dupre	McPherson
Adley	Ellington	Michot
Amedee	Fields	Mount
Bajoie	Fontenot	Murray
Barham	Gautreaux B	Nevers
Boasso	Gautreaux N	Quinn
Broome	Heitmeier	Romero
Cain	Hollis	Schedler
Chaisson	Jones	Shepherd
Cheek	Kostelka	Smith
Cravins	Lentini	Theunissen
Dardenne	Malone	Ullo
Duplessis	Marionneaux	
Total - 38		

NAYS

Total - 0

ABSENT

Jackson
Total - 1

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.

Mr. President in the Chair

HOUSE BILL NO. 694—
BY REPRESENTATIVE SMILEY
AN ACT

To enact R.S. 32:123(E), relative to motor vehicle traffic regulations; to provide relative to motor vehicle violations occurring at stop signs and yield signs; to provide relative to penalties for such violations; and to provide for related matters.

May 16, 2006

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Dardenne Malone
Adley Duplessis Mount
Amedee Dupre Nevers
Barham Ellington Romero
Boasso Fontenot Schedler
Chaisson Hollis Theunissen
Cheek Kostelka
Total - 20

NAYS

Bajoie Gautreaux N Murray
Broome Heitmeier Quinn
Cain Jones Smith
Cravins Marionneaux Ullo
Fields Michot
Total - 14

ABSENT

Gautreaux B Lentini Shepherd
Jackson McPherson
Total - 5

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

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.

Floor Amendments Sent Up

Senator Nevers sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Nevers to Engrossed House Bill No. 800 by Representative Trahan

AMENDMENT NO. 1

On page 1, line 13, change "shall" to "may"

On motion of Senator Nevers, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Dupre Michot
Adley Ellington Mount
Amedee Fields Murray
Bajoie Fontenot Nevers

Barham Gautreaux B Quinn
Boasso Gautreaux N Romero
Broome Heitmeier Schedler
Cain Hollis Shepherd
Chaisson Jones Smith
Cheek Lentini Theunissen
Cravins Malone Ullo
Dardenne Marionneaux
Duplessis McPherson
Total - 37

NAYS

Total - 0

ABSENT

Jackson Kostelka
Total - 2

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

HOUSE BILL NO. 973—

BY REPRESENTATIVE GREENE
AN ACT

To enact Part II-B of Chapter 4 of Title 47 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 47:491 and 492, and to repeal R.S. 47:463.3, relative to motor vehicle license plates; to provide relative to the creation and issuance of ham radio station license plates for owners or operators; to provide for an effective date; and to provide for related matters.

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

HOUSE BILL NO. 982—

BY REPRESENTATIVE LAMBERT
AN ACT

To amend and reenact R.S. 32:408(B)(2)(a), relative to drivers' licenses; to provide for commercial drivers' licenses; to provide for restrictions; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Dupre McPherson
Adley Ellington Michot
Amedee Fields Mount
Bajoie Fontenot Murray
Barham Gautreaux B Nevers
Boasso Gautreaux N Quinn
Broome Heitmeier Romero
Cain Hollis Schedler
Chaisson Jones Shepherd
Cheek Kostelka Smith
Cravins Lentini Theunissen
Dardenne Malone Ullo
Duplessis Marionneaux
Total - 38

NAYS

Total - 0

ABSENT

Jackson
Total - 1

The Chair declared the bill was passed. The title was read and adopted. Senator Amedee moved to reconsider the vote by which the

bill was passed and laid the motion on the table.

HOUSE BILL NO. 985—
BY REPRESENTATIVE BALDONE
AN ACT

To amend and reenact R.S. 32:191(A) and (D) and to enact R.S. 32:191(E), relative to the operation of motorcycles; to prohibit certain children from being transported on motorcycles; to provide relative to certain requirements for authorized child passengers on motorcycles; 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	Dupre	McPherson
Adley	Ellington	Michot
Amedee	Fields	Mount
Bajoie	Fontenot	Murray
Barham	Gautreaux B	Nevers
Boasso	Gautreaux N	Quinn
Broome	Heitmeier	Romero
Cain	Hollis	Schedler
Chaisson	Jones	Shepherd
Cheek	Kostelka	Smith
Cravins	Lentini	Theunissen
Dardenne	Malone	Ullo
Duplessis	Marionneaux	
Total - 38		

NAYS

Total - 0

ABSENT

Jackson
Total - 1

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.

HOUSE BILL NO. 1023—
BY REPRESENTATIVES HUTTER, BADON, BARROW, DOWNS, FANNIN, KENNEY, M. POWELL, T. POWELL, AND RITCHIE
AN ACT

To enact R.S. 17:1871(B)(7), relative to the duties of the Board of Supervisors of Community and Technical Colleges; to require that the board cooperate and work together with the State Board of Elementary and Secondary Education to improve linkages and career and technical education pathways between high schools and community and technical colleges; to provide for specified issues to be included in such duty; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dupre	McPherson
Adley	Ellington	Michot
Amedee	Fields	Mount
Bajoie	Fontenot	Murray
Barham	Gautreaux B	Nevers
Boasso	Gautreaux N	Quinn
Broome	Heitmeier	Romero

Cain	Hollis	Schedler
Chaisson	Jones	Shepherd
Cheek	Kostelka	Smith
Cravins	Lentini	Theunissen
Dardenne	Malone	Ullo
Duplessis	Marionneaux	
Total - 38		

NAYS

Total - 0

ABSENT

Jackson
Total - 1

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

HOUSE BILL NO. 1080—
BY REPRESENTATIVE PITRE
AN ACT

To name the new bridge along Louisiana Highway 1 in Leesville, Louisiana; 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	Dupre	McPherson
Adley	Ellington	Michot
Amedee	Fields	Mount
Bajoie	Fontenot	Murray
Barham	Gautreaux B	Nevers
Boasso	Gautreaux N	Quinn
Broome	Heitmeier	Romero
Cain	Hollis	Schedler
Chaisson	Jones	Shepherd
Cheek	Kostelka	Smith
Cravins	Lentini	Theunissen
Dardenne	Malone	Ullo
Duplessis	Marionneaux	
Total - 38		

NAYS

Total - 0

ABSENT

Jackson
Total - 1

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.

HOUSE BILL NO. 393—
BY REPRESENTATIVE HAMMETT
AN ACT

To amend and reenact Section 3 of Act No. 535 of the 1988 Regular Session of the Legislature, as amended by Section 2 of Act No. 285 of the 1992 Regular Session of the Legislature, Section 3 of Act No. 1291 of the 1997 Regular Session of the Legislature, Section 1 of Act No. 50 of the 1998 Regular Session of the Legislature, Section 1 of Act No. 7 of the 2001 First Extraordinary Session of the Legislature, and Section 1 of Act No. 14 of the 2004 First Extraordinary Session of the Legislature, relative to the Louisiana Tax Free Shopping Program; to change the termination date of the program; and to provide for related matters.

May 16, 2006

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Dupre McPherson
Adley Ellington Michot
Amedee Fields Mount
Bajoie Fontenot Murray
Barham Gautreaux B Nevers
Boasso Gautreaux N Quinn
Broome Heitmeier Romero
Cain Hollis Schedler
Chaisson Jones Shepherd
Cheek Kostelka Smith
Cravins Lentini Theunissen
Dardenne Malone Ullo
Duplessis Marionneaux
Total - 38

NAYS

Total - 0

ABSENT

Jackson
Total - 1

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

HOUSE BILL NO. 394—
BY REPRESENTATIVE HAMMETT
AN ACT

To amend and reenact R.S. 47:1602(A)(2), relative to the filing of state tax returns; to provide that penalties for late payment of certain taxes are not due if at least ninety percent of the total tax due on the return is paid on or before the due date of the return; to provide that extensions are to be taken into consideration when determining whether the payments are delinquent; to provide for an effective date; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Dupre McPherson
Adley Ellington Michot
Amedee Fields Mount
Bajoie Fontenot Murray
Barham Gautreaux B Nevers
Boasso Gautreaux N Quinn
Broome Heitmeier Romero
Cain Hollis Schedler
Chaisson Jones Shepherd
Cheek Kostelka Smith
Cravins Lentini Theunissen
Dardenne Malone Ullo
Duplessis Marionneaux
Total - 38

NAYS

Total - 0

ABSENT

Jackson
Total - 1

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

HOUSE BILL NO. 433—
BY REPRESENTATIVES ALARIO AND SALTER
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.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Dupre McPherson
Adley Ellington Michot
Amedee Fields Mount
Bajoie Fontenot Murray
Barham Gautreaux B Nevers
Boasso Gautreaux N Quinn
Broome Heitmeier Romero
Cain Hollis Schedler
Chaisson Jones Shepherd
Cheek Kostelka Smith
Cravins Lentini Theunissen
Dardenne Malone Ullo
Duplessis Marionneaux
Total - 38

NAYS

Total - 0

ABSENT

Jackson
Total - 1

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

HOUSE BILL NO. 449—
BY REPRESENTATIVE HAMMETT
AN ACT

To amend and reenact R.S. 47:1601(A)(2), relative to the Department of Revenue; to provide relative to the interest rate on unpaid state taxes; to provide for an effective date; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Dupre McPherson
Adley Ellington Michot
Amedee Fields Mount
Bajoie Fontenot Murray
Barham Gautreaux B Nevers

Boasso	Gautreaux N	Quinn
Broome	Heitmeier	Romero
Cain	Hollis	Schedler
Chaisson	Jones	Shepherd
Cheek	Kostelka	Smith
Cravins	Lentini	Theunissen
Dardenne	Malone	Uilo
Duplessis	Marionneaux	
Total - 38		

NAYS

Total - 0

ABSENT

Jackson
Total - 1

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

HOUSE BILL NO. 637—
BY REPRESENTATIVES MARTINY, BALDONE, AND GRAY
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.

Floor Amendments Sent Up

Senator Mount sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Mount to Reengrossed House Bill No. 637 by Representative Martiny

AMENDMENT NO. 1
Delete Conforming Senate Floor Amendments proposed by Senator Mount and adopted by the Senate on May 9, 2006.

On motion of Senator Mount, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Cravins
Fields
Total - 4

Jackson
Jones

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

HOUSE BILL NO. 648—
BY REPRESENTATIVES ALARIO AND SALTER
AN ACT

To amend and reenact R.S. 40:1724, relative to the Louisiana Building Code for state-owned buildings; to provide relative to the authority of the office of facility planning and control to approve plans and specifications for state-owned buildings; to clarify that local permitting and review laws do not apply to state buildings; to allow rulemaking; to authorize the office of facility planning and control to impose fees on permitting and plan review; to provide an effective date; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Malone
Total - 1

ABSENT

Cravins
Total - 3

Jackson

Kostelka

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

Senator Ellington in the Chair

HOUSE BILL NO. 773—
BY REPRESENTATIVES ALARIO AND SALTER
AN ACT

To enact R.S. 25:900.1(B)(5), relative to the Percent for Art program; to provide for state building projects necessitated by a natural catastrophe; to provide for an effective date; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Ellington	Michot
Adley	Fields	Mount
Amedee	Fontenot	Murray

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Bajoie	Gautreaux B	Nevers
Barham	Gautreaux N	Quinn
Boasso	Heitmeier	Romero
Broome	Hollis	Schedler
Cain	Jones	Shepherd
Chaisson	Kostelka	Smith
Cheek	Lentini	Theunissen
Dardenne	Malone	Ullo
Duplessis	Marionneaux	
Dupre	McPherson	
Total - 37		

NAYS

Total - 0

ABSENT

Cravins	Jackson
Total - 2	

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

HOUSE BILL NO. 774—
BY REPRESENTATIVES ALARIO AND SALTER
AN ACT

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

Floor Amendments Sent Up

Senator Heitmeier sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Heitmeier to Engrossed House Bill No. 774 by Representative Alario

AMENDMENT NO. 1
On page 1, line 14, change "(d)" to "(d)(i)"

AMENDMENT NO. 2
On page 1, between lines 20 and 21, insert the following:
"(ii) Contracts or amendments to existing contracts issued to institutions of higher education under the authority of the Board of Regents to award grants for educational and research purposes with funds available from the Louisiana Quality Education Support Fund, the Louisiana Fund, and the Health Excellence Fund may be entered into for periods of not more than six-years. However, such contracts may be extended beyond the six year limit up to an additional two years provided no additional costs are incurred."

On motion of Senator Heitmeier, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Duplessis	Malone
Adley	Dupre	Marionneaux
Amedee	Ellington	Michot
Bajoie	Fields	Mount
Barham	Fontenot	Murray
Boasso	Gautreaux B	Nevers
Broome	Gautreaux N	Quinn
Cain	Heitmeier	Romero

Chaisson	Hollis	Schedler
Cheek	Jones	Smith
Cravins	Kostelka	Theunissen
Dardenne	Lentini	Ullo
Total - 36		

NAYS

Total - 0

ABSENT

Jackson	McPherson	Shepherd
Total - 3		

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

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.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dupre	McPherson
Adley	Ellington	Michot
Amedee	Fields	Mount
Bajoie	Fontenot	Murray
Barham	Gautreaux B	Nevers
Boasso	Gautreaux N	Quinn
Broome	Heitmeier	Romero
Cain	Hollis	Schedler
Chaisson	Jones	Shepherd
Cheek	Kostelka	Smith
Cravins	Lentini	Theunissen
Dardenne	Malone	Ullo
Duplessis	Marionneaux	
Total - 38		

NAYS

Total - 0

ABSENT

Jackson	
Total - 1	

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

HOUSE BILL NO. 9—
BY REPRESENTATIVES SMILEY AND T. POWELL
AN ACT

To enact R.S. 14:2(13)(pp), relative to crimes of violence; to add aggravated incest to the list of enumerated crimes of violence; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 38

NAYS

Total - 0

ABSENT

Jackson
Total - 1

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

Rules Suspended

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

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

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

Called from the Calendar

Senator Amedee asked that House Bill No. 730 be called from the Calendar at this time for its final passage.

HOUSE BILL NO. 730—
BY REPRESENTATIVE PINAC

AN ACT

To amend and reenact R.S. 37:3288(A), relative to prohibited acts and administrative penalties under the Private Security Regulatory and Licensing Law; to prohibit certain egregious acts; to provide for penalties for egregious acts; to increase certain administrative penalties; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dupre	McPherson
Adley	Ellington	Michot
Amedee	Fields	Mount
Bajoie	Fontenot	Murray

Barham	Gautreaux B	Nevers
Boasso	Gautreaux N	Quinn
Broome	Heitmeier	Romero
Cain	Hollis	Schedler
Chaisson	Jones	Shepherd
Cheek	Kostelka	Smith
Cravins	Lentini	Theunissen
Dardenne	Malone	Ullo
Duplessis	Marionneaux	

Total - 38

NAYS

Total - 0

ABSENT

Jackson
Total - 1

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

Called from the Calendar

Senator Amedee asked that House Bill No. 841 be called from the Calendar at this time for its final passage.

HOUSE BILL NO. 841—
BY REPRESENTATIVE PINAC

AN ACT

To amend and reenact R.S. 37:3276(F) and (G) and 3284(B)(3), (E)(3), (F)(2), and (J) and to enact R.S. 37:3274(B)(11) and 3291(B)(12), relative to the Private Security Regulatory and Licensing Law; to authorize out-of-state private security companies to operate in this state during certain emergencies; to provide relative to the training and experience requirements for licensees and instructors; to prohibit the engagement of services of unlicensed private security businesses upon notice by the board; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 38

NAYS

Total - 0

ABSENT

Jackson
Total - 1

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

May 16, 2006

Called from the Calendar

Senator Amedee asked that House Bill No. 858 be called from the Calendar at this time for its final passage.

HOUSE BILL NO. 858—

BY REPRESENTATIVE PINAC

AN ACT

To enact R.S. 37:3276.1, relative to the Private Security Regulatory and Licensing Law; to provide for suitability requirements for applicants for licensure; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 38

NAYS

Total - 0

ABSENT

Jackson Total - 1

The Chair declared the bill was passed. The title was read and adopted. Senator Amedee 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.

Introduction of Resolutions, Senate and Concurrent

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

SENATE RESOLUTION NO. 73—

BY SENATOR ULLO

A RESOLUTION

To commend Frank J. Ehret, Jr. for his outstanding service and dedication to family, church, civic and community involvement.

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

SENATE RESOLUTION NO. 74—

BY SENATOR BAJOIE

A RESOLUTION

To commend and congratulate Southern University senior Justin McCorkle for an excellent job as student government president of Southern University.

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

SENATE CONCURRENT RESOLUTION NO. 89—

BY SENATOR QUINN

A CONCURRENT RESOLUTION

To commend the group Levees.org for their efforts and activities on behalf of the state of Louisiana to raise public awareness concerning the U.S. Army Corps of Engineers and the federal government's role and responsibility in the devastation of the New Orleans metro area.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 38

NAYS

Total - 0

ABSENT

Jackson Total - 1

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

SENATE CONCURRENT RESOLUTION NO. 90—

BY SENATORS MARIONNEAUX AND MALONE

A CONCURRENT RESOLUTION

To express the sincere condolences of the Legislature of Louisiana upon the death of Lynda Kay Walther-Jones, devoted mother, daughter, and educator.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns of names: Mr. President, Dupre, McPherson, Adley, Ellington, Michot, Amedee, Fields, Mount, Bajoie, Fontenot, Murray, Barham, Gautreaux B, Nevers, Boasso, Gautreaux N, Quinn.

Broome	Heitmeier	Romero
Cain	Hollis	Schedler
Chaisson	Jones	Shepherd
Cheek	Kostelka	Smith
Cravins	Lentini	Theunissen
Dardenne	Malone	Ullo
Duplessis	Marionneaux	
Total - 38		

NAYS

Total - 0

ABSENT

Jackson
Total - 1

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

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**

May 16, 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:

**SENATE CONCURRENT RESOLUTION NO. 84—
BY SENATOR BOASSO**

A CONCURRENT RESOLUTION

To commend and congratulate United States Coast Guard Rear Admiral Robert F. Duncan on a remarkable career and for performance above and beyond the call of duty under adverse and demanding circumstances surrounding hurricanes Katrina and Rita.

Reported without amendments.

**SENATE CONCURRENT RESOLUTION NO. 86—
BY SENATOR MCPHERSON AND REPRESENTATIVE DURAND**

A CONCURRENT RESOLUTION

To commend the countless number of hospital employees of Louisiana for their bravery, courage, and selfless devotion to duty during the aftermath of hurricanes Katrina and Rita and proclaims Tuesday, May 16, 2006 as Louisiana Hospital Day.

Reported without amendments.

**SENATE CONCURRENT RESOLUTION NO. 87—
BY SENATOR HINES AND REPRESENTATIVE WALKER**

A CONCURRENT RESOLUTION

To commend the Tunica-Biloxi Tribe of Louisiana for its people, culture, and history, acknowledge its many contributions to the state, and proclaim May 17, 2006, as "Tunica-Biloxi Day."

Reported without amendments.

**SENATE CONCURRENT RESOLUTION NO. 88—
BY SENATOR FONTENOT**

A CONCURRENT RESOLUTION

To designate May 17, 2006 as Louisiana Housing Council Day.

Reported without amendments.

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

Rules Suspended

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

**Senate Concurrent Resolutions
on Second Reading, Subject to Call**

The following Senate Concurrent Resolutions to be adopted, subject to call, were taken up and acted upon as follows:

Called from the Calendar

Senator Boasso asked that Senate Concurrent Resolution No. 83 be called from the Calendar at this time.

SENATE CONCURRENT RESOLUTION NO. 83—

BY SENATOR BOASSO

A CONCURRENT RESOLUTION

To memorialize the Congress of the United States to reconsider the decision to exclude Plaquemines Parish from the federal plan to invest \$2.5 billion for levee re-enhancement in south Louisiana.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dupre	McPherson
Adley	Ellington	Michot
Amedee	Fields	Mount
Bajoie	Fontenot	Murray
Barham	Gautreaux B	Nevers
Boasso	Gautreaux N	Quinn
Broome	Heitmeier	Romero
Cain	Hollis	Schedler
Chaisson	Jones	Shepherd
Cheek	Kostelka	Smith
Cravins	Lentini	Theunissen
Dardenne	Malone	Ullo
Duplessis	Marionneaux	
Total - 38		

NAYS

Total - 0

ABSENT

Jackson
Total - 1

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

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**

May 16, 2006

May 16, 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. 54—
BY REPRESENTATIVE TOWNSEND
AN ACT

To enact R.S. 44:9(J), relative to expungement or destruction of criminal records; to provide a procedure for the destruction of certain expunged arrest records; to provide for applicability; to provide with respect to the rights of a person having an arrest record destroyed; to provide for retroactive application; and to provide for related matters.

HOUSE BILL NO. 347—
BY REPRESENTATIVE FRITH
AN ACT

To amend and reenact R.S. 3:3004(B), relative to impounding livestock found at large; to increase the fee for retrieval of escaped livestock in Vermilion Parish; and to provide for related matters.

HOUSE BILL NO. 775—
BY REPRESENTATIVE HUNTER
AN ACT

To amend and reenact R.S. 23:1235, relative to tutorship; to provide for the direct payment to children who are eighteen years or older; and to provide for related matters.

HOUSE BILL NO. 791—
BY REPRESENTATIVES LANCASTER, SMILEY, ALARIO, DEWITT, DORSEY, HAMMETT, JEFFERSON, RICHMOND, RITCHIE, AND SALTER AND SENATORS BAJIOIE, HINES, MOUNT, AND NEVERS
AN ACT

To amend and reenact R.S. 17:2047(B) and 2048(C), R.S. 23:1871(O) and (P), R.S. 25:1223(E) and 1224(A)(introductory paragraph) and (13), R.S. 37:1005(B), and R.S. 46:2674(A)(2), to enact R.S. 36:209(H)(3) and 259(D), and to repeal Part X of Chapter 5 of Title 3 of the Louisiana Revised Statutes of 1950, comprised of R.S. 3:551.81 through 551.85, R.S. 23:103 and 1871(C)(13) and (G)(2), R.S. 25:1222(C) and 1223.1, Chapter 30 of Title 25 of the Louisiana Revised Statutes of 1950, comprised of R.S. 25:1261 through 1264, Part I of Chapter 6 of Title 30 of the Louisiana Revised Statutes of 1950, comprised of R.S. 30:401, Chapter 27 of Title 34 of the Louisiana Revised Statutes of 1950, comprised of R.S. 34:2351 through 2357, R.S. 36:109(G)(2), 209(I), (R), (T), and (Y), 239(C), 259(E)(22) and (HH), 309(H), 359(H), 629(E)(2), 744(K), 802.13, 802.20, and 919.5, Subpart C of Part III of Chapter 11 of Title 37 of the Louisiana Revised Statutes of 1950, comprised of R.S. 37:1007, R.S. 38:291(J) and 421(I), Chapter 15 of Title 41 of the Louisiana Revised Statutes of 1950, comprised of R.S. 41:1751 through 1753, Chapter 8-I of Title 45 of the Louisiana Revised Statutes of 1950, comprised of R.S. 45:844.21 through 844.25, R.S. 46:2675, Chapter 7 of Subtitle III of Title 47 of the Louisiana Revised Statutes of 1950, comprised of R.S. 47:2341 through 2347, Part VI-D of Chapter 1 of Title 48 of the Louisiana Revised Statutes of 1950, comprised of R.S. 48:109.1, R.S. 49:229.1, Chapter 40 of Title 51 of the Louisiana Revised Statutes of 1950, comprised of R.S. 51:2401 through 2406, and Act No. 319 of the 1977 Regular Session of the Legislature, relative to boards, commissions, districts, authorities, and like entities; to abolish certain boards, commissions, districts, authorities, and like entities; to remove references to, provisions for, and the powers, functions, and duties of the Louisiana Pork Promotion Board; to remove references to and provisions for the Louisiana-Mississippi Tangipahoa River Waterway Compact; to remove references to, provisions for, and the powers, functions, and duties of the Grant Parish Port Commission; to remove references to, provisions for, and the powers, functions, and duties of the Nursing Supply and Demand Commission; to remove references to, provisions for, and the powers, functions, and duties of the North Bossier Levee District; to remove references to, provisions for, and the powers,

functions, and duties of the 211 Planning Advisory Board, including certain duties of the Public Service Commission relative to the study of and reports relative to a 211 information and referral system; to remove references to, provisions for, and the powers, functions, and duties of the Louisiana Advisory Committee on Assisted Living; to remove references to, provisions for, and the powers, functions, and duties of the Education Facilities Trust Fund District and its board of trustees; to remove references to, provisions for, and the powers, functions, and duties of the Louisiana Private Employment Service Advisory Council; to remove references to, provisions for, and the powers, functions, and duties of the Louisiana Purchase Commemorative Act Commission; to remove certain references to the Louisiana Biomedical Research and Development Park Commission and the Louisiana Litter Reduction and Public Action Commission; to remove references to, provisions for, and the powers, functions, and duties of the Atchafalaya Trace Advisory Board; to remove references to, provisions for, and the powers, functions, and duties of the Eastern New Orleans Interstate Oversight Commission; to remove references to, provisions for, and the powers, functions, and duties of the First Stop Shop Coordinating Council; to remove references to, provisions for, and the powers, functions, and duties of the Manchac Parkway and its commission; to remove references to, provisions for, and the powers, functions, and duties of the Red River Development Council; to remove provisions for the Pointe Coupee-West Feliciana Bridge, Ferry, and Tunnel Authority; to abolish the Louisiana Unmarked Burial Sites Board and provide that its powers, duties, functions, and responsibilities are transferred to the secretary of the Department of Culture, Recreation and Tourism; to abolish the Rural Health Care Authority and provide that its powers, duties, functions, and responsibilities are transferred to the secretary of the Department of Health and Hospitals; and to provide for related matters.

HOUSE BILL NO. 813—
BY REPRESENTATIVE KENNARD
AN ACT

To amend and reenact R.S. 33:3074(D)(5), relative to the city of Central; to provide for the termination of provisions for the Central Transition District and the levy of a sales tax by the district; and to provide for related matters.

HOUSE BILL NO. 814—
BY REPRESENTATIVE KENNARD
AN ACT

To enact R.S. 33:9097.3, relative to the Wedgewood Civic Association District; to create and provide with respect to such district, including provisions for the district and its board of commissioners and their powers, duties, functions, and responsibilities; to provide for the imposition and collection of a parcel fee and for the use thereof; and to provide for related matters.

HOUSE BILL NO. 816—
BY REPRESENTATIVE SALTER
AN ACT

To amend and reenact R.S. 11:62(5)(b), 444(A)(2), and 450(B), relative to Department of Public Safety and Corrections peace officers who are members of the Louisiana State Employees' Retirement System; to provide for calculation of benefits; to provide for employee contributions; to provide for an effective date; and to provide for related matters.

HOUSE BILL NO. 1081—
BY REPRESENTATIVE DURAND
AN ACT

To enact R.S. 40:2267.3(D) and 2267.5, relative to the Acadiana Criminalistics Laboratory District and Commission; to provide for the membership; to provide for costs; and to provide for related matters.

HOUSE BILL NO. 1083—
BY REPRESENTATIVES THOMPSON, BAYLOR, GLOVER, AND MONTGOMERY

AN ACT

To enact Chapter 5-O of Title 25 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 25:380.121 through 380.126 and R.S. 36:744(Z) and 801.19, relative to the creation of the Stage of Stars Museum in the Department of State; to provide relative to the governing authority of the museum, including its composition, powers, duties, responsibilities, meetings, employees, and officers; to provide for the adoption of rules, regulations, and fees; to provide for receipt and use of funds and property; to provide relative to the authority of the secretary of state and the Department of State with respect to the museum; to provide relative to personnel and budgets of the museum; and to provide for related matters.

HOUSE BILL NO. 1225—
BY REPRESENTATIVE DOWE

AN ACT

To enact Subpart B-36 of Part IV of Chapter 1 of Title 33 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 33:130.721, relative to certain economic development authorities; to provide relative to the membership of the governing board of any such authority; to provide relative to the qualifications of governing board members; to provide relative to the adoption of an annual budget by the authority; and to provide for related matters.

HOUSE BILL NO. 1275—
BY REPRESENTATIVE TOOMY

AN ACT

To enact R.S. 15:85(3)(d), relative to bond forfeitures; to require a defendant to reimburse the clerk of court for postage and expenses associated with mailing out required notices; and to provide for related matters.

HOUSE BILL NO. 1276—
BY REPRESENTATIVE TOOMY

AN ACT

To enact R.S. 13:995.1(E), relative to the service charge on filings in civil cases and the security charge imposed in criminal cases as an additional fee in the Twenty-Fourth Judicial District Court; to provide for termination of the service charges upon completion of certain conditions; and to provide for related matters.

HOUSE BILL NO. 1281—
BY REPRESENTATIVE DORSEY

AN ACT

To enact R.S. 33:9038.1, relative to tax increment financing; to specify those taxes which may be levied and the increments of which may be pledged and dedicated in tax increment financing; to provide relative to the effect of the invalidity of any tax or tax increment on other taxes or tax increments; to provide for legislative intent; to provide for redesignation of certain statutes by the Louisiana State Law Institute; to provide for an effective date; and to provide for related matters.

HOUSE BILL NO. 1341—
BY REPRESENTATIVE FAUCHEUX

AN ACT

To amend and reenact R.S. 40:2268.2, relative to the Southeast Regional Criminalistics Laboratory Commission; to provide relative to the domicile of the commission; to authorize the commission to contract with an existing public or private laboratory; and to provide for related matters.

HOUSE BILL NO. 1354—
BY REPRESENTATIVES GRAY AND K. CARTER

AN ACT

To enact Chapter 32 of Title 25 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 25:1301 through 1307, and R.S. 36:4(B)(1)(g), relative to the Hurricane Katrina Memorial Commission; to create and provide for the membership, powers, and duties of the commission; to provide for donations and

grants; to provide for a commission report and termination of the commission; 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. 54—
BY REPRESENTATIVE TOWNSEND

AN ACT

To enact R.S. 44:9(J), relative to expungement or destruction of criminal records; to provide a procedure for the destruction of certain expunged arrest records; to provide for applicability; to provide with respect to the rights of a person having an arrest record destroyed; to provide for retroactive application; and to provide for related matters.

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

HOUSE BILL NO. 347—
BY REPRESENTATIVE FRITH

AN ACT

To amend and reenact R.S. 3:3004(B), relative to impounding livestock found at large; to increase the fee for retrieval of escaped livestock in Vermilion Parish; and to provide for related matters.

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

HOUSE BILL NO. 775—
BY REPRESENTATIVE HUNTER

AN ACT

To amend and reenact R.S. 23:1235, relative to tutorship; to provide for the direct payment to children who are eighteen years or older; and to provide for related matters.

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

HOUSE BILL NO. 791—
BY REPRESENTATIVES LANCASTER, SMILEY, ALARIO, DEWITT, DORSEY, HAMMETT, JEFFERSON, RICHMOND, RITCHIE, AND SALTER AND SENATORS BAJOE, HINES, MOUNT, AND NEVERS

AN ACT

To amend and reenact R.S. 17:2047(B) and 2048(C), R.S. 23:1871(O) and (P), R.S. 25:1223(E) and 1224(A)(introductory paragraph) and (13), R.S. 37:1005(B), and R.S. 46:2674(A)(2), to enact R.S. 36:209(H)(3) and 259(D), and to repeal Part X of Chapter 5 of Title 3 of the Louisiana Revised Statutes of 1950, comprised of R.S. 3:551.81 through 551.85, R.S. 23:103 and 1871(C)(13) and (G)(2), R.S. 25:1222(C) and 1223.1, Chapter 30 of Title 25 of the Louisiana Revised Statutes of 1950, comprised of R.S. 25:1261 through 1264, Part I of Chapter 6 of Title 30 of the Louisiana Revised Statutes of 1950, comprised of R.S. 30:401, Chapter 27 of Title 34 of the Louisiana Revised Statutes of 1950, comprised of R.S. 34:2351 through 2357, R.S. 36:109(G)(2), 209(I), (R), (T), and (Y), 239(C), 259(E)(22) and (HH), 309(H), 359(H), 629(E)(2), 744(K), 802.13, 802.20, and 919.5, Subpart C of Part III of Chapter 11 of Title 37 of the Louisiana Revised Statutes of 1950, comprised of R.S. 37:1007, R.S. 38:291(J) and 421(I), Chapter 15 of Title 41 of the Louisiana Revised Statutes of 1950, comprised of R.S. 41:1751 through 1753, Chapter 8-I of Title 45 of the Louisiana Revised Statutes of 1950, comprised of R.S. 45:844.21 through 844.25, R.S. 46:2675, Chapter 7 of Subtitle III of Title 47 of the Louisiana Revised Statutes of 1950, comprised of R.S. 47:2341 through 2347, Part VI-D of Chapter 1 of Title 48 of the Louisiana Revised Statutes of 1950, comprised of R.S. 48:109.1, R.S. 49:229.1, Chapter 40 of Title 51 of the Louisiana Revised

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Statutes of 1950, comprised of R.S. 51:2401 through 2406, and Act No. 319 of the 1977 Regular Session of the Legislature, relative to boards, commissions, districts, authorities, and like entities; to abolish certain boards, commissions, districts, authorities, and like entities; to remove references to, provisions for, and the powers, functions, and duties of the Louisiana Pork Promotion Board; to remove references to and provisions for the Louisiana-Mississippi Tangipahoa River Waterway Compact; to remove references to, provisions for, and the powers, functions, and duties of the Grant Parish Port Commission; to remove references to, provisions for, and the powers, functions, and duties of the Nursing Supply and Demand Commission; to remove references to, provisions for, and the powers, functions, and duties of the North Bossier Levee District; to remove references to, provisions for, and the powers, functions, and duties of the 211 Planning Advisory Board, including certain duties of the Public Service Commission relative to the study of and reports relative to a 211 information and referral system; to remove references to, provisions for, and the powers, functions, and duties of the Louisiana Advisory Committee on Assisted Living; to remove references to, provisions for, and the powers, functions, and duties of the Education Facilities Trust Fund District and its board of trustees; to remove references to, provisions for, and the powers, functions, and duties of the Louisiana Private Employment Service Advisory Council; to remove references to, provisions for, and the powers, functions, and duties of the Louisiana Purchase Commemorative Act Commission; to remove certain references to the Louisiana Biomedical Research and Development Park Commission and the Louisiana Litter Reduction and Public Action Commission; to remove references to, provisions for, and the powers, functions, and duties of the Atchafalaya Trace Advisory Board; to remove references to, provisions for, and the powers, functions, and duties of the Eastern New Orleans Interstate Oversight Commission; to remove references to, provisions for, and the powers, functions, and duties of the First Stop Shop Coordinating Council; to remove references to, provisions for, and the powers, functions, and duties of the Manchac Parkway and its commission; to remove references to, provisions for, and the powers, functions, and duties of the Red River Development Council; to remove provisions for the Pointe Coupee-West Feliciana Bridge, Ferry, and Tunnel Authority; to abolish the Louisiana Unmarked Burial Sites Board and provide that its powers, duties, functions, and responsibilities are transferred to the secretary of the Department of Culture, Recreation and Tourism; to abolish the Rural Health Care Authority and provide that its powers, duties, functions, and responsibilities are transferred to the secretary of the Department of Health and Hospitals; and to provide for related matters.

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

HOUSE BILL NO. 813—
 BY REPRESENTATIVE KENNARD
 AN ACT

To amend and reenact R.S. 33:3074(D)(5), relative to the city of Central; to provide for the termination of provisions for the Central Transition District and the levy of a sales tax by the district; and to provide for related matters.

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

HOUSE BILL NO. 814—
 BY REPRESENTATIVE KENNARD
 AN ACT

To enact R.S. 33:9097.3, relative to the Wedgewood Civic Association District; to create and provide with respect to such district, including provisions for the district and its board of commissioners and their powers, duties, functions, and responsibilities; to provide for the imposition and collection of a parcel fee and for the use thereof; and to provide for related matters.

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

HOUSE BILL NO. 816—
 BY REPRESENTATIVE SALTER
 AN ACT

To amend and reenact R.S. 11:62(5)(b), 444(A)(2), and 450(B), relative to Department of Public Safety and Corrections peace officers who are members of the Louisiana State Employees' Retirement System; to provide for calculation of benefits; to provide for employee contributions; to provide for an effective date; and to provide for related matters.

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

HOUSE BILL NO. 1081—
 BY REPRESENTATIVE DURAND
 AN ACT

To enact R.S. 40:2267.3(D) and 2267.5, relative to the Acadiana Criminalistics Laboratory District and Commission; to provide for the membership; to provide for costs; and to provide for related matters.

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

HOUSE BILL NO. 1083—
 BY REPRESENTATIVES THOMPSON, BAYLOR, GLOVER, AND MONTGOMERY
 AN ACT

To enact Chapter 5-O of Title 25 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 25:380.121 through 380.126 and R.S. 36:744(Z) and 801.19, relative to the creation of the Stage of Stars Museum in the Department of State; to provide relative to the governing authority of the museum, including its composition, powers, duties, responsibilities, meetings, employees, and officers; to provide for the adoption of rules, regulations, and fees; to provide for receipt and use of funds and property; to provide relative to the authority of the secretary of state and the Department of State with respect to the museum; to provide relative to personnel and budgets of the museum; and to provide for related matters.

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

HOUSE BILL NO. 1225—
 BY REPRESENTATIVE DOVE
 AN ACT

To enact Subpart B-36 of Part IV of Chapter 1 of Title 33 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 33:130.721, relative to certain economic development authorities; to provide relative to the membership of the governing board of any such authority; to provide relative to the qualifications of governing board members; to provide relative to the adoption of an annual budget by the authority; and to provide for related matters.

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

HOUSE BILL NO. 1275—
 BY REPRESENTATIVE TOOMY
 AN ACT

To enact R.S. 15:85(3)(d), relative to bond forfeitures; to require a defendant to reimburse the clerk of court for postage and expenses associated with mailing out required notices; and to provide for related matters.

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

HOUSE BILL NO. 1276—
 BY REPRESENTATIVE TOOMY
 AN ACT

To enact R.S. 13:995.1(E), relative to the service charge on filings in civil cases and the security charge imposed in criminal cases as an additional fee in the Twenty-Fourth Judicial District Court; to provide for termination of the service charges upon completion of certain conditions; and to provide for related matters.

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

HOUSE BILL NO. 1281—

BY REPRESENTATIVE DORSEY
AN ACT

To enact R.S. 33:9038.1, relative to tax increment financing; to specify those taxes which may be levied and the increments of which may be pledged and dedicated in tax increment financing; to provide relative to the effect of the invalidity of any tax or tax increment on other taxes or tax increments; to provide for legislative intent; to provide for redesignation of certain statutes by the Louisiana State Law Institute; to provide for an effective date; and to provide for related matters.

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

HOUSE BILL NO. 1341—

BY REPRESENTATIVE FAUCHEUX
AN ACT

To amend and reenact R.S. 40:2268.2, relative to the Southeast Regional Criminalistics Laboratory Commission; to provide relative to the domicile of the commission; to authorize the commission to contract with an existing public or private laboratory; and to provide for related matters.

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

HOUSE BILL NO. 1354—

BY REPRESENTATIVES GRAY AND K. CARTER
AN ACT

To enact Chapter 32 of Title 25 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 25:1301 through 1307, and R.S. 36:4(B)(1)(g), relative to the Hurricane Katrina Memorial Commission; to create and provide for the membership, powers, and duties of the commission; to provide for donations and grants; to provide for a commission report and termination of the commission; and to provide for related matters.

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

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:

May 16, 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 CONCURRENT RESOLUTION NO. 68—

BY SENATOR BARHAM
A CONCURRENT RESOLUTION

To establish and provide for the Louisiana Prescribed Fire Council within the Department of Agriculture and Forestry.

Reported with amendments.

SENATE BILL NO. 454—

BY SENATOR ELLINGTON
AN ACT

To enact R.S. 3:4674, relative to ethanol and bio-diesel standards; to provide a minimum ethanol content requirement for gasoline; to provide a minimum bio-diesel content requirement for diesel; to provide for definitions; to provide for exemptions; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 652—

BY SENATOR LENTINI
AN ACT

To enact R.S. 14:102.21 and to repeal R.S. 14:102.1(D), 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 create the crime of cockfighting; to provide relative to the prosecution of such crime; to provide for definitions; to prohibit transportation of certain animals for certain purposes; to prohibit certain activities related to cockfighting; to provide relative to penalties, conditions, and requirements; to provide relative to cruelty to animals and penalties therefor; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 685—

BY REPRESENTATIVES THOMPSON, BRUCE, CAZAYOUX, CRAVINS, DOWNS, FRITH, M. GUILLORY, HILL, KENNEY, JACK SMITH, AND STRAIN

AN ACT

To enact R.S. 3:4674, relative to ethanol and bio-diesel standards; to provide a minimum ethanol content requirement for gasoline; to provide a minimum bio-diesel content requirement for diesel; to provide relative to alternate renewable fuels; to provide for definitions; to provide for exemptions; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 1034—

BY REPRESENTATIVE FRITH
AN ACT

To enact R.S. 3:556.14, relative to an assessment on crawfish tail meat; to provide for a referendum of producers; to provide for payment and collection of the assessment; to provide for distribution of the proceeds; to provide for penalties; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 1146—

BY REPRESENTATIVE TRICHE
AN ACT

To enact R.S. 14:102.1(D)(3), (4), and (5), relative to the crime of cruelty to animals; to identify certain species of birds as animals for purposes of the crime; and to provide for related matters.

Reported favorably.

Respectfully submitted,
MIKE SMITH
Chairman

Rules Suspended

Senator Adley asked for and obtained a suspension of the rules for the purpose of recalling Senate Bill No. 480 from the Committee on Senate and Governmental Affairs.

SENATE BILL NO. 480—

BY SENATOR ADLEY
AN ACT

To enact R.S. 29:33.3, relative to military affairs; to provide for the creation of the Camp Minden Entertainment Authority; and to provide for related matters.

On motion of Senator Adley, the bill was read by title and withdrawn from the files of the Senate.

May 16, 2006

Rules Suspended

Senator Adley asked for and obtained a suspension of the rules for the purpose of recalling Senate Bill No. 481 from the Committee on Health and Welfare.

SENATE BILL NO. 481—
BY SENATOR ADLEY

AN ACT

To amend and reenact R.S. 40:2109(B)(2) and to enact Part L-A of Chapter 5 of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:1300.115.1 through 1300.115.6, relative to hospitals; to provide definitions; to require collection of data relative to hospital-acquired infection rates; to require reports on hospital-acquired infection rates to the Department of Health and Hospitals; to provide for a schedule of reporting; to provide for the naming of an advisory committee by the secretary of the Department of Health and Hospitals; to provide for grounds for termination of a hospital license and other penalties; and to provide for related matters.

On motion of Senator Adley, the bill was read by title and withdrawn from the files of the Senate.

Motion to Recommit

Senator Fields asked for and obtained a suspension of the rules and recommitted House Bill No. 744 from the Committee on Education to the Committee on Local and Municipal Affairs.

Motion to Recommit

Senator Malone asked for and obtained a suspension of the rules and recommitted House Bill No. 934 from the Committee on Natural Resources to the Committee on Insurance.

Message from the House

SIGNED HOUSE CONCURRENT RESOLUTIONS

May 15, 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. 178—
BY REPRESENTATIVE MORRELL

A CONCURRENT RESOLUTION

To urge and request the Federal Emergency Management Agency (FEMA) to provide cellular telephones for limited use in FEMA-issued trailers when telephone service is otherwise unavailable.

HOUSE CONCURRENT RESOLUTION NO. 182—
BY REPRESENTATIVES DOVE AND BALDONE AND SENATOR DUPRE

A CONCURRENT RESOLUTION

To memorialize the United States Congress to take such actions as are necessary to provide hurricane tidal flood protection to south Louisiana, including requiring the United States Army Corps of Engineers to evaluate both federal and nonfederal tidal levees in south Louisiana, to consider adding nonfederal tidal levees into the federal program, and to fully fund upgrading hurricane tidal flood protection in south Louisiana.

HOUSE CONCURRENT RESOLUTION NO. 189—
BY REPRESENTATIVE E. GUILLORY

A CONCURRENT RESOLUTION

To urge and request the State Board of Elementary and Secondary Education to study the feasibility of implementing an online student information system for the parents of public high school students to access and to report the study findings and

recommendations, in writing, to the House Committee on Education and the Senate Committee on Education prior to the convening of the 2007 Regular Session.

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:

Jackson 1 Day

Adjournment

Senator Bajoie moved that the Senate adjourn until Wednesday, May 17, 2006, at 1:30 o'clock P.M.

The President of the Senate declared the Senate adjourned until 1:30 o'clock P.M. on Wednesday, May 17, 2006.

GLENN A. KOEPP
Secretary of the Senate

GAYE F. HAMILTON
Journal Clerk