

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

THIRTY-FIRST DAY'S PROCEEDINGS

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

Senate Chamber
State Capitol
Baton Rouge, Louisiana

Monday, May 22, 2006

The Senate was called to order at 3:00 o'clock P.M., by Hon. Donald E. Hines, President of the Senate.

ROLL CALL

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

PRESENT

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

ABSENT

Duplessis Schedler
Total - 2

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

Prayer

The prayer was offered by Pastor Mike Ecuyer, following which the Senate joined in pledging allegiance to the flag of the United States of America.

Reading of the Journal

On motion of Senator Nevers, the reading of the Journal was dispensed with and the Journal of yesterday was adopted.

Morning Hour

**Privilege Report of the
Legislative Bureau**

May 22, 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. We advise and suggest the following amendments to the

engrossed bills.

HOUSE BILL NO. 150—
BY REPRESENTATIVE PINAC
AN ACT

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

Reported without amendments.

HOUSE BILL NO. 151—
BY REPRESENTATIVE PINAC
AN ACT

To amend and reenact R.S. 49:191(3) and to repeal R.S. 49:191(1)(b), relative to the Department of Economic Development; to provide for re-creation of the Department of Economic Development 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. 152—
BY REPRESENTATIVE LAFONTA
AN ACT

To enact R.S. 51:943(A)(9), (10), (11), and (12), relative to the membership of the Small Business Entrepreneurship Commission; to increase the membership of the commission to add members chosen from Louisiana colleges and universities; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 193—
BY REPRESENTATIVE LAFONTA
AN ACT

To enact R.S. 18:108(C), relative to voter registration; to provide for the reinstatement of prior voter registration information for a voter whose registration has been canceled and who re-registers to vote in the parish in which he was previously registered within three years of the cancellation of his registration in that parish; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 203—
BY REPRESENTATIVES PINAC AND M. POWELL
AN ACT

To enact Chapter 25 of Title 12 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 12:1601 through 1606, relative to organization of business entities; to authorize conversion of domestic business entities; to provide for application and approval requirements; to provide for certificates of conversion and for certain filing requirements; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 205—
BY REPRESENTATIVES LAFONTA AND KATZ
AN ACT

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

Reported without amendments.

May 22, 2006

HOUSE BILL NO. 247—

BY REPRESENTATIVE PINAC
AN ACT

To amend and reenact R.S. 49:191(3) and to repeal R.S. 49:191(1)(n), relative to the Louisiana Economic Development Council and certain other agencies within the office of the governor, including provisions to provide for the re-creation of the council and such agencies; 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. 256—

BY REPRESENTATIVES WALKER AND KATZ
AN ACT

To amend and reenact R.S. 28:454.15 and 824(A), R.S. 40:1300.51(2)(b), (3), and (5), 2006(A)(2)(k), (B)(2)(d), and (E)(2)(j), 2007.1(A)(1)(j), 2116(G) and (J)(1), 2120.4(B)(10)(c), 2180(2), 2180.1(introductory paragraph), and 2180.4(B), and R.S. 46:2622(6) and 2625(A)(1)(introductory paragraph) and (b), relative to intermediate care facilities for the mentally retarded; to change the name of intermediate care facilities for the mentally retarded to intermediate care facilities for people with developmental disabilities; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 261—

BY REPRESENTATIVE JOHNS
AN ACT

To amend and reenact R.S. 37:1164(2)(a), 1203(A)(7), 1209, 1232(B), and 1241(A)(17)(c), relative to the Pharmacy Practice Act; to provide for definitions; to provide for qualifications for reciprocity for pharmacists' licensure; to provide relative to pharmacists registered and licensed not less than fifty years; to provide relative to out-of-state pharmacies; to provide relative to the refusal, restriction, suspension, or revocation of licenses; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 262—

BY REPRESENTATIVE PINAC
AN ACT

To amend and reenact R.S. 12:24(A), 25(A)(1), 104(C)(2) and (3), 163(E)(1)(c), 203(A), 236(C)(2), 262.1(E)(1), 304(B), 308(A)(1) and (B)(3), 1305(A) and (E), 1308(C)(1), 1308.2(C)(1)(a), 1345(B) and (C), and 1350(B)(1)(c), relative to filing requirements for certain business organizations; to delete requirements for acknowledgments, authentic acts, or other documentation requiring a notary public; and to provide for related matters.

Reported with amendments.

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Engrossed House Bill No. 262 by Representative Pinac

AMENDMENT NO. 1

In Senate Committee Amendment No. 1 proposed by the Senate Committee on Commerce, Consumer Protection and International Affairs and adopted by the Senate on May 18, 2006, on page 1, line 2, change "2 and" to "3 and" and on line 3, change "3" to "4"

AMENDMENT NO. 2

In Senate Committee Amendment No. 5 proposed by the Senate Committee on Commerce, Consumer Protection and International Affairs and adopted by the Senate on May 18, 2006, on page 2, line 1, change "Subsection" to "Paragraph"

HOUSE BILL NO. 302—

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

AN ACT

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

Reported without amendments.

HOUSE BILL NO. 335—

BY REPRESENTATIVES BOWLER AND MARCHAND
AN ACT

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

Reported with amendments.

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Engrossed House Bill No. 335 by Representative Bowler

AMENDMENT NO. 1

In Senate Committee Amendment No. 6 proposed by the Senate Committee on Senate and Governmental Affairs and adopted by the Senate on May 18, 2006, on page 1, line 20, change "be" to "been"

HOUSE BILL NO. 358—

BY REPRESENTATIVE PINAC
AN ACT

To amend and reenact R.S. 51:1406(1), relative to the unfair trade practices and consumer protection law; to provide for an exemption for federally insured financial institutions and licensees of the Office of Financial Institutions; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 506—

BY REPRESENTATIVE PINAC
AN ACT

To amend and reenact R.S. 37:1782(14), 1796(A), and 1798(A) and to enact R.S. 37:1782(15) and (16), relative to pawnbrokers; to provide for definitions; to provide for recordkeeping; to provide for information to be furnished to police; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 587—

BY REPRESENTATIVE JEFFERSON
AN ACT

To enact R.S. 18:451.3, relative to qualifications for candidacy and for holding office; to provide that for purposes of residency or domicile requirements relative to qualifying for and holding office, a person shall not be considered to have vacated his domicile or residence if he was involuntarily displaced from his place of residence or domicile by the effects of a gubernatorially declared state of emergency except in certain circumstances; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 652—

BY REPRESENTATIVES WINSTON, BURNS, DOERGE, DURAND, GRAY, E. GUILLORY, M. GUILLORY, HUTTER, JACKSON, KATZ, LABRUZZO, JOHN SMITH, STRAIN, WADDELL, ANSARDI, BADON, BALDONE, BARROW, BAYLOR, CRAVINS, CROWE, CURTIS, DANIEL, DARTEZ, DORSEY, DOVE, DOWNS, ERDEY, FANNIN, FARRAR, FAUCHEUX, FRITH, HARRIS, HEATON, HEBERT, KENNEY, KLECKLEY, LAFLEUR, MCDONALD, MORRELL, ODINET, PIERRE, PITRE, T. POWELL, QUEZAIRE, RICHMOND, RITCHIE, ROMERO, SALTER, SCALISE, GARY SMITH, JACK SMITH, TRAHAN, TRICHE, WALKER, WHITE, AND WOOTON

AN ACT

To amend and reenact Children's Code Articles 607(A) and (B), 1016(A) and (B), 1404(14) and R.S. 15:151.2(B), R.S. 28:2(13), and R.S. 46:460.21(A) and to enact Chapter 5 of Title V of the Louisiana Children's Code, to be comprised of Articles 551 through 560, and R.S. 15:151.2(J), relative to the welfare of children; to provide for access to children and communication in legal representation of children cases; to provide for the purpose and establishment of the Child Advocacy Program; to provide for the organization and board of trustees for the Child Advocacy Program; to provide for a child's right to appointed counsel in child in need of care proceedings; to provide for the right to counsel in termination proceedings; to provide for definitions in mental health proceedings for children; to provide for the powers and duties of the Indigent Defense Assistance Board; to provide for definitions in the mental health law; to provide for legal fees and expenses through the Department of Social Services, office of community services; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 655—

BY REPRESENTATIVES GRAY, ALARIO, DEWITT, DORSEY, HAMMETT, KATZ, RICHMOND, AND SALTER AND SENATORS BAJIOE, HINES, AND MOUNT

AN ACT

To amend and reenact R.S. 40:49(B)(8)(a), relative to vital statistics laws; to provide for requirements in the preparation of a certificate of death or spontaneous fetal death certificate or stillbirth; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 787—

BY REPRESENTATIVE PINAC

AN ACT

To enact Part VIII of Chapter 10-B of Title 9 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 9:969.51, relative to the Louisiana Motor Vehicle Sales Finance Act; to authorize a uniform retail installment sales contract; to provide for certain protections for lenders and sellers; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 866—

BY REPRESENTATIVE TOOMY

AN ACT

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

Reported without amendments.

HOUSE BILL NO. 903—

BY REPRESENTATIVE WINSTON

AN ACT

To enact R.S. 40:2160(D), relative to licensing of adult residential care homes; to establish criminal penalties for operating an adult residential care home without a license; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 932—

BY REPRESENTATIVE PINAC

AN ACT

To amend and reenact R.S. 37:73(1)(a) and (b), (3), (7), and (11), 74(B)(1), (E)(5), (H)(2) and (3), (J)(introductory paragraph), (3), and (4), 74.1, 75(E), 76(A)(2), (C)(1)(introductory paragraph), (a), and (2), (D)(1) and (2), 77(C)(1) and (D), 79(A) (introductory paragraph), 81(A), (B), (C), (I), and (K), 83(B), (C), (E), and (F)(2), 86(A) and (D), 88, 94(A)(1) and (2), 101(1), 105, 111(A), 112(A), 115, and 121(A) and (B) and to enact R.S. 37:109(C), and 121(F), (G), and (H), and to repeal R.S. 37:125, relative to the board of certified public accountants; to provide for distinction between holders of active and inactive CPA certificates; to provide for mandatory compliance with review panel process; to provide for consistency with respect to the review panel process; to provide for the selection, compensation, and requirements of members of review panels; to provide for the payment and award of costs; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 933—

BY REPRESENTATIVE WINSTON

AN ACT

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

Reported without amendments.

HOUSE BILL NO. 1189—

BY REPRESENTATIVE RITCHIE

AN ACT

To enact R.S. 6:121.7, relative to the Office of Financial Institutions; to authorize the imposition of a fee for certain payments which are returned unpaid, refused, or declined; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1269—

BY REPRESENTATIVE RITCHIE

AN ACT

To amend and reenact R.S. 6:121.2, relative to the Office of Financial Institutions; to provide for the powers and duties of the Office of Financial Institutions; to authorize the commissioner of financial institutions to obtain certain state and federal criminal history records under certain circumstances; to provide for the collection of certain fees; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1271—

BY REPRESENTATIVE RITCHIE

AN ACT

To amend and reenact R.S. 6:1088(C)(1)(a), (F)(4), and (G) and 1090(B)(1) and to enact R.S. 6:1090(H), 1092(A)(16) and (17) and (K), 1092.1, 1092.2, and 1096(E)(3) and (G)(3), relative to loans; to provide for the Residential Mortgage Lending Act; to provide for requirements for licensure and filing fees; to provide for the powers and duties of the commissioner of financial institutions; to provide time limits regarding reapplication for licensure; to provide restrictions on employment; to provide for the suspension, revocation, or denial of licensure; to provide for appellate rights; to prohibit the assessment of certain charges; to prohibit the financing of certain charges; and to provide for related matters.

Reported without amendments.

May 22, 2006

HOUSE BILL NO. 1371— (Substitute for House Bill No. 1055 by Representative Pinac)

BY REPRESENTATIVE PINAC

AN ACT

To amend and reenact R.S. 36:409(M) and 919.3 and R.S. 40:1646, to enact Subpart D-3 of Part III of Chapter 7 of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:1664.1 through 1664.16, and to repeal Subpart D of Part III of Chapter 7 of Title 40 of the Louisiana Revised Statutes of 1950, comprised of R.S. 40:1625 through 1638, Subpart E of Part III of Chapter 7 of Title 40 of the Louisiana Revised Statutes of 1950, comprised of R.S. 40:1651 through 1661, and Subpart F of Part III of Chapter 7 of Title 40 of the Louisiana Revised Statutes of 1950, comprised of R.S. 40:1662.1 through 1662.19, relative to life safety and property protection licensing; to provide for definitions; to provide for licensure; to provide for exemptions from licensing; to provide for a firm license; to provide for an individual license; to provide for background checks; to provide for fees; to provide for powers and duties of fire marshal; to provide for an advisory board; to provide for prohibited acts; to provide for revocation of license; to provide for penalties; to provide for effect on local regulation; to provide for effective date; 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 Legislative Bureau amendments were adopted and the Bills and Joint Resolutions were read by title and passed to a third reading.

Messages from the House

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

Message from the House

**CONCURRING IN
SENATE CONCURRENT RESOLUTIONS**

May 22, 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. 92—

BY SENATOR HOLLIS

A CONCURRENT RESOLUTION

To urge and request the governor to dedicate \$100 million of the recently recognized revenue surplus towards the reconstruction of the state's levee system.

Reported without amendments.

SENATE CONCURRENT RESOLUTION NO. 95—

BY SENATOR B. GAUTREAU AND REPRESENTATIVE ST. GERMAIN
A CONCURRENT RESOLUTION

To commend and congratulate Dow Chemical on fifty years of productivity in Louisiana.

Reported without amendments.

SENATE CONCURRENT RESOLUTION NO. 96—

BY SENATORS MALONE AND N. GAUTREAU

A CONCURRENT RESOLUTION

To recognize May 20, 2006, through May 26, 2006, as Louisiana Safe Boating Week and to commend the efforts of the Department of Wildlife and Fisheries, law enforcement division.

Reported without amendments.

SENATE CONCURRENT RESOLUTION NO. 97—

BY SENATOR HINES

A CONCURRENT RESOLUTION

To recognize Wednesday, May 24, 2006, as Tourism Awareness Day.

Reported without amendments.

SENATE CONCURRENT RESOLUTION NO. 32—

BY SENATOR NEVERS

A CONCURRENT RESOLUTION

To direct the Department of Health and Hospitals to study and report on the state's preparations for and readiness to handle a pandemic of avian influenza.

Reported without amendments.

SENATE CONCURRENT RESOLUTION NO. 17—

BY SENATOR MURRAY

A CONCURRENT RESOLUTION

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

Reported without amendments.

SENATE CONCURRENT RESOLUTION NO. 3—

BY SENATOR HINES

A CONCURRENT RESOLUTION

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

Reported without amendments.

SENATE CONCURRENT RESOLUTION NO. 14—

BY SENATOR JONES

A CONCURRENT RESOLUTION

To direct state agencies to provide to the division of archives, records management, and history of the Department of State all locations where their public records are stored and to direct such division to work in cooperation with the Louisiana Geographical Information Center to develop mapping relative to such locations.

Reported without amendments.

SENATE CONCURRENT RESOLUTION NO. 23—

BY SENATOR CAIN AND REPRESENTATIVES KENNEY AND KATZ

A CONCURRENT RESOLUTION

To memorialize the United States Senate to take such actions as are necessary to pass the proposed constitutional amendment banning the desecration of the United States flag.

Reported without amendments.

SENATE CONCURRENT RESOLUTION NO. 80—

BY SENATOR JONES

A CONCURRENT RESOLUTION

To urge and request the Louisiana State Law Institute to establish a special committee to research, study and make recommendations regarding the update, revision, and

recodification of all of Louisiana's criminal or penal statutes and penalties into one comprehensive Criminal Code.

Reported without amendments.

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

**Senate Resolutions
on Second Reading**

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

SENATE RESOLUTION NO. 78—
BY SENATOR SHEPHERD

A RESOLUTION

To commend and congratulate Chris and Laura Richard for their efforts in getting the church and physical plant at St. Joseph the Worker Catholic Church back up and functional after Hurricane Katrina and for their continued dedication to the church parish.

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

SENATE RESOLUTION NO. 79—
BY SENATOR MOUNT

A RESOLUTION

To urge and request the Senate Committee on Revenue and Fiscal Affairs to study the fiscal impact of exclusion from state individual income taxes gross income from royalties attributed to certain creative or intellectual efforts or activities.

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

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 18, 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. 1130—
BY REPRESENTATIVES RICHMOND, ARNOLD, BADON, BARROW, BAYLOR, BURRELL, K. CARTER, CURTIS, DANIEL, DARTEZ, DORSEY, FANNIN, FRITH, GALLOT, GLOVER, GRAY, HEBERT, HONEY, HUNTER, HUTTER, JACKSON, JEFFERSON, KENNEY, LAFONTA, MARCHAND, MCDONALD, MORRELL, PIERRE, QUEZAIRE, RITCHIE, ROMERO, ST. GERMAIN, AND THOMPSON
AN ACT

To enact Chapter 27-F of Title 33 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 33:9039.101 through 9039.112, 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; and to provide for related matters.

HOUSE BILL NO. 1235—
BY REPRESENTATIVE LABRUZZO
AN ACT

To amend and reenact R.S. 37:1226.2(B), (C), (D), and (E) and to enact R.S. 37:1226.2 (A)(3), (F), (G), and (H), relative to prescription drug returns, exchanges, and redispensing; to allow a penal institution or state hospital for the mentally ill to receive donated medications for redispensing to individuals in its facility; to provide for an effective date; and to provide for related matters.

HOUSE BILL NO. 1308—
BY REPRESENTATIVE KENNARD
AN ACT

To amend and reenact R.S. 32:1305(I), relative to motor vehicle safety inspection programs; to revise the programs relative to motor vehicles transporting general freight and commodities; and to provide for related matters.

HOUSE BILL NO. 851—
BY REPRESENTATIVE DAMICO
AN ACT

To amend and reenact R.S. 30:2186(A) and to enact R.S. 30:2011(D)(25), relative to reviews and determination conducted by the Department of Environmental Quality; to provide for request for reviews of certain immovable property; to provide for reviews and determinations of environmental media; to provide for fees; to provide for authority to promulgate rules and regulations; and to provide for related matters.

HOUSE BILL NO. 839—
BY REPRESENTATIVES ST. GERMAIN, LAMBERT, AND JACK SMITH
AND SENATOR N. GAUTREAUX
AN ACT

To amend and reenact R.S. 56:306(A)(2)(a), 306.2(A)(3), 306.6(A), and 332(K) and to repeal Subpart I of Part VI of Chapter 1 of Title 56 of the Louisiana Revised Statutes of 1950, comprised of R.S. 56:309 through 309.4, relative to soft shell crab shedders license; to eliminate the soft shell crab shedders license; and to provide for related matters.

HOUSE BILL NO. 397—
BY REPRESENTATIVE HAMMETT
AN ACT

To amend and reenact R.S. 36:458(B), (C), (D), (E), and (F), relative to the offices, purposes, and functions of the Department of Revenue; to modify certain provisions to reflect the agency's current organizational structure and functions; to provide for an effective date; and to provide for related matters.

HOUSE BILL NO. 169—
BY REPRESENTATIVE BADON
AN ACT

To amend and reenact R.S. 40:2531(B)(7), relative to investigations of law enforcement officers; to provide for the length of time within which an investigation of certain law enforcement officers must be completed in a parish with a population exceeding four hundred seventy-five thousand; to provide for disciplinary action for failure to timely complete the investigative report; and to provide for related matters.

HOUSE BILL NO. 426—
BY REPRESENTATIVE WOOTON
AN ACT

To enact R.S. 27:308(H), relative to the Video Draw Poker Devices Control Law; to provide for a seventy-two-hour notice to the device owner prior to disabling any video draw poker device; and to provide for related matters.

May 22, 2006

HOUSE BILL NO. 1200—
BY REPRESENTATIVES ARNOLD AND TUCKER
AN ACT

To require the Crescent City Connection Division within the Department of Transportation and Development to operate the Algiers/Canal Street ferry during certain hours; to provide exceptions; and to provide for related matters.

HOUSE BILL NO. 1167—
BY REPRESENTATIVE THOMPSON
AN ACT

To enact R.S. 9:2800.16, relative to limitations of liability; to provide an exemption from liability for the gratuitous medical transportation services for a child and his family under certain circumstances; to provide for exceptions; and to provide for related matters.

HOUSE BILL NO. 1217—
BY REPRESENTATIVES K. CARTER, ALEXANDER, ANSARDI, BOWLER, AND WALKER
AN ACT

To enact Chapter 4 of Code Title XIX of Code Book III of Title 9 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 9:4241 through 4276, relative to arbitration; to provide for the International Commercial Arbitration Act; to provide for definitions; to provide for court intervention; to provide for arbitration agreements; to provide for the arbitral tribunal; to provide for jurisdiction; to provide procedures; to provide for the making of awards; to provide for settlements; to provide for recourse; to provide for recognition; to provide for enforcement; and to provide for related matters.

HOUSE BILL NO. 1302—
BY REPRESENTATIVE BURNS
AN ACT

To provide relative to the interruption of prescription for property damage claims related to Hurricanes Katrina and Rita; to establish legislative intent; to provide for the interruption of prescription for one year; to authorize suit for declaratory judgment; to provide an emergency effective date; and to provide for related matters.

HOUSE BILL NO. 1312—
BY REPRESENTATIVE TOWNSEND
AN ACT

To enact R.S. 32:361.2(A)(2)(f) and 361.3(C), relative to motor vehicle windshields; to provide for objects or materials placed or affixed on windshields; to provide for medical and security exceptions; and to provide for related matters.

HOUSE BILL NO. 1291—
BY REPRESENTATIVES ERDEY, R. CARTER, FAUCHEUX, AND WHITE
AN ACT

To enact R.S. 49:155.6, relative to state symbols; to provide the state cajun poem to be "I Am Louisiana" by Paul Ott; 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. 169—
BY REPRESENTATIVE BADON
AN ACT

To amend and reenact R.S. 40:2531(B)(7), relative to investigations of law enforcement officers; to provide for the length of time within which an investigation of certain law enforcement officers must be completed in a parish with a population exceeding four hundred seventy-five thousand; to provide for

disciplinary action for failure to timely complete the investigative report; and to provide for related matters.

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

HOUSE BILL NO. 397—
BY REPRESENTATIVE HAMMETT
AN ACT

To amend and reenact R.S. 36:458(B), (C), (D), (E), and (F), relative to the offices, purposes, and functions of the Department of Revenue; to modify certain provisions to reflect the agency's current organizational structure and functions; 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. 426—
BY REPRESENTATIVE WOOTON
AN ACT

To enact R.S. 27:308(H), relative to the Video Draw Poker Devices Control Law; to provide for a seventy-two-hour notice to the device owner prior to disabling any video draw poker device; and to provide for related matters.

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

HOUSE BILL NO. 839—
BY REPRESENTATIVES ST. GERMAIN, LAMBERT, AND JACK SMITH AND SENATOR N. GAUTREAUX
AN ACT

To amend and reenact R.S. 56:306(A)(2)(a), 306.2(A)(3), 306.6(A), and 332(K) and to repeal Subpart I of Part VI of Chapter 1 of Title 56 of the Louisiana Revised Statutes of 1950, comprised of R.S. 56:309 through 309.4, relative to soft shell crab sheddens license; to eliminate the soft shell crab sheddens license; and to provide for related matters.

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

HOUSE BILL NO. 851—
BY REPRESENTATIVE DAMICO
AN ACT

To amend and reenact R.S. 30:2186(A) and to enact R.S. 30:2011(D)(25), relative to reviews and determination conducted by the Department of Environmental Quality; to provide for request for reviews of certain immovable property; to provide for reviews and determinations of environmental media; to provide for fees; to provide for authority to promulgate rules and regulations; and to provide for related matters.

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

HOUSE BILL NO. 1130—
BY REPRESENTATIVES RICHMOND, ARNOLD, BADON, BARROW, BAYLOR, BURRELL, K. CARTER, CURTIS, DANIEL, DARTEZ, DORSEY, FANNIN, FRITH, GALLOT, GLOVER, GRAY, HEBERT, HONEY, HUNTER, HUTTER, JACKSON, JEFFERSON, KENNEY, LAFONTA, MARCHAND, MCDONALD, MORRELL, PIERRE, QUEZAIRE, RITCHIE, ROMERO, ST. GERMAIN, AND THOMPSON
AN ACT

To enact Chapter 27-F of Title 33 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 33:9039.101 through 9039.112, 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; and to provide for related matters.

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

HOUSE BILL NO. 1167—
BY REPRESENTATIVE THOMPSON
AN ACT

To enact R.S. 9:2800.16, relative to limitations of liability; to provide an exemption from liability for the gratuitous medical transportation services for a child and his family under certain circumstances; to provide for exceptions; and to provide for related matters.

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

HOUSE BILL NO. 1200—
BY REPRESENTATIVES ARNOLD AND TUCKER
AN ACT

To require the Crescent City Connection Division within the Department of Transportation and Development to operate the Algiers/Canal Street ferry during certain hours; to provide exceptions; and to provide for related matters.

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

HOUSE BILL NO. 1217—
BY REPRESENTATIVES K. CARTER, ALEXANDER, ANSARDI,
BOWLER, AND WALKER
AN ACT

To enact Chapter 4 of Code Title XIX of Code Book III of Title 9 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 9:4241 through 4276, relative to arbitration; to provide for the International Commercial Arbitration Act; to provide for definitions; to provide for court intervention; to provide for arbitration agreements; to provide for the arbitral tribunal; to provide for jurisdiction; to provide procedures; to provide for the making of awards; to provide for settlements; to provide for recourse; to provide for recognition; to provide for enforcement; and to provide for related matters.

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

HOUSE BILL NO. 1235—
BY REPRESENTATIVE LABRUZZO
AN ACT

To amend and reenact R.S. 37:1226.2(B), (C), (D), and (E) and to enact R.S. 37:1226.2 (A)(3), (F), (G), and (H), relative to prescription drug returns, exchanges, and redispensing; to allow a penal institution or state hospital for the mentally ill to receive donated medications for redispensing to individuals in its facility; 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. 1291—
BY REPRESENTATIVES ERDEY, R. CARTER, FAUCHEUX, AND WHITE
AN ACT

To enact R.S. 49:155.6, relative to state symbols; to provide the state cajun poem to be "I Am Louisiana" by Paul Ott; and to provide for related matters.

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

HOUSE BILL NO. 1302—
BY REPRESENTATIVE BURNS
AN ACT

To provide relative to the interruption of prescription for property damage claims related to Hurricanes Katrina and Rita; to establish legislative intent; to provide for the interruption of prescription for one year; to authorize suit for declaratory judgment; to provide an emergency effective date; and to provide for related matters.

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

HOUSE BILL NO. 1308—
BY REPRESENTATIVE KENNARD
AN ACT

To amend and reenact R.S. 32:1305(I), relative to motor vehicle safety inspection programs; to revise the programs relative to motor vehicles transporting general freight and commodities; and to provide for related matters.

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

HOUSE BILL NO. 1312—
BY REPRESENTATIVE TOWNSEND
AN ACT

To enact R.S. 32:361.2(A)(2)(f) and 361.3(C), relative to motor vehicle windshields; to provide for objects or materials placed or affixed on windshields; to provide for medical and security exceptions; 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 18, 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. 217—
BY REPRESENTATIVE HUTTER
A CONCURRENT RESOLUTION

To urge and request the office of motor vehicles to provide an update to the House and Senate Transportation, Highways and Public Works Committees prior to the adjournment of the 2006 Regular Session, regarding the status of its field offices in hurricane-affected areas.

HOUSE CONCURRENT RESOLUTION NO. 218—
BY REPRESENTATIVES HONEY, TOOMY, DORSEY, JACKSON, AND
LANCASTER
A CONCURRENT RESOLUTION

To urge and request the Judicial Council of the Louisiana Supreme Court to expedite an evaluation of the need for an additional judgeship for the City Court of Baton Rouge.

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

House Concurrent Resolutions

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

HOUSE CONCURRENT RESOLUTION NO. 217—
BY REPRESENTATIVE HUTTER
A CONCURRENT RESOLUTION

To urge and request the office of motor vehicles to provide an update to the House and Senate Transportation, Highways and Public Works Committees prior to the adjournment of the 2006 Regular Session, regarding the status of its field offices in hurricane-affected areas.

May 22, 2006

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

HOUSE CONCURRENT RESOLUTION NO. 218—
BY REPRESENTATIVES HONEY, TOOMY, DORSEY, JACKSON, AND LANCASTER

A CONCURRENT RESOLUTION

To urge and request the Judicial Council of the Louisiana Supreme Court to expedite an evaluation of the need for an additional judgeship for the City Court of Baton Rouge.

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

**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. 254—
BY REPRESENTATIVE CROWE
AN ACT

To amend and reenact R.S. 14:91.11(B), relative to offenses affecting the health and morals of minors; to provide with respect to the sale, exhibition, or distribution of material harmful to minors; to provide for definitions; and to provide for related matters.

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

HOUSE BILL NO. 290—
BY REPRESENTATIVE DURAND
AN ACT

To amend and reenact R.S. 37:219(C), relative to unlawful solicitation of employment for legal representation by an attorney; to increase the penalties for unlawful solicitation for legal representation; 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. 308—
BY REPRESENTATIVES KLECKLEY, ALEXANDER, BADON, BALDONE, BARROW, BAYLOR, BRUCE, BURNS, BURRELL, K. CARTER, CAZAYOUX, CHANDLER, CRAVINS, CROWE, CURTIS, DARTEZ, DORSEY, DURAND, FANNIN, FAUCHEUX, FRITH, GEYMAN, GREENE, E. GUILLORY, M. GUILLORY, HARRIS, HEATON, HEBERT, HILL, HOPKINS, JACKSON, JOHNS, KATZ, KENNEY, LAFONTA, LAMBERT, McDONALD, MORRELL, MORRISH, PIERRE, PINAC, M. POWELL, T. POWELL, RICHMOND, RITCHIE, ROBIDEAUX, ROMERO, SALTER, SCALISE, GARY SMITH, JACK SMITH, JANE SMITH, JOHN SMITH, STRAIN, THOMPSON, TOWNSEND, TRAHAN, WADDELL, WALKER, WHITE, AND WINSTON AND SENATORS MOUNT, ROMERO, AND THEUNISSEN

AN ACT

To enact R.S. 49:220.5(F) and (G), relative to the Louisiana Recovery Authority; to provide for certain duties of the Louisiana Recovery Authority; to require certain plans, assessments, and reports; to provide for the content of such plans, assessments, and reports; 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. 517—
BY REPRESENTATIVE K. CARTER
AN ACT

To enact R.S. 22:1078(B)(22), relative to fees collected by the commissioner of insurance; to provide for a fee for the acceptance of service of process when appointed as agent for a nonresident licensee or a foreign or alien entity; 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. 520—
BY REPRESENTATIVE K. CARTER
AN ACT

To enact R.S. 22:1078(B)(22), relative to fees collected by the commissioner of insurance; to provide for licensing fees for public adjusters; 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. 578—
BY REPRESENTATIVE HAMMETT
AN ACT

To enact R.S. 47:1520.1, relative to electronically filed state tax returns; to require taxpayers filing for a state individual income tax refund using a Federal/State E-file Program to direct deposit the state tax refund when the federal tax refund is directly deposited; 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. 1222—
BY REPRESENTATIVE GALLOT
AN ACT

To amend and reenact R.S. 35:199 and 281 and to repeal R.S. 9:2741 and 2745 and R.S. 35:282, 283, 284, 285, and 286, relative to notaries public; to provide for the consolidation of provisions relative to the duty to record certain acts in all parishes; to provide for penalties for failure to record; to provide for exceptions; 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. 1250—
BY REPRESENTATIVE PINAC
AN ACT

To amend and reenact R.S. 9:5607(A)(introductory paragraph), relative to preemptive periods; to provide for actions against real estate developers; 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. 1266—
BY REPRESENTATIVE GARY SMITH
AN ACT

To amend and reenact Code of Civil Procedure Article 2640 and 2721(A), relative to executory proceedings; to delete inconsistent provisions relative to service of the notice of demand for payment; 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. 1386— (Substitute for House Bill No. 808 by Representative Hopkins)
BY REPRESENTATIVE HOPKINS
AN ACT

To enact Part VII of Chapter 17 of Title 3 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 3:2501, relative to animal control agency officers; to authorize the appointment of certain animal control officers by parish governing authorities in certain parishes; to provide for qualifications; to provide for enforcement powers; to provide for P.O.S.T. certification; to provide for limitations; 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. 1387— (Substitute for House Bill No. 1009 by Representative Toomy)

BY REPRESENTATIVE TOOMY

AN ACT

To amend and reenact R.S. 26:2(10) and (17), 85, 142, and 359(B), (C), (D), (E), and (G), to enact R.S. 26:2(21) and (22) and 71(A)(6) and (7), and to repeal Part II-A of Chapter 2 of Title 26 of the Louisiana Revised Statutes of 1950, comprised of R.S. 26:321 through 327, and R.S. 26:341(A)(5) and (B), relative to wine producers under the Alcoholic Beverage Control Law; to provide for definitions; to provide for permits; to authorize a wine producer to sell or serve its product at retail directly to consumers at its winery, at specified other locations, and to directly ship to consumers in Louisiana; to authorize the selling and direct shipment of sparkling or still wine directly to a consumer in Louisiana by a manufacturer or retailer domiciled outside of the state or by a wine producer domiciled inside or outside of the state; to provide for exceptions requiring shipment to a wholesaler; to repeal all provisions of Louisiana's Native Wine Law; to repeal provisions providing for an excise or license tax on native wines; to repeal provisions providing for an additional tax on manufacturers or retailers of sparkling wine or still wine domiciled outside the state who directly ship to a consumer within the state; 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. 1388— (Substitute for House Bill No. 1191 by Representative Thompson)

BY REPRESENTATIVES THOMPSON, SALTER, DORSEY, TOOMY, ALARIO, K. CARTER, DEWITT, HAMMETT, JEFFERSON, RICHMOND, AND RITCHIE AND SENATORS BARHAM, HINES, BAJOIE, MOUNT, AND NEVERS

AN ACT

To amend and reenact R.S. 29:725(E) through (H) and R.S. 49:191(3), to enact R.S. 29:722(C), 725(I), 725.1, 725.2, and 726(E)(21) through (24), and to repeal Section 10 of Act No. 35 of the 2006 First Extraordinary Session of the Legislature of Louisiana, relative to the purpose of the Louisiana Homeland Security and Emergency Assistance and Disaster Act and policy of the state; to provide for application of the principles of the National Incident Management System; to provide for the powers, duties, and functions of the Governor's Office of Homeland Security and Emergency Preparedness; to provide for appointment of a deputy director, assistant deputy directors, legal counsel, regional coordinators and assistant coordinators, and their duties, functions, and responsibilities and employment status of all agency employees; to authorize the establishment of homeland security and emergency preparedness regions; to provide for appointment of statewide regional advisory committees and their duties; to provide for additional duties of the office; to provide for confidentiality of certain records; to provide for sunset provisions for the office; to repeal provisions for the office; to repeal provisions terminating Act No. 35 of the First Extraordinary Session of the Louisiana Legislature in 2006; 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.

Rules Suspended

Senator Murray asked for and obtained a suspension of the rules for the purpose of allowing the Committee on Finance to continue to meet during session.

House Concurrent Resolutions on Second Reading

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

HOUSE CONCURRENT RESOLUTION NO. 215—

BY REPRESENTATIVE T. POWELL

A CONCURRENT RESOLUTION

To urge and request the Governor's Office of Homeland Security and Emergency Preparedness to convene a task force to develop a comprehensive plan to ensure access to temporary emergency electrical power for certain designated private businesses to expedite the re-establishment of community services in times of emergency.

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

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. 111—

BY SENATOR NEVERS

AN ACT

To amend and reenact R.S. 17:279(B) and to enact R.S. 17:280, relative to children; to provide relative to secondary education curricula; to provide relative to required courses of study; to require certain topics to be included in certain courses of study; to provide relative to permitted courses of study; to provide for definitions; to provide relative to pregnant secondary education students; to require certain academic access for such students; to require alternative educational services to pregnant adolescents under certain circumstances; to provide for elements of such services; to require parent or guardian approval of such services; to require the adoption of rules and regulations by the State Board of Elementary and Secondary Education for the implementation of such services; and to provide for related matters.

Reported with amendments by the Committee on Education.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Education to Original Senate Bill No. 111 by Senator Nevers

AMENDMENT NO. 1

On page 1, delete line 2, and insert "To enact R.S. 17:263, relative to"

AMENDMENT NO. 2

On page 1, line 3, delete "provide relative to"

AMENDMENT NO. 3

On page 1, delete lines 5 through 11, and insert "and to provide for related"

AMENDMENT NO. 4

On page 1, delete line 14, and insert "Section 1. R.S. 17:263 is"

AMENDMENT NO. 5

On page 1, delete lines 16 and 17 and on page 2, delete lines 1 through 4 and insert the following:

"§263. Adoption awareness; required instruction
A. Adoption awareness shall be required instruction included in Health Education or any other course determined by the State Board of Elementary and Secondary Education to be more appropriate, provided it is a course the completion of which is required pursuant to law or action of the state board for a student to graduate from high school."

AMENDMENT NO. 6

On page 2, line 5, change "(2)" to "B." and change "Subsection" to "Section"

May 22, 2006

AMENDMENT NO. 7

On page 2, delete lines 9 through 29 and on page 3, delete lines 1 through 11

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

SENATE BILL NO. 335— BY SENATOR NEVERS

AN ACT

To enact Subpart A-3 of Part III of Chapter 1 of Title 17 of the Louisiana Revised Statutes of 1950, comprised of R.S. 17:187.1 through 187.7, relative to public schools and school children; to provide for articulated and reciprocal technical training for shared students; to provide legislative findings and purposes; to provide definitions; to provide for the establishment of programs of dual enrollment of students in public secondary schools and institutions under the jurisdiction of the Board of Supervisors of Louisiana Community and Technical Colleges; to provide for the duties and responsibilities of the State Board of Elementary and Secondary Education, the Board of Supervisors of Louisiana Community and Technical Colleges, the city, parish, or other local public school boards, and the governing boards of public schools not under the jurisdiction of a local board; to provide relative to the funding for dual enrollment; to establish the Articulated Technical Training Fund; to provide for the deposit of monies by city, parish, or other local public school boards in the case of students dropping out of schools under their jurisdiction; to provide for the allocation of monies from the fund to community and technical colleges which recruit and train such students; and to provide for related matters.

Reported by substitute by the Committee on Education. The bill was read by title; the committee substitute bill was read.

SENATE BILL NO. —(Substitute of Senate Bill No. 335 By Senator Nevers)

BY SENATOR NEVERS

AN ACT

To enact Subpart A-3 of Part III of Chapter 1 of Title 17 of the Louisiana Revised Statutes of 1950, comprised of R.S. 17:187.1 through 187.5, relative to public schools and school children; to provide for articulated and reciprocal technical training for shared students; to provide legislative findings and purposes; to provide definitions; to provide for the establishment of programs of dual enrollment of students in public secondary schools and institutions under the jurisdiction of the Board of Supervisors of Louisiana Community and Technical Colleges; to provide for the duties and responsibilities of the State Board of Elementary and Secondary Education, the Board of Supervisors of Louisiana Community and Technical Colleges, the city, parish, or other local public school boards, and the governing boards of public schools not under the jurisdiction of a local board; to provide relative to the funding for dual enrollment; and to provide for related matters.

Be it enacted by the Legislature of Louisiana:

Section 1. Subpart A-3 of Part III of Chapter 1 of Title 17 of the Louisiana Revised Statutes of 1950, comprised of R.S. 17:187.1 through 187.5, is hereby enacted to read as follows:

SUBPART A-3. ARTICULATED AND RECIPROCAL TECHNICAL TRAINING FOR SHARED STUDENTS

§187.1. Legislative findings; purpose

A. The legislature finds that:

- (1) A substantial number of high school students are not being provided the educational services they need to engage their interest, to provide them with the motivation to complete the academic requirements needed to graduate, and to provide them with the tools for productive adult employment.
(2) The state, its communities, and its economy cannot grow as long as the young people are failing to thrive.
(3) The recovery of the state from hurricanes Katrina and Rita exacerbates an already intense need for, and provides unlimited opportunities for, trained and skilled workers.
(4) The facility, material, and expertise necessary to provide

opportunities for technical training to young people in order to engage them in school and to enhance the availability to the economy of trained and skilled workers exists and needs to be exploited.

(5) The governmental lines that circumscribe the ambit of control over programs and institutions has for far too long also been the edges of bureaucratic comfort zones with leveraging the maximum use of facility, technology, faculty, and other resources.

(6) Getting the most out of available resources is critical for the state's credibility and viability.

(7) Getting the most out of available resources requires:
(a) The establishment of articulated and reciprocal programs of technical training that are based on nationally accepted standards of performance.

(b) The formation of the institutional will to leverage the access students have to such programs and to increase the number of such programs by sharing available facility, faculty, and resources.

(c) The recognition of a shared mission between secondary and postsecondary schools to train willing students.

B. Therefore, it is the purpose of this Subpart to minimize the number of secondary students who withdraw from an educational environment without earning a diploma or its equivalent or completing a degree or technical certification program by establishing the requirement and by providing the incentive to the appropriate secondary and postsecondary institutions to maximize the shared use of facility, technology, faculty, and other resources to provide articulated and reciprocal technical training to high school students and recent high school dropouts. It is further the purpose to make the best and maximum use of all public investment in facility, equipment, expertise and other resources, to assure that such investments are used to their highest potential, and to limit the necessity of duplication of investment while assuring universal access to excellent technical training programs.

§187.2. Definitions

In this Subpart, the following terms shall have the meaning provided in this Section unless the context clearly requires otherwise:

(1)(a) "Dropout" means a person, sixteen years of age or older but less than twenty-one years old, who was enrolled in a public secondary school and withdrew or who was enrolled at the end of the previous school year and is not enrolled on October first of the following school year.

(b) "Dropout" does not mean a person who:
(i) Is temporarily absent due to illness, suspension, or expulsion.

(ii) Died.
(iii) Graduated or completed another educational program approved by the state board.

(iv) Transferred to a nonpublic school, a correctional institution, or an approved home school program or moved out of state.

(2) "LCTCS board" means the Board of Supervisors of Community and Technical Colleges.

(3) "Local board" means any city, parish, or other local public school board.

(4) "School year" means a twelve month period beginning with the opening of school in the fall or the beginning of the fall semester.

(5) "Shared student" means any secondary student who is sixteen years of age or older who is enrolled as a regular education student in a public secondary school program and is enrolled in a technical training program at a community or technical college.

(6) "State board" means the State Board of Elementary and Secondary Education.

(7) "Technical training" means training in a skill, skill category, or career qualification which training is based on national standards of performance and for which articulated postsecondary technical college credit and Carnegie unit credit toward high school graduation are reciprocally provided for successful completion of units of training regardless of whether the training occurred in a community or technical college or a

public secondary school.

§187.3. Dual enrollment; state and local board requirements; community or technical college and LCTCS board requirements

A.(1)(a) Beginning on the effective date of this Subpart, the state board and the LCTCS board shall meet together and establish the basis for schools under their jurisdiction to reciprocally provide articulated postsecondary technical college credit and Carnegie unit credit toward high school graduation for successful completion of units of training regardless of whether the training occurred in a community or technical college or a public secondary school. Such basis shall be established no later than January 1, 2007.

(b) At a minimum, such basis shall include:

(i) A description of students determined to be most likely to benefit from dual enrollment. In developing this description, the state board and the LCTCS board shall consider the characteristics that identify students who have demonstrated apparent, but unrealized, potential and who appear likely to become dropouts. Encouraging the participation of such students shall be a goal and a main focus of partnership agreements between the local boards and community and technical colleges.

(ii) A list of the course work that can be most effectively offered on a dual enrollment basis. In making such analysis, the boards shall examine what courses have been effectively offered on a dual enrollment basis across the state, the availability of courses, access to courses, preparation necessary for such courses, and other information relevant to making workable, desirable, and effective options available to potential dropouts.

(iii) An evaluation of the resources and facilities, both secondary and postsecondary available and applicable to dual enrollment partnerships. Such evaluation shall include information regarding the best practice for secondary schools and postsecondary institutions to most effectively share such facilities and resources and serve students.

(iv) An exposition and evaluation of the financial resources available to support the costs of dual enrollment partnerships. The exposition shall include financing sources that are public and private, elementary and secondary and postsecondary, state, federal, and local. Recommendations and advice regarding constructing a financing scheme that is adequate to provide high quality programming for students and meet the needs of participating secondary and postsecondary institutions.

(2)(a) Once established, the basis and any other directions and information for the accomplishment of partnership agreements to provide such reciprocal articulated training shall be sent by the state board to all local boards and each public secondary school not under the jurisdiction of a local board, and by the LCTCS board to all community and technical colleges.

(b) Every community and technical college shall notify every local school board and every public secondary school not under the jurisdiction of a local board which is located in the institution's service area of the technical training programs offered at the institution and shall meet with appropriate representatives of the local board and the secondary schools not under the jurisdiction of a local board to work at establishing partnership agreements with regard to sharing students and articulation agreements aimed at enrolling not less than ten percent of the potential dropouts identified by the local board in the secondary schools under its jurisdiction based on the provisions of this Subpart.

(c) Every local board and every public secondary school not under the jurisdiction of a local board which has a mission that includes technical training shall meet with the community and technical colleges from which notification has been received and shall work at establishing and providing for partnership agreements to implement programs of technical training for shared students aimed at enrolling not less than ten percent of the potential dropouts identified by the local board in the secondary schools under its jurisdiction. Every local board and the governing authority of every public secondary school not under the jurisdiction of a local board shall consider, approve, and modify as necessary any partnership agreement submitted to them under which work undertaken and successfully completed at a community or technical college shall articulate into units of

credit toward the requirements for high school graduation. The head of each community and technical college shall consider, approve, and modify as necessary any partnership agreement submitted to them under which work undertaken and successfully completed at a public secondary school shall articulate into units of credit toward the requirements for completion of a technical training program in the postsecondary institution. Each such plan shall be in conformity to guidelines issued by the state board and the LCTCS board regarding dual enrollment programs and other programs for shared students receiving technical training.

(d)(i) The head of each community and technical college shall report each agreement established to share students to the LCTCS board and shall provide continuing reports regarding the implementation of such agreements.

(ii) Each local board and the governing authority of any public secondary school participating in an agreement with any community or technical college to share students shall report the establishment of such agreements to the state board and shall provide continuing reports regarding the implementation of such agreements.

B.(1) All local boards and each public secondary school not under the jurisdiction of a local board and all community and technical colleges which have established an approved partnership agreement shall be invited to implement their agreements for partnerships as provided for in this Subsection and to apply to participate in a pilot year of sharing students.

(2) During the 2007-2008 school year, at least two such partnerships shall be selected by the state board to undertake sharing not less than ten percent of the potential dropouts identified by the local board in the secondary schools under its jurisdiction and providing for the dual enrollment of such students as provided in this Subpart. The state board and the LCTCS board shall provide assistance and support to the piloting partnerships.

(3) The effect of the implementation on students, the difficulties of such partnership, and all other relevant information shall be reported by the participating schools and institutions to the LCTCS board and the state board. Based on the information gained during the pilot year, the state board may determine to extend the pilot for a second school year and increase the number of partnerships for a second pilot year, or scale dual enrollment partnerships up to include any number of partnerships that appear viable and supportable.

C.(1) By no later than the beginning of the 2010-2011 school year, upon meeting the requirements of this Subpart, any student sixteen years of age or older, but less than twenty-one years old, who is enrolled in a public secondary school shall have the opportunity available to be and may be simultaneously enrolled in his public secondary school and in a community or technical college undertaking a program of technical training in addition to any other option available to such student to gain such training.

(2) To participate in such dual enrollment as provided in this Subpart, a student shall:

(a) Have an up-to-date career option program plan as provided in Subpart A-1 of this Part.

(b) Be enrolled in public secondary school and be neither suspended nor expelled.

(c) If under the age of eighteen years, have the written permission of his parent or legal guardian to participate in such a dual enrollment program.

D. In addition to all other requirements of this Subsection, the local board governing any public secondary school shall establish the means to share postsecondary students with community or technical colleges in order to provide access of such students to the facility, resources, and faculty of any technical training program existing at any such school or to provide any academic classwork to such students in a manner that does not jeopardize the safe and appropriate operation of a secondary school.

§187.4. Dual enrollment; funding

Each local board and the governing authority of each public secondary school which is participating in a partnership may

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seek and expend any and all funds made available for such purpose, including donations.

§187.5. State board; LCTCS board; guidelines; powers and duties

A. The state board shall:

(1) Develop, adopt, and promulgate pursuant to the Administrative Procedure Act and in consultation with the LCTCS board, rules and guidelines regarding high school graduation requirements that provide for the incorporation of credit for the successful completion of technical programs, whether completed in the high school or in a community or technical college.

(2) Develop, adopt, and promulgate pursuant to the Administrative Procedure Act and in consultation with the LCTCS board, rules and guidelines regarding incorporating programs for alternative and recognized completer programs to high school graduation such as General Education Development diploma completion, into a range of programming available to shared students.

(3) Develop, adopt, and promulgate pursuant to the Administrative Procedure Act standards regarding issues of safety and liability and related matters as it relates to a local board agreeing with an LCTCS institution to permit enrollment of LCTCS students in a program or class offered on the high school campus.

B. The LCTCS board shall:

(1) Develop, adopt, and promulgate in consultation with the state board, rules and guidelines regarding enrollment of community or technical college students in programs or classes on high school campuses that provide for the incorporation of credit for the successful completion of such programs and classes that provide for program credit.

(2) Develop, adopt, and promulgate standards regarding issues of safety and liability and related matters as it relates to having elementary and secondary students attending classes offered on a campus under the supervision of the LCTCS.

(3) Provide assistance to local boards and leadership in the development of the minimum standards of technical and skill programs in order for such programs to meet the standard necessary to be included in an industry certification program.

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.

On motion of Senator Broome, the committee substitute bill was adopted and becomes Senate Bill No. 749 by Senator Nevers, substitute for Senate Bill No. 335 by Senator Nevers.

SENATE BILL NO. 749— (Substitute of Senate Bill No. 335 By Senator Nevers)

BY SENATOR NEVERS

AN ACT

To enact Subpart A-3 of Part III of Chapter 1 of Title 17 of the Louisiana Revised Statutes of 1950, comprised of R.S. 17:187.1 through 187.5, relative to public schools and school children; to provide for articulated and reciprocal technical training for shared students; to provide legislative findings and purposes; to provide definitions; to provide for the establishment of programs of dual enrollment of students in public secondary schools and institutions under the jurisdiction of the Board of Supervisors of Louisiana Community and Technical Colleges; to provide for the duties and responsibilities of the State Board of Elementary and Secondary Education, the Board of Supervisors of Louisiana Community and Technical Colleges, the city, parish, or other local public school boards, and the governing boards of public schools not under the jurisdiction of a local board; to provide relative to the funding for dual enrollment; and to provide for related matters.

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

SENATE BILL NO. 527—

BY SENATORS HEITMEIER, DUPLESSIS, FONTENOT, SHEPHERD AND SMITH

AN ACT

To amend and reenact R.S. 33:2002(A)(1), 2218.2(A)(1), and 2218.8(B), relative to extra compensation and supplemental pay for firemen, police officers, and deputy sheriffs; to increase such extra compensation of supplemental pay; and to provide for related matters.

Reported with amendments by the Committee on Local and Municipal Affairs.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Local and Municipal Affairs to Original Senate Bill No. 527 by Senator Heitmeier

AMENDMENT NO. 1

On page 1, line 7, after "Section 1." insert "R.S."

AMENDMENT NO. 2

On page 2, line 5 change "one thousand" to "four hundred twenty-five"

AMENDMENT NO. 3

On page 2, line 19 change "one thousand" to "four hundred twenty-five"

AMENDMENT NO. 4

On page 3, line 3 change "one thousand" to "four hundred twenty-five"

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

SENATE BILL NO. 606—

BY SENATOR SHEPHERD

AN ACT

To enact R.S. 38:331, relative to reorganization of levee districts; to create and provide for the Orleans Lake Area Development Authority; to provide for membership of the board of directors; to transfer the control and management of certain non-flood protection functions and activities, and facilities and improvements involved therewith, of the Orleans Levee District; to provide for transfers to the Orleans Lake Area Development Authority; to designate the authority as the successor to the levee district regarding certain mineral leases; to provide for the liability of the authority 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 authority; to provide for effectiveness; and to provide for related matters.

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

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. 38—

BY REPRESENTATIVE R. CARTER

AN ACT

To enact R.S. 33:423.17, relative to the city of Amite City; to authorize the chief of police of that city to take certain personnel actions; and to provide for related matters.

Reported favorably by the Committee on Local and Municipal 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. 39—
BY REPRESENTATIVE R. CARTER
AN ACT

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

Reported favorably by the Committee on Local and Municipal Affairs. The bill was read by title and recommitted to the Committee on Revenue and Fiscal Affairs.

HOUSE BILL NO. 72—
BY REPRESENTATIVE LABRUZZO
AN ACT

To enact Part VI of Chapter 9 of Title 56 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 56:1950.11 through 1950.13, relative to the Old Metairie Road Business and Cultural District; to designate the area along a portion of Metairie Road in Jefferson Parish as the Old Metairie Road Business and Cultural District; to require certain signage identifying and providing directions to the district; and to provide for related matters.

Reported with amendments by the Committee on Transportation, Highways and Public Works.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Transportation, Highways and Public Works to Engrossed House Bill No. 72 by Representative LaBruzzo

AMENDMENT NO. 1
On page 3, delete lines 3 through 6

On motion of Senator Amedee, 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. 85—
BY REPRESENTATIVE T. POWELL
AN ACT

To amend and reenact R.S. 56:331(B)(introductory paragraph), relative to the Crab Task Force; to provide for appointments to the task force; and to provide for related matters.

Reported with amendments by the Committee on Natural Resources.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Natural Resources to Engrossed House Bill No. 85 by Representative T. Powell

AMENDMENT NO. 1
On page 1, line 2, after "R.S. 56:331(B)(introductory paragraph)" insert "and to enact R.S. 56:331(F)"

AMENDMENT NO. 2
On page 1, line 3, after "task force;" insert "to require Senate confirmation of appointments;"

AMENDMENT NO. 3
On page 1, line 7, before "to read" insert "and R.S. 56:331(F) is hereby enacted"

AMENDMENT NO. 4
On page 1, after line 12, insert
"F. The members appointed by the secretary shall as near as

practicable represent diverse geographic areas according to statistical crab fishing license data. The members appointed by the secretary shall be subject to Senate confirmation."

On motion of Senator Malone, 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. 107—
BY REPRESENTATIVE PIERRE
AN ACT

To amend and reenact R.S. 30:83(B)(1) and 121(C), relative to the secretary of the Department of Natural Resources' service on certain state boards; to authorize the undersecretary to serve as proxy for the secretary on the State Mineral Board and the Oilfield Site Restoration Commission; and to provide for related matters.

Reported favorably by the Committee on Natural Resources. 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. 207—
BY REPRESENTATIVE JOHNS
AN ACT

To enact R.S. 51:1156(D), relative to the town of Vinton; to provide relative to a corporation known as the Industrial Development Board of the Town of Vinton, Inc.; to provide relative to the board of directors of the corporation; to provide relative to the membership of such board; and to provide for related matters.

Reported favorably by the Committee on Local and Municipal 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. 227—
BY REPRESENTATIVE WOOTON
AN ACT

To authorize and provide for the transfer of certain state property in Plaquemines Parish to the Plaquemines Parish governing authority; and to provide for related matters.

Reported favorably by the Committee on Natural Resources. 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. 367—
BY REPRESENTATIVE LAFONTA
AN ACT

To amend and reenact R.S. 32:861(A)(2), relative to compulsory motor vehicle liability security; to provide an exemption for water-damaged vehicles; and to provide for related matters.

Reported with amendments by the Committee on Transportation, Highways and Public Works.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Transportation, Highways and Public Works to Reengrossed House Bill No. 367 by Representative LaFonta

AMENDMENT NO. 1
On page 1, line 10, after "(2)" insert "(a)"

AMENDMENT NO. 2
On page 1, line 13, after "Part." change "The" to "(b) For the period August 15, 2006 through August 14, 2007, the"

AMENDMENT NO. 3
On page 1, delete lines 18 through 21, and delete page 2

On motion of Senator Amedee, 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. 470—

BY REPRESENTATIVE DOERGE
AN ACT

To amend and reenact R.S. 33:4574.1.1(A)(35), relative to Webster Parish; to increase the maximum rate of hotel occupancy tax authorized to be levied by the Webster Parish Convention and Visitors Commission; and to provide for related matters.

Reported favorably by the Committee on Local and Municipal 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. 474—

BY REPRESENTATIVE ERDEY
AN ACT

To enact R.S. 33:423.17, relative to the town of Livingston; to authorize the chief of police of that town to take certain personnel actions; and to provide for related matters.

Reported favorably by the Committee on Local and Municipal 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. 488—

BY REPRESENTATIVE MARTINY
AN ACT

To enact R.S. 36:509(E)(1) and to repeal R.S. 36:509(B)(5), relative to the Hurricane Flood Protection Advisory Commission; to provide for the nature of its placement within the Department of Transportation and Development; and to provide for related matters.

Reported favorably by the Committee on Transportation, Highways and Public Works. 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. 521—

BY REPRESENTATIVE ST. GERMAIN
AN ACT

To repeal R.S. 36:209(H)(2) and Chapter 11-A of Title 38 of the Louisiana Revised Statutes of 1950, comprised of R.S. 38:2351 through 2361, relative to the Atchafalaya Basin; to repeal the Atchafalaya Basin Division and the Governor's Atchafalaya Basin Commission.

Reported favorably by the Committee on Natural Resources. 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. 529—

BY REPRESENTATIVE WALKER
AN ACT

To enact Part X of Chapter 6 of Title 33 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 33:3081, relative to Avoyelles Parish; to authorize the governing authority of the parish, subject to voter approval, to establish and collect a mosquito abatement service charge or rates of service charges; to provide for collection and use thereof; and to provide for related matters.

Reported favorably by the Committee on Local and Municipal Affairs. The bill was read by title and recommitted to the Committee on Finance.

HOUSE BILL NO. 586—

BY REPRESENTATIVES GREENE, BARROW, BAYLOR, CRANE, DANIEL, DOVE, GLOVER, HONEY, KATZ, KENNARD, LAMBERT, MARTINY, RITCHIE, ROMERO, JACK SMITH, STRAIN, WHITE, WINSTON, AND WOOTON AND SENATORS CHEEK, DARDENNE, AND FONTENOT

AN ACT

To amend and reenact R.S. 33:1981(C)(1) and (2) and 2201(C), relative to financial security of survivors of certain firemen and law enforcement officers; to increase payments to surviving spouses and children in certain cases; to increase the time limitation relative to notifying the Law Enforcement Officers and Firemen's Survivor Benefit Review Board of the death of a fireman or law enforcement officer; and to provide for related matters.

Reported favorably by the Committee on Local and Municipal 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. 595—

BY REPRESENTATIVES WHITE, ERDEY, MCVEA, AND SMILEY AND SENATOR FONTENOT

AN ACT

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

Reported favorably by the Committee on Education. 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. 634—

BY REPRESENTATIVES WHITE AND GLOVER
AN ACT

To amend and reenact R.S. 33:2501(C)(1), relative to fire and police civil service; to provide relative to the modification of disciplinary action by certain municipal fire and police civil service boards; and to provide for related matters.

Reported with amendments by the Committee on Local and Municipal Affairs.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Local and Municipal Affairs to Engrossed House Bill No. 634 by Representative White

AMENDMENT NO. 1

On page 1, line 2, after "33:2501(C)(1)" insert "and 2561(C)(1)"

AMENDMENT NO. 2

On page 1, line 6, change "is" to "and 2561(C)(1) are"

AMENDMENT NO. 3

On page 1, line 19, after "period" delete the remainder of the line and insert: "a reduction in pay to the rate prevailing for the next lower class, a reduction or demotion to a position of any lower class and to the rate of pay prevailing thereof, or such other lesser punitive action that may be appropriate under the circumstances."

AMENDMENT NO. 4

On page 1, after line 20, insert:
"§2561. Appeals by employees to the board
* * *

C.(1) After such investigation, if the evidence is conclusive, the board may affirm the action of the appointing authority. If it finds that the action was not taken in good faith for cause under the provisions of this Part, the board shall order the immediate reinstatement or reemployment of such person in the office, place, position, or employment from which he was removed, suspended, demoted, or discharged, which reinstatement shall, if the board so provides, be retroactive and entitle him to his regular pay from the time of removal, suspension, demotion, discharge, or other

disciplinary action. The board may modify the order of removal, suspension, demotion, discharge, or other disciplinary action by directing a suspension without pay for a given period, a reduction in pay to the rate prevailing for the next lower class, a reduction or demotion to a position of any lower class and to the rate of pay prevailing thereof, or such other lesser punitive action that may be appropriate under the circumstances.

* * *

On motion of Senator Smith, 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. 658—
BY REPRESENTATIVE SALTER
AN ACT

To authorize and provide for the acceptance of the donation of certain property in Sabine Parish to the state of Louisiana, through the Department of Culture, Recreation and Tourism; to provide for an effective date; and to provide for related matters.

Reported favorably by the Committee on Natural Resources. The bill was read by title and recommitted to the Committee on Finance.

HOUSE BILL NO. 689—
BY REPRESENTATIVE HAMMETT
AN ACT

To enact R.S. 50:173.1, relative to standards for land mapping systems; to provide for vertical control standards; to provide for references; and to provide for related matters.

Reported favorably by the Committee on Natural Resources. 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. 744—
BY REPRESENTATIVE BRUNEAU AND SENATOR MURRAY
AN ACT

To amend and reenact Section 1 of Act No. 130 of the 1896 Regular Session of the Legislature, and Sections 1 through 8 of Act No. 569 of the 1989 Regular Session of the Legislature, as amended by Act No. 13 of the 1998 First Extraordinary Session of the Legislature, and R.S. 36:209(O) and to enact R.S. 36:802.21, relative to New Orleans City Park; to provide for the powers, duties, functions, and responsibilities of the New Orleans City Park Improvement Association and its board of commissioners and the powers, duties, functions, and responsibilities of the Department of Culture, Recreation and Tourism and its officers and offices with respect to the park and the association and its board of commissioners; to provide that the association and its board shall be policymaking agencies; to provide for certain other powers of the board; to provide relative to employees, their appointing authority, civil service status, and certain benefits; to provide relative to contracts with a nonprofit or not-for-profit firm, corporation, or entity and the authority therefor; to provide relative to funds and funding and related procedures; to provide that the secretary of the Department of Culture, Recreation and Tourism shall be a member of the board; and to provide for related matters.

Reported with amendments by the Committee on Local and Municipal Affairs.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Local and Municipal Affairs to Engrossed House Bill No. 744 by Representative Bruneau

AMENDMENT NO. 1

On page 1, line 15, after "procedures;" insert "to provide relative to use of the park;"

AMENDMENT NO. 2

On page 7, between lines 15 and 16, insert:

"F. In accordance with the provisions of Section 3(B) of Act No. 130 of the 1896 Regular Session of the Legislature, as amended by Act No. 865 of the 1982 Regular Session of the Legislature, the New Orleans City Park Improvement Association, its board of directors, and its general manager and the Department of Culture, Recreation and Tourism and its officers shall have no authority to authorize, provide for, or otherwise permit the use of the park for residential purposes, including but not limited to temporary residential purposes, except for park employees and except for organized functions held in conjunction with recognized holidays and functions."

On motion of Senator Smith, 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. 764—
BY REPRESENTATIVE FRITH
AN ACT

To enact R.S. 25:215(B)(16), relative to the Vermilion Parish Library; to transfer the administration of and accounting functions for funds of the library from the Vermilion Parish Police Jury to the Vermilion Parish Library Board of Control; and to provide for related matters.

Reported favorably by the Committee on Education. 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. 780—
BY REPRESENTATIVE MCDONALD
AN ACT

To amend and reenact R.S. 17:3092(11) and (12) and to enact R.S. 17:3092(13) and (14) and 3095(H), relative to the Louisiana Student Tuition Assistance and Revenue Trust Program; to provide for definitions; to provide relative to education savings accounts including the investment of checks and electronic funds transfers and the deposit of any increase in the value of such accounts under certain circumstances; to provide for the use of certain monies; to provide an effective date; and to provide for related matters.

Reported favorably by the Committee on Education. 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. 824—
BY REPRESENTATIVES FRITH, PIERRE, JACK SMITH, AND ST. GERMAIN AND SENATOR MALONE
AN ACT

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

Reported favorably by the Committee on Natural Resources. 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. 825—
BY REPRESENTATIVES ST. GERMAIN, DANIEL, LAMBERT, PIERRE, AND JACK SMITH AND SENATOR MCPHERSON
AN ACT

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

Reported with amendments by the Committee on Natural Resources.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Natural Resources to Reengrossed House Bill No. 825 by Representative St. Germain

AMENDMENT NO. 1

On page 1, line 11, after "emergency" insert a comma and delete the remainder of the line

AMENDMENT NO. 2

On page 1, delete line 12, and insert "to may close an area affected by ~~floodwater~~ to the"

AMENDMENT NO. 3

On page 1, line 15, delete "declared by the governor under the provisions of R.S. 29:721 et seq."

AMENDMENT NO. 4

On page 1, line 18, delete "exceed fourteen" and delete line 19 and insert "extend beyond the seventh day following the next meeting of the commission."

On motion of Senator Malone, 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. 835—

BY REPRESENTATIVES JACK SMITH AND LAMBERT AND SENATORS MALONE AND MCPHERSON

AN ACT

To amend and reenact R.S. 34:851.36, relative to boating safety; to revise the penalties for violations of boating safety education requirements; and to provide for related matters.

Reported favorably by the Committee on Natural Resources. 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. 836—

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

AN ACT

To amend and reenact R.S. 34:851.10(A) and (B), relative to the operation of vessels; to revise collision and accident report provisions; and to provide for related matters.

Reported favorably by the Committee on Natural Resources. 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. 840—

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

AN ACT

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

Reported favorably by the Committee on Natural Resources. 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. 918—

BY REPRESENTATIVE ST. GERMAIN

AN ACT

To enact R.S. 47:463.131, relative to motor vehicle prestige license plates; to provide relative to the creation and issuance of the Louisiana largemouth bass special prestige license plate; to provide relative to the fee for such plate; to provide for the use of such fee; to authorize the promulgation of rules and regulations; and to provide for related matters.

Reported with amendments by the Committee on Transportation, Highways and Public Works.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Transportation, Highways and Public Works to Re-Reengrossed House Bill No. 918 by Representative St. Germain

AMENDMENT NO. 1

On page 1, line 2, after "R.S. 47:463.131" insert "and 470"

AMENDMENT NO. 2

On page 1, line 5, after "fee;" insert as follows: "to establish a logo plate program for certain commercial fleet vehicles; to provide for qualifications; to provide restrictions; to provide for the design of logo templates; to authorize a one-time charge to create such template;"

AMENDMENT NO. 3

On page 1, line 8, change "is" to "and 470 are"

AMENDMENT NO. 4

On page 2, after line 5, insert as follows:

"* * *

§470. Trademark or copyrighted logo license plate program for certain vehicles; commercial

A. The purpose of this Section is to establish a program to curb the theft of commercial motor vehicle license plates for commercial fleet vehicles.

B.(1) In addition to the provisions of this Chapter authorizing the issuance of commercial license plates, the secretary of the Department of Public Safety and Corrections shall establish a program authorizing the issuance of apportioned license plates containing the registered trademark or copyrighted logo of a company. The license plates shall be restricted to trucks, tandem trucks, truck-tractors, semi-trailers, or trailers, as provided in R.S. 47:462, that are owned and operated by a company for a commercial use, provided that such vehicles are part of a fleet of twenty-five or more vehicles.

(2) Any applicant company shall meet the following qualifications to participate in the program. Such applicant shall:

(a) Be registered in Louisiana pursuant to the International Registration Plan.

(b) Have a registered trademark or copyrighted logo. No personalized information, including the name of a person or his initials nor any other non-registered trademark or non-copyright information shall qualify an applicant to participate in the program established pursuant to this Section.

(c) Meet any other necessary qualifications as determined by the office of motor vehicles pursuant to rules promulgated in accordance with the Administrative Procedure Act.

(3)(a) Each application by a company for a logo license plate shall include, but shall not be limited to the following information:

(i) The company name.

(ii) Any legal documents, including the Certificate of Registration from the United States Patent and Trademark Office verifying the trademark or copyrighted logo.

(iii) A drawing of the registered trademark or copyrighted logo.

(iv) The classification pursuant to R.S. 47:462 of vehicles to be registered.

(v) Any other information deemed necessary and appropriate by the secretary.

(b) No application shall be approved for a license plate if the trademark or copyright logo is "pending."

(4) Prior to the issuance of any license plate, it shall be the responsibility of the applicant to provide the office of motor vehicles with the express written consent of the holder of any trademark or copyright applicable to any logo, artwork, or phrase to be used on any license plate authorized by this Section. If the consent is not provided, then the relevant logo, artwork, or phrase shall not be used.

C. The department shall collect a one-time charge not to exceed three hundred dollars to offset the cost of production of the logo license plate, including administrative costs, which shall be in addition to the regular motor vehicle license fee established by law for the registration of the vehicles authorized under Paragraph B(1) of this Section.

D. The department shall establish rules and regulations in accordance with the Administrative Procedure Act as are necessary to implement the provisions of this Section, including but not limited to the qualifications, application process, collection of fees, and design criteria."

On motion of Senator Ellington, 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. 953—

BY REPRESENTATIVE CAZAYOUX
AN ACT

To authorize and provide for the transfer of certain state property in West Feliciana from the division of administration to Turnbull Incorporated; and to provide for related matters.

Reported favorably by the Committee on Natural Resources. 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. 1069—

BY REPRESENTATIVE PIERRE
AN ACT

To amend and reenact R.S. 30:572(1)(a), relative to the Natural Resources and Energy Act of 1973; to provide that when intrastate natural gas is rationed or allocated because of an emergency shortage, priority is given to the petroleum, petrochemical, and chemical industry to the extent necessary to ensure the protection of the public health, safety, and the environment; and to provide for related matters.

Reported favorably by the Committee on Natural Resources. 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. 1071—

BY REPRESENTATIVES HUNTER, ALARIO, BARROW, DEWITT, DORSEY, GLOVER, HAMMETT, JEFFERSON, RICHMOND, RITCHIE, AND SALTER AND SENATORS BAJOE, HINES, MOUNT, AND NEVERS
AN ACT

To enact Chapter 3-C of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:600.31 through 600.44, relative to housing; to enact and provide for the Louisiana Housing Preservation Act; to provide relative to the identification and rehabilitation of blighted housing property and procedures therefor; to provide for the powers, duties, functions, and responsibilities of parishes, municipalities, and courts relative thereto; to provide for designation of qualified rehabilitation entities; to provide relative to permits, taxes, liens, obligations, and liability; to provide relative to certain preferences; and to provide for related matters.

Reported with amendments by the Committee on Local and Municipal Affairs.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Local and Municipal Affairs to Reengrossed House Bill No. 1071 by Representative Hunter

AMENDMENT NO. 1

On page 4, line 26 after "subdivision" and before the period " " insert the following: "except no residential housing property in an area impacted by Hurricane Katrina or Hurricane Rita which was occupied as of August 28, 2005, shall be included if the owner is eligible for and receives assistance under the Road Home Housing Program"

AMENDMENT NO. 2

On page 7, line 18 after "evidence of" and before "funding" delete "potential"

AMENDMENT NO. 3

On page 12, line 18 change "purchase" to "utilize a" and at the

beginning of line 19 change "software" to "system" and at the beginning of line 20 change "software" to "system"

On motion of Senator Smith, 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. 1086—

BY REPRESENTATIVE DOVE
AN ACT

To amend and reenact R.S. 49:214.7(A) and to enact R.S. 49:214.7(E), relative to barrier islands; to require that barrier island stabilization or reconstruction projects contain a minimum dune height; to require the Department of Natural Resources to report annually to the legislature relative to the status and plans for barrier islands; and to provide for related matters.

Reported favorably by the Committee on Natural Resources. 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. 1103—

BY REPRESENTATIVES WADDELL, BEARD, DANIEL, DOWNS, ERDEY, GREENE, HUTTER, PITRE, M. POWELL, QUEZAIRE, AND ST. GERMAIN

AN ACT

To amend and reenact R.S. 32:409.1(A)(2)(c) and 410(A)(3)(a)(iii) and R.S. 47:503(A)(3) and to enact R.S. 32:409(C), relative to personal information required by the office of motor vehicles on drivers license and motor vehicle registration applications; to provide relative to the address requirements on such forms for certain applicants; to provide exceptions for law enforcement officers, court officers, and members of their immediate families; to prohibit the release of personal information for such persons under certain circumstances; to provide for certain definitions; and to provide for related matters.

Reported with amendments by the Committee on Transportation, Highways and Public Works.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Transportation, Highways and Public Works to Engrossed House Bill No. 1103 by Representative Waddell

AMENDMENT NO. 1

On page 1, at the beginning of line 15, after "C." insert "(1)"

AMENDMENT NO. 2

On page 2, at the beginning of line 6, change "(1)" to "(a)"

AMENDMENT NO. 3

On page 2, at the beginning of line 12, change "(2)" to "(b)"

AMENDMENT NO. 4

On page 2, at the beginning of line 15, change "(3)" to "(c)"

AMENDMENT NO. 5

On page 2, between lines 19 and 20, insert the following:
"(2) In accordance with the provisions of 18 U.S.C. 2721, the office of motor vehicles may only release the personal information of a party who elects to exempt his name from release in accordance with the provisions of this Section for one of the following reasons:
(a) It is requested or demanded by a law enforcement officer within the scope of his duties or pursuant to a court order.
(b) Matters of motor vehicle or driver safety and theft.
(c) Motor vehicle emissions.
(d) Motor vehicle product alterations, recalls, or advisories.
(e) Performance monitoring of motor vehicles and dealers by motor vehicle manufacturers.
(f) Removal of non-owner records from the original owner records of motor vehicle manufacturers to carry out the purposes of

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titles I and IV of the Anti-Car Theft Act of 1992, the Automobile Information Disclosure Act (15 U.S.C. 1231 et seq.), the Clean Air Act (42 U.S.C. 7401 et seq.), and Chapters 301, 305, and 321-331 of Title 49 of the United States Code.

(3) A party who elects to exempt his name from release in accordance with the provisions of this Subsection may sign a waiver authorizing the office of motor vehicles to release his personal information to a specified third party."

AMENDMENT NO. 6

On page 3, line 2, after "address." insert:

"If a person exercises such option, then the person shall not be eligible for voter registration at the driver's license facility as provided for in R.S. 18:114."

On motion of Senator Ellington, 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. 1175—

BY REPRESENTATIVE SALTER AND SENATOR HINES
AN ACT

To amend and reenact R.S. 47:511.1(A) and to enact R.S. 11:607, relative to registration of vehicles; to provide relative to temporary permits authorizing the operation of trucks owned by residents of states which do not have a reciprocity agreement with Louisiana; to increase the fee for issuance of temporary permits authorizing the operation of such trucks on Louisiana highways; to provide relative to the terms of such temporary permits; to increase the number of hours the temporary permits authorize the operation of such trucks on Louisiana highways; to create the Department of Public Safety and Corrections Police Officer Fund; to provide for the use of such monies; and to provide for related matters.

Reported favorably by the Committee on Transportation, Highways and Public Works. The bill was read by title and recommitted to the Committee on Revenue and Fiscal Affairs.

HOUSE BILL NO. 1179—

BY REPRESENTATIVE FANNIN
AN ACT

To amend and reenact R.S. 32:387.10(A)(3), relative to special permits allowing operation of oversize and overweight trucks and combination vehicles; to provide relative to the limitations on a vehicle transporting certain logging equipment pursuant to such a permit; and to provide for related matters.

Reported favorably by the Committee on Transportation, Highways and Public Works. 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. 1184—

BY REPRESENTATIVES M. POWELL, DOWNS, T. POWELL, TRAHAN, AND WALKER
AN ACT

To amend and reenact R.S. 17:1235(A) and 1237(B) and to enact R.S. 17:1235(E), relative to school employee personnel files; to provide relative to documents placed in such files on or before a specified date; to provide that school employees be given the opportunity to rebut and respond to such documents especially under certain circumstances; and to provide for related matters.

Reported favorably by the Committee on Education. 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. 1190—

BY REPRESENTATIVE M. GUILLORY
AN ACT

To enact R.S. 32:387.18, relative to special permits; to authorize the issuance of a special permit for the transport of specialized heavy haul equipment on interstate highways; to provide relative to certain limitations; and to provide for related matters.

Reported favorably by the Committee on Transportation, Highways and Public Works. 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. 1206—

BY REPRESENTATIVE QUEZAIRE
AN ACT

To require the mayors of certain municipalities within the territorial boundaries of certain airport authorities to be members of the boards of commissioners of such airport authorities; and to provide for related matters.

Reported favorably by the Committee on Transportation, Highways and Public Works. 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. 1212—

BY REPRESENTATIVE LAFONTA
AN ACT

To amend and reenact R.S. 32:383(C), relative to the securing of loads on vehicles; to provide with respect to "loose materials" which must be covered; and to provide for related matters.

Reported favorably by the Committee on Transportation, Highways and Public Works. 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. 1230—

BY REPRESENTATIVE HILL
AN ACT

To amend and reenact R.S. 33:2740.42(A)(1) and (D), relative to Allen Parish; to authorize the governing authority to levy and collect an additional hotel occupancy tax with voter approval; to provide for the use of such tax; and to provide for related matters.

Reported with amendments by the Committee on Local and Municipal Affairs.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Local and Municipal Affairs to Engrossed House Bill No. 1230 by Representative Hill

AMENDMENT NO. 1

On page 1, line 19 after "shall be" and before "percent" delete "two" and insert "three"

AMENDMENT NO. 2

On page 1, line 20 after "occupancy" and before the period "." insert the following:

"with one percent of the rent or fee being dedicated to the assessor"

On motion of Senator Smith, 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. 1257—

BY REPRESENTATIVE SCALISE
AN ACT

To enact R.S. 47:463.131 and 463.132, relative to motor vehicle prestige license plates; to provide for the creation of a Support Our Troops prestige license plate; to provide for the creation of the Motorcycle Awareness Campaign prestige license plates for certain motor vehicles and motorcycles; to provide for the issuance of such plates; to provide relative to the fees for such plates; to provide for use of such fees; to authorize the promulgation of rules and regulations; and to provide for related matters.

Reported favorably by the Committee on Transportation, Highways and Public Works. 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. 1282—
BY REPRESENTATIVE SCHNEIDER
AN ACT

To enact R.S. 38:2212(A)(1)(d)(iv) and to repeal R.S. 38:2212(A)(1)(d)(iv), relative to public works performed by political subdivisions; to provide relative to the applicability of certain laws governing the advertising and letting of contracts to the repair of damage caused by Hurricane Katrina or Rita; and to provide for related matters.

Reported with amendments by the Committee on Transportation, Highways and Public Works.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Transportation, Highways and Public Works to Engrossed House Bill No. 1282 by Representative Schneider

AMENDMENT NO. 1
On page 2, line 1, after "work" insert "from the effective date of this Item until July 30, 2007"

On motion of Senator Ellington, 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. 1294—
BY REPRESENTATIVES QUEZAIRES, BEARD, AND DANIEL
AN ACT

To amend and reenact R.S. 48:2073 and to enact R.S. 48:2072(C) and (D) and 2084 through 2084.15, relative to the Louisiana Transportation Authority; to provide relative to legislative findings; to authorize the Louisiana Transportation Authority to enter into public-private partnership agreements for the construction of certain transportation facility projects; to provide relative to definitions; to authorize the submission of transportation facility proposals by certain entities; to require the submission of certain proposals to the House and Senate Transportation, Highways and Public Works Committees; to provide for the requirements of transportation facility proposals; to provide relative to the adoption of certain guidelines; to provide relative to the powers and duties of private entities; to provide relative to the requirements of a comprehensive agreement; to authorize certain funding sources; to provide relative to material defaults under certain circumstances and remedies for such defaults; to provide authority for the acquisition of certain property; to provide relative to police powers; to provide relative to utility crossings; to provide for procurement guidelines and requirements; to provide relative to multimodal transportation facilities; and to provide for related matters.

Reported favorably by the Committee on Transportation, Highways and Public Works. 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. 1306—
BY REPRESENTATIVE QUEZAIRES AND SENATOR ELLINGTON
AN ACT

To amend and reenact R.S. 48:250.3, relative to design-build contracts let by the Department of Transportation and Development; to provide relative to qualifications of competing firms; to provide relative to procedures for evaluation and selection of a design-builder; to provide relative to the compensation of competing firms for their proposals; to provide relative to hearings on final decisions; and to provide for related matters.

Reported favorably by the Committee on Transportation, Highways and Public Works. 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. 1332—
BY REPRESENTATIVE TOWNSEND
AN ACT

To enact R.S. 41:1212(L), to authorize the Natchitoches Parish School Board to lease certain property to Waterworks District No. 2 of Natchitoches Parish for specified purposes; to provide relative to the term and cost of such lease; to provide conditions and limitations; to provide relative to access to the leased property; to provide an effective date; and to provide for related matters.

Reported favorably by the Committee on Education. 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.

Motion to Recommit

Senator Chaisson asked for and obtained a suspension of the rules and recommitment Senate Bill No. 331 from the Committee on Judiciary C to the Committee on Judiciary B.

Senator Adley in the Chair

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

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

SENATE BILL NO. 139—
BY SENATOR HINES
AN ACT

To enact R.S. 37:2504 (D) and (E), relative to the Board of Examiners of Nursing Facility Administrators; to provide that the board is authorized to operate and maintain the Certified Nursing Aide Registry through an interagency agreement with the Department of Health and Hospitals; to authorize the board to issue certificates or other paraphernalia and to charge an amount for providing them; and to provide for related matters.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Durand to Engrossed Senate Bill No. 139 by Senator Hines

AMENDMENT NO. 1
On page 2, below line 1, insert the following:
"Section 2. This Act shall become effective upon signature by the governor or, if not signed by the governor, upon expiration of the time for bills to become law without signature by the governor, as provided by Article III, Section 18 of the Constitution of Louisiana. If vetoed by the governor and subsequently approved by the legislature, this Act shall become effective on the day following such approval."

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

ROLL CALL

The roll was called with the following result:

YEAS

May 22, 2006

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

Total - 34

NAYS

Total - 0

ABSENT

Duplessis	Heitmeier	Schedler
Gautreaux N	Quinn	

Total - 5

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

Mr. President in the Chair

SENATE BILL NO. 154—

BY SENATOR N. GAUTREAUX

AN ACT

To enact R.S. 9:348, relative to children; to provide relative to visitation orders; to provide for missed visitation due to certain military active duty; to require compensatory days of visitation in such instances; to require negotiation between parents; to provide for court intervention in certain circumstances; to authorize court-ordered mediation; to provide for definitions; and to provide for related matters.

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

HOUSE FLOOR AMENDMENTS

Conforming amendments proposed by Representative Frith to Reengrossed Senate Bill No. 154 by Senator N. Gautreaux (Duplicate of H.B. No. 1124)

AMENDMENT NO. 1

On page 1, line 6, after "mediation;" insert "to provide relative to court costs;"

AMENDMENT NO. 2

On page 1, line 15, delete the comma "," after "including"

AMENDMENT NO. 3

On page 2, at the end of line 1, delete the period "." and insert "or the Louisiana Code of Military Justice."

AMENDMENT NO. 4

On page 2, line 6, change "day for day" to "day-for-day"

AMENDMENT NO. 5

On page 2, line 11, after "(2)" insert "(a)"

AMENDMENT NO. 6

On page 2, after line 17, insert the following: "(b) The court may render judgment for court costs against either party or may apportion such costs between the parties as it may consider equitable."

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Frith to Reengrossed Senate Bill No. 154 by Senator N. Gautreaux

AMENDMENT NO. 1

On page 2, line 5, after "granted" delete the period "." and insert "only if the court determines it is in the best interest of the child."

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Triche to Reengrossed Senate Bill No. 154 by Senator N. Gautreaux

AMENDMENT NO. 1

On page 2, after line 17, add the following:

"C. The provisions of this Section shall not apply if either party has a history of physically or sexually abusing a child."

Senator N. Gautreaux moved to concur in the amendments proposed by the House.

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 35

NAYS

Total - 0

ABSENT

Duplessis	Quinn
Heitmeier	Schedler

Total - 4

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

SENATE BILL NO. 209—

BY SENATOR FONTENOT

AN ACT

To amend and reenact R.S. 30:2054(B)(9) and to enact R.S. 30:2022(D), relative to environmental quality; to authorize the secretary of the Department of Environmental Quality to develop regulatory permits; to provide for limitations on such authority; and to provide for related matters.

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

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Environment to Reengrossed Senate Bill No. 209 by Senator Fontenot

AMENDMENT NO. 1

On page 1, line 2, change "30:2022(D)" to "30:2074(B)(10)"

AMENDMENT NO. 2

On page 1, line 7, change "30:2022(D)" to "30:2074(B)(10)"

AMENDMENT NO. 3

On page 1, delete lines 9 through 17 in their entirety and on page 2, delete lines 1 through 14 in their entirety

AMENDMENT NO. 4

On page 2, at the end of line 23 insert "as defined in applicable rules and regulations and which is"

AMENDMENT NO. 5

On page 3, line 17, after "requirements," insert "other enforceable conditions,"

AMENDMENT NO. 6

On page 3, at the end of line 18, delete the period "." and insert "necessary for the protection of public health and the environment."

AMENDMENT NO. 7

On page 3, line 20, after "and" delete the remainder of the line and insert the following:

"any fee authorized by this Subtitle and applicable regulations to the secretary. Submission of a written notification and any fee authorized by this Subtitle and applicable regulations shall be in lieu of submission of a permit application. The written notification shall be signed and certified in accordance with LAC 33:III governing permit application submittal. Any person who submits a written notification and any fee authorized by this Subtitle and applicable regulations shall be authorized to operate under the regulatory permit for which the notification was submitted after he is notified by the secretary that the notification was complete and that the source is eligible for coverage under the regulatory permit."

AMENDMENT NO. 8

On page 3, delete line 25 in its entirety and insert "publish an initial list of such activities."

AMENDMENT NO. 9

On page 3, after line 26, insert the following:

"§2074. Water quality control; secretary of environmental quality; powers and duties

B. The secretary shall have the following powers and duties:

(10) To develop regulatory permits for certain water discharges provided the following conditions are satisfied:

(a) A regulatory permit cannot be used for any facility which is a new major facility or for any major modification of an existing facility as defined in applicable rules and regulations.

(b) Use of a regulatory permit may be precluded by specific permit conditions contained within a Louisiana pollutant discharge elimination system permit.

(c) A regulatory permit shall not preclude the secretary from exercising all powers and duties as set forth in R.S. 30:2011(D), including but not limited to the authority to conduct inspections and investigations and enter facilities as provided in R.S. 30:2012, and to sample or monitor, for the purposes of assuring compliance with a regulatory permit or as otherwise authorized by this Subtitle, federal Water Pollution Control Act, or regulations adopted thereunder, any substances or pollutants at any location.

(d) A regulatory permit shall require compliance with all applicable provisions of the department's rules and regulations and the federal Water Pollution Control Act. Violation of the terms and conditions of a regulatory permit constitutes a violation of such regulation or Act.

(e) A regulatory permit shall prescribe, as appropriate, discharge limitations, any necessary control requirements, other enforceable conditions, and associated monitoring, record keeping, and reporting provisions necessary for the protection of public health and the environment.

(f) A regulatory permit shall require any person seeking such permit to submit a written notification and any fee authorized by this Subtitle and applicable regulations to the secretary. Submission of a written notification and any fee authorized by this Subtitle and applicable regulations shall be in lieu of submission of a permit application. The written notification shall be signed and certified in accordance with LAC 33:IX governing permit application submittal. Any person who submits a written notification and any fee authorized by this Subtitle and applicable regulations shall be authorized to operate under the regulatory permit for which the notification was submitted when notified by the secretary that the notification was complete and that the source is eligible for coverage under the regulatory permit.

(g) All regulatory permits promulgated by the secretary shall be promulgated in accordance with the procedures provided in R.S. 30:2019.

(h) No later than January 1, 2007, the secretary shall consider which activities are appropriate for coverage under a regulatory permit and publish an initial list of such activities.

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Damico to Reengrossed Senate Bill No. 209 by Senator Fontenot

AMENDMENT NO. 1

On page 3, line 21, after "shall" insert the following:

"establish notification procedures, permit terms, and confirmation of notification by the department and shall"

AMENDMENT NO. 2

In House Committee Amendment No. 7 proposed by the House Committee on the Environment and adopted by the House of Representatives on May 4, 2006, on line 25, change "secretary" to "department"

AMENDMENT NO. 3

In House Committee Amendment No. 7 proposed by the House Committee on the Environment and adopted by the House of Representatives on May 4, 2006, on line 26, after "complete" delete the remainder of the line and delete line 27 in its entirety and insert a period "."

AMENDMENT NO. 4

In House Committee Amendment No. 9 proposed by the House Committee on the Environment and adopted by the House of Representatives on May 4, 2006, at the beginning of line 36, change "secretary" to "department"

AMENDMENT NO. 5

In House Committee Amendment No. 9 proposed by the House Committee on the Environment and adopted by the House of Representatives on May 4, 2006, on line 36, after "complete" delete the remainder of the line and delete line 37 in its entirety and insert a period "."

AMENDMENT NO. 6

In House Committee Amendment No. 9 proposed by the House Committee on the Environment and adopted by the House of Representatives on May 4, 2006, on line 38, after "shall" insert the following:

"establish notification procedures, permit terms, and confirmation of notification by the department and shall"

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

ROLL CALL

The roll was called with the following result:

YEAS

May 22, 2006

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

NAYS

Total - 0

ABSENT

Duplessis	Quinn
Heitmeier	Schedler

Total - 4

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

SENATE BILL NO. 388—
BY SENATOR ELLINGTON

AN ACT

To enact R.S. 47:1576.1, relative to settlement offers made by taxpayers; to require certain determinations of tax due and prescription of tax refunds or credits; to require certain responses by the secretary of the Department of Revenue to settlement offers; and to provide for related matters.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Montgomery to Engrossed Senate Bill No. 388 by Senator Ellington

AMENDMENT NO. 1

On page 1, at the beginning of line 9, after "A" and the period "." delete "Taxpayers may submit" and change "written" to "Written"

AMENDMENT NO. 2

On page 1, line 10, after "litigation" and before "to" insert "shall be submitted"

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 35

NAYS

Total - 0

ABSENT

Duplessis	Quinn
Heitmeier	Schedler

Total - 4

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

SENATE BILL NO. 401—
BY SENATOR JONES

AN ACT

To amend and reenact Code of Criminal Procedure Art. 926.1(A)(1) and (H)(3), relative to post-conviction relief; to provide for an application for DNA testing; to remove the time period in which an application requesting DNA testing may be filed; and to provide for related matters.

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

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Administration of Criminal Justice to Reengrossed Senate Bill No. 401 by Senator Jones

AMENDMENT NO. 1

On page 2, at the end of line 7, change "guilty or a" to "guilty or a"

AMENDMENT NO. 2

On page 2, line 8, immediately after "guilty" insert a period "." and delete the remainder of the line

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 35

NAYS

Total - 0

ABSENT

Duplessis	Quinn
Heitmeier	Schedler

Total - 4

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

SENATE BILL NO. 448—
BY SENATOR BROOME

AN ACT

To enact R.S. 17:170.1, relative to school systems providing information regarding meningococcal meningitis; to require that healthcare information be disseminated to parents and guardians on meningococcal diseases with updated information if available; and to provide for related matters.

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

HOUSE FLOOR AMENDMENTS

Conforming amendments proposed by Representative Pinac to Reengrossed Senate Bill No. 448 by Senator Broome (Duplicate of H.B. No. 768)

AMENDMENT NO. 1

On page 1, line 2, after "relative to" delete the remainder of the line and delete lines 3 and 4 in their entirety and on line 5, delete "available;" and insert the following:

"immunizations; to require certain school boards to provide information relative to certain immunizations and diseases; to provide for rules and regulations;"

AMENDMENT NO. 2

On page 1, line 8, after "§170.1." delete the remainder of the line and delete line 9 in its entirety and insert "Immunization information; meningococcal disease"

AMENDMENT NO. 3

On page 1, line 10, after "parish" insert a comma "," and change "or" to "and" and after "board" delete the remainder of the line and delete lines 11 through 14 in their entirety and insert the following:

"that provides information relative to immunizations shall provide each student's parent or legal guardian with information relative to the risks associated with meningococcal disease and the availability, effectiveness, and known contraindications of immunization against such disease. Such information shall include the causes and symptoms of such disease, the means by which such disease is spread, and the places where a parent or legal guardian may obtain additional information and where a student may be immunized against such disease. Such information shall be"

AMENDMENT NO. 4

On page 1, at the end of line 15, delete "This" and delete lines 16 and 17 in their entirety and on page 2, delete lines 1 through 16 in their entirety and insert the following:

"B.(1) The Department of Health and Hospitals shall develop and provide such information to the state Department of Education. The state Department of Education shall provide such information to each city, parish, and other local public school board that provides information relative to immunizations, which shall provide such information to each student's parent or legal guardian pursuant to Subsection A of this Section.

(2) The Department of Health and Hospitals, the state Department of Education, and each such city, parish, and other local public school board shall determine respectively the most cost-effective and efficient means of distributing such information.

C. The Department of Health and Hospitals, in consultation with the state Department of Education, shall establish by rules and regulations all guidelines and procedures for carrying out the provisions of this Section in accordance with the Administrative Procedure Act.

D. Nothing in this Section shall be construed to require any city, parish, or other local public school board, the state Department of Education, or the Department of Health and Hospitals to provide or pay for immunizations against meningococcal disease."

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 35

NAYS

Total - 0

ABSENT

Duplessis	Quinn
Heitmeier	Schedler

Total - 4

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

SENATE BILL NO. 548—
BY SENATOR ELLINGTON

AN ACT

To authorize and provide for the transfer of certain state property in Calcasieu Parish to the Sabine River Authority; and to provide for related matters.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Jack Smith to Engrossed Senate Bill No. 548 by Senator Ellington

AMENDMENT NO. 1

On page 1, at the end of line 13, after "Parish." insert "The real property rights will include any and all rights in and to all underground caverns, whether now existing or hereafter created, lying below the Sabine River Diversion Canal System, and the associated storage rights in such caverns, to the extent such rights are not owned by a third party."

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dupre	Marionneaux
Adley	Ellington	McPherson
Amedee	Fields	Michot
Bajoie	Fontenot	Mount
Barham	Gautreaux B	Murray
Boasso	Gautreaux N	Nevers
Broome	Hollis	Romero
Cain	Jackson	Shepherd
Chaisson	Jones	Smith

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Cheek	Kostelka	Theunissen
Cravins	Lentini	Ullo
Dardenne	Malone	
Total - 35		

NAYS

Total - 0

ABSENT

Duplessis	Quinn
Heitmeier	Schedler
Total - 4	

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

SENATE BILL NO. 615—

BY SENATORS FONTENOT, BAJOIE, HINES, MOUNT AND NEVERS AND REPRESENTATIVES ALARIO, DEWITT, DORSEY, HAMMETT, JEFFERSON, RICHMOND, RITCHIE AND SALTER
AN ACT

To enact Chapter 23 of Subtitle II of Title 30 of the Louisiana Revised Statutes of 1950, consisting of R.S. 30:2571 through 2588, relative to environmental quality; to create and provide relative to the Mercury Risk Reduction Act; to authorize the secretary of the Department of Environmental Quality to promulgate rules and regulations to carry out the provisions of this Chapter; to provide for definitions; to provide for manufacturer notifications; to provide relative to public disclosure of confidential business information; to provide relative to restrictions on the sale of certain mercury added products; to provide for exemptions and phase outs; to provide relative to labeling of mercury added products; to provide relative to public notification; to provide relative to the collection of mercury added products; to provide relative to disclosure for mercury containing formulated products; to provide relative to the use of elemental mercury; to provide relative to existing inventories of mercury added products; to authorize the Department of Environmental Quality to implement a public education and outreach program; to provide relative to state procurement preferences for low or non-mercury added products; to provide relative to mercury containing devices in water and wastewater systems; to provide for penalties; and to provide for related matters.

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

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed Senate Bill No. 615 by Senator Fontenot

AMENDMENT NO. 1

On page 5, line 18, following "of this" and before "Any changes" change "Section." to "Subsection."

AMENDMENT NO. 2

On page 10, line 1, following "under" and before "A retailer" change "Subsection H of this Section." to "R. S. 30:2579."

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Damico to Reengrossed Senate Bill No. 615 by Senator Fontenot

AMENDMENT NO. 1

On page 12, line 17, delete "or shred an appliance"

AMENDMENT NO. 2

On page 12, at the end of line 18, delete "all of the" and at the beginning of line 19, delete "component mercury-added products" and insert "the mercury contained within convenience lighting switches and antilock braking system components"

AMENDMENT NO. 3

On page 12, line 21, delete "all mercury-added products" and insert "the mercury contained within convenience lighting switches and antilock braking system components required to be removed"

AMENDMENT NO. 4

On page 12, at the end of line 23, delete "all of the component mercury-" and at the beginning of line 24, delete "added products" and insert "the mercury contained within convenience lighting switches and antilock braking system components"

AMENDMENT NO. 5

On page 12, between lines 24 and 25 insert the following:

"C. No person shall shred an appliance unless the person has made a reasonable effort to remove or verify that the component mercury-added products have been removed. Obtaining a certification by a duly authorized representative of the person delivering the scrap that mercury-added products required to be removed have been removed and are not included with the scrap delivered and conducting a visual inspection as practicable of the scrap delivered shall constitute verification that all of the component mercury-added products have been removed."

AMENDMENT NO. 6

On page 13, line 3, after "Quality." insert the following:

"The manufacturer of any automobile subject to the removal of the mercury contained within convenience lighting switches and antilock braking system components as provided in R.S. 30:2580(B) shall either on its own or in concert with other persons, submit a plan effective until January 1, 2017 for a convenient and accessible collection system for the mercury contained within convenience lighting switches and antilock braking system components when removed from end-of-life vehicles."

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Duplessis	Quinn
Heitmeier	Schedler
Total - 4	

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

SENATE BILL NO. 636—
BY SENATOR DUPRE

AN ACT

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

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Pitre to Engrossed Senate Bill No. 636 by Senator Dupre

AMENDMENT NO. 1

On page 3, delete lines 13 through 15 in their entirety and insert in lieu there of the following:

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

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Duplessis	Quinn
Heitmeier	Schedler
Total - 4	

The Chair declared the amendments proposed by the House were concurred in. Senator Dupre moved to reconsider the vote by which the amendments were concurred in 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. 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.

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. 695 by Senator Cravins

AMENDMENT NO. 1

On page 1, line 8, following "Section 1." insert "R. S."

On motion of Senator Lentini, the amendments were adopted.

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

SENATE BILL NO. 95—
BY SENATOR BROOME

AN ACT

To enact R.S. 40:600.6(A)(4)(b)(x) and Chapter 3-C of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:600.27 and 600.28, relative to the Louisiana Housing Finance Agency; to create the Louisiana Habitat for Humanity Loan Purchase Program; to provide for the purposes, funding, and procedures of the loan purchase program; to provide for an effective date; 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

Mr. President	Ellington	McPherson
Adley	Fields	Michot
Amedee	Fontenot	Mount
Bajoie	Gautreaux B	Murray
Barham	Gautreaux N	Nevers
Boasso	Hollis	Romero
Broome	Jackson	Shepherd
Cain	Jones	Smith
Chaisson	Kostelka	Theunissen
Cheek	Lentini	Ullo
Dardenne	Malone	
Dupre	Marionneaux	
Total - 34		

NAYS

Total - 0

ABSENT

Cravins	Heitmeier	Schedler
Duplessis	Quinn	
Total - 5		

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.

May 22, 2006

SENATE BILL NO. 467—
BY SENATOR FONTENOT

AN ACT

To enact R.S. 40:971(D) and (E), relative to controlled dangerous substances; to require production of photographic identification under certain circumstances; 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 Engrossed Senate Bill No. 467 by Senator Fontenot

AMENDMENT NO. 1

On page 1, line 11, change "the" to "an"

AMENDMENT NO. 2

On page 1, delete lines 14 and 15, and insert "substance."

AMENDMENT NO. 3

On page 2, line 5, change "that the prescription is issued to" to "to whom the prescription is issued"

On motion of Senator Fontenot, the amendments were adopted.

Floor Amendments Sent Up

Senator Fontenot sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Fontenot to Engrossed Senate Bill No. 467 by Senator Fontenot

AMENDMENT NO. 1

On page 1, line 14, after "substance," delete the remainder of the line and delete line 15

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

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

NAYS

Total - 0

ABSENT

Cravins	Heitmeier
Duplessis	Schedler
Total - 4	

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. 496—

BY SENATOR THEUNISSEN

AN ACT

To enact R.S. 29:422(D), relative to military affairs; to provide for enforcement of Servicemembers Civil Relief Act by the attorney general of Louisiana; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Duplessis	Heitmeier	Schedler
Total - 3		

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

Senator Bajoie in the Chair

SENATE BILL NO. 569—

BY SENATOR MURRAY

AN ACT

To enact R.S. 29:725.1, relative to the authority of the attorney general in certain emergencies; to authorize the issuance of cease and desist orders by the attorney general during an emergency; to provide for the power of the attorney general to issue cease and desist orders when immediate action through the normal judicial process is not possible; to provide for proper venue to request a hearing; 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. 569 by Senator Murray

AMENDMENT NO. 1

On page 1, line 15, change "judicial" to "juridical"

AMENDMENT NO. 2

On page 1, line 16, change "R.S. 29:732 et seq." to "R.S. 29:732 or 734."

AMENDMENT NO. 3

On page 2, line 3, change "juridicial" to "juridical"

AMENDMENT NO. 4

On page 3, line 4, change "Juridicial" to "Juridical"

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

Mr. President	Dupre	Marionneaux
Adley	Ellington	McPherson
Amedee	Fields	Michot
Bajoie	Fontenot	Mount
Barham	Gautreaux B	Murray
Broome	Gautreaux N	Nevers
Cain	Hollis	Quinn
Chaisson	Jackson	Romero
Cheek	Jones	Smith
Cravins	Lentini	Theunissen
Dardenne	Malone	Ullo
Total - 33		

NAYS

Total - 0

ABSENT

Boasso	Heitmeier	Schedler
Duplessis	Kostelka	Shepherd
Total - 6		

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 BILL NO. 570—

BY SENATOR HINES

AN ACT

To enact Part I-B of Chapter 15 of Title 37 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 37:1306 through 1310, relative to rural hospitals and physician referral practices; to provide for the encouragement of collaboration between rural hospitals and physicians; to provide definitions; to provide standards for ethical referral by physicians; to provide prohibitions and exceptions; 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	Murray
Bajoie	Fields	Romero
Broome	Fontenot	Shepherd
Cain	Gautreaux B	Smith
Chaisson	Gautreaux N	Ullo
Cheek	Hollis	
Cravins	Jones	
Total - 22		

NAYS

Amedee	Kostelka	Mount
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Barham	Lentini	Quinn
Boasso	Malone	Theunissen
Dardenne	Michot	
Total - 11		

ABSENT

Duplessis	Jackson	Nevers
Heitmeier	Marionneaux	Schedler
Total - 6		

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.

Personal Privilege

Senator Cain 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. 570. He voted yea on the bill and had intended to vote nay. He asked that the Official Journal so state.

SENATE BILL NO. 613—

BY SENATOR CHEEK

AN ACT

To amend and reenact R.S. 46:2742(B)(introductory paragraph), (1), (2), (4)(introductory paragraph), (5)(a), (b) and (c), (6) and (8) and to enact R.S. 46:2742(B)(5)(d) and (10) and (C), relative to the case mix reimbursement for nursing facilities; to require payment and resource requirement be adjusted quarterly; to provide for a floor for direct care costs; to provide relative to square footage per bed to be allowed; to provide relative to depreciation and a minimum rate of return for facilities; to provide relative to renovations, long-term ownership, and property insurance; to provide relative to pass-through expenses, allowable costs and impact of budget reductions on nursing home reimbursement; and to provide for related matters.

The bill was read by title. Senator Cheek 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
Cain	Jones	Romero
Chaisson	Kostelka	Shepherd
Cheek	Lentini	Smith
Cravins	Malone	Theunissen
Dardenne	Marionneaux	Ullo
Dupre	McPherson	
Total - 32		

NAYS

Total - 0

ABSENT

Boasso	Heitmeier	Schedler
Broome	Hollis	
Duplessis	Jackson	
Total - 7		

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

May 22, 2006

SENATE BILL NO. 688— BY SENATOR DARDENNE

AN ACT

To amend and reenact R.S. 18:402(C), (E)(1)(c) and (2)(c) and (F)(3), 1280.21 and 1280.22(B)(1), relative to the presidential preference primary and elections held at the same time as such primary; to change the dates of the presidential preference primary and elections held at the same time as such primary; to provide relative to a candidate qualifying for such an election; and to provide for related matters.

Floor Amendments Sent Up

Senator Dardenne sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Dardenne to Engrossed Senate Bill No. 688 by Senator Dardenne

AMENDMENT NO. 1

On page 2, between lines 13 and 14, insert the following:

"(3) A municipal governing authority may hold a primary election for municipal and ward officers on the second Tuesday in March and the general election for such election on the third Saturday in April in the presidential election year; however, the municipal governing authority shall be responsible for all election expenses incurred in such elections and shall reimburse the secretary of state for any such costs. The municipal governing authority shall provide written notice to the secretary of state that it will hold elections on the dates provided in this Paragraph not later than ninety days prior to the primary election."

On motion of Senator Dardenne, the amendments were adopted.

The bill was read by title. Senator Dardenne 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, Marionneaux; Adley, Ellington, McPherson; Amedee, Fields, Michot; Bajois, Fontenot, Mount; Barham, Gautreaux B, Murray; Boasso, Gautreaux N, Nevers; Broome, Hollis, Quinn; Cain, Jackson, Romero; Chaisson, Jones, Shepherd; Cheek, Kostelka, Smith; Cravins, Lentini, Theunissen; Dardenne, Malone, Ullo; Total - 36

NAYS

Total - 0

ABSENT

Table with 3 columns of names: Duplessis, Heitmeier, Schedler; Total - 3

The Chair declared the amended bill was passed. The title was read and adopted. Senator Dardenne 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 Cravins asked that Senate Bill No. 695 be called from the Calendar at this time for its final passage.

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.

Floor Amendments Sent Up

Senator Cravins sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Cravins to Engrossed Senate Bill No. 695 by Senator Cravins

AMENDMENT NO. 1

On page 1, line 2, change "27:392(B)(9)" to "27:392(C)(2)" and delete the remainder of the line and delete lines 3 through 6 and insert the following:

"and to enact R.S. 27:361(B)(4)(d), relative to the Pari-mutuel Live Racing Facility Economic Redevelopment and Gaming Control Act; to further the purposes of the Act by requiring payment of a fixed amount to establish a health and welfare plan for Louisiana jockeys; to provide for the distribution for the Greater New Orleans Sports Foundation Fund; and to provide for related matters."

AMENDMENT NO. 2

On page 1, line 8, after "Section 1," change "27:392 (B)(9)" to "27:392 (C)(2)" and delete the remainder of the line and insert "is hereby amended and reenacted and R.S. 27:361(B)(4)(d)"

AMENDMENT NO. 3

On page 1, between lines 9 and 10 insert the following:

"§361. Conduct of slot machine gaming; temporary conduct

B. As a condition of licensing and to maintain continued authority for the conduct of slot machine gaming at the licensed eligible facility, the owner of the licensed eligible facility shall:

(4) Contribute to the support of pari-mutuel wagering facilities in the state at large and the horse breeding industry by paying annually from the annual net slot machine proceeds received from slot machine gaming operations at the licensed eligible facility as provided in this Paragraph:

(d) The licensed eligible facility shall pay that eligible facility's percentage of the total annual net slot machine proceeds derived from all eligible facilities of the total of eligible facilities' portion of the cost of a health and welfare plan for Louisiana jockeys that has been submitted by the Jockey's Guild, Inc., to the Louisiana Gaming Control Board and that has received prior approval of the Louisiana Gaming Control Board.

AMENDMENT NO. 4

On page 1, delete lines 12 through 17 and insert the following:

"C. Notwithstanding the provisions of Subsection (B) of this Section to the contrary and after complying with the provisions of Paragraphs (1) through (3) of Subsection (B) of this Section, the state treasurer shall in each fiscal year deposit and credit the remaining portion of taxable net slot machine proceeds collected from the licensed eligible facility in Orleans Parish as follows:

(2) Twenty percent, not to exceed ~~three hundred fifty thousand~~ **one million** dollars, shall be deposited in and credited to the Greater New Orleans Sports Foundation Fund, hereinafter referred to in this Paragraph as the "fund," which is hereby established in the state treasury. Monies in the fund shall be withdrawn only pursuant to appropriation by the legislature and shall be used solely and exclusively by the Greater New Orleans Sports Foundation. Monies in the fund shall be invested in the same manner as monies in the state general fund. Interest earned on the investment of monies in the fund shall be credited to the fund. Unexpended and unencumbered monies in the fund at the end of the fiscal year shall remain in the fund.

* * *

AMENDMENT NO. 5

On page 2, delete lines 1 through 17

On motion of Senator Cravins, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Mr. President, Fields, Marionneaux. Lists names of senators and their counts for the YEAS roll call.

NAYS

Total - 0

ABSENT

Table with 3 columns: Broome, Duplessis, Nevers. Lists names of senators and their counts for the ABSENT roll call.

The Chair declared the amended 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.

Called from the Calendar

Senator Cheek asked that Senate Bill No. 522 be called from the Calendar at this time for its final passage.

SENATE BILL NO. 522— BY SENATOR CHEEK

AN ACT

To enact R.S. 27:326, relative to the Video Draw Poker Devices Control Law; to provide with respect to promoting and encouraging the play of video draw poker devices; to provide for a restriction on the offering of food or beverages free of charge; to provide for applicability; 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. 522 by Senator Cheek

AMENDMENT NO. 1

On page 1, line 17, following "below" and before "cost" insert "the"

On motion of Senator Lentini, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Mr. President, Dardenne, Jones. Lists names of senators and their counts for the YEAS roll call.

NAYS

Table with 3 columns: Adley, Fields, Michot. Lists names of senators and their counts for the NAYS roll call.

ABSENT

Table with 2 columns: Duplessis, McPherson. Lists names of senators and their counts for the ABSENT roll call.

The Chair declared the amended bill failed to pass.

Notice of Reconsideration

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

Bagneris Rule

Senator Smith moved to suspend the rules to temporarily pass over controversial House Bills on Third Reading and Final Passage with the intention of taking them up later, in their regular order.

Without objection, so ordered.

Mr. President in the Chair

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:

May 22, 2006

HOUSE BILL NO. 760—

BY REPRESENTATIVES SCALISE, ARNOLD, BALDONE, BEARD, BRUCE, BRUNEAU, CAZAYOUX, CRAVINS, FANNIN, FAUCHEUX, FRITH, GEYMANN, HEBERT, JOHNS, KATZ, KENNARD, LABRUZZO, LAMBERT, MCDONALD, MONTGOMERY, M. POWELL, ROMERO, SCHNEIDER, JANE SMITH, STRAIN, THOMPSON, TRICHE, WADDELL, WALKER, WHITE, WINSTON, AND WOOTON AND SENATOR MCPHERSON

AN ACT

To enact R.S. 14:329.6(H) and R.S. 29:738, relative to the powers of the governor and local governmental officials during times of emergency or disaster; to provide that those powers do not authorize the seizure or confiscation of a firearm, weapon, or ammunition from any individual if the firearm, weapon, or ammunition is being possessed or used lawfully; to provide exceptions for peace officers in the lawful discharge of their duties; 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 Ellington Marionneaux
Adley Fields McPherson
Amedee Fontenot Michot
Bajoie Gautreaux B Mount
Barham Gautreaux N Murray
Boasso Heitmeier Nevers
Broome Hollis Quinn
Cain Jackson Romero
Chaisson Jones Shepherd
Cheek Kostelka Smith
Dardenne Lentini Theunissen
Dupre Malone Ullo
Total - 36

NAYS

Total - 0

ABSENT

Cravins Duplessis Schedler
Total - 3

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 BILL NO. 96—

BY REPRESENTATIVES HUTTER, BARROW, BRUCE, BURRELL, FRITH, KLECKLEY, LAFONTA, T. POWELL, GARY SMITH, STRAIN, TRAHAN, WADDELL, WALSWORTH, AND WHITE

AN ACT

To enact R.S. 37:853, relative to funeral establishments; to provide for identification on caskets; to provide for promulgation of rules; 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 Engrossed House Bill No. 96 by Representative Hutter

AMENDMENT NO. 1

On page 1, line 7, between "affix" and "the" insert ", on a permanent-type material."

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

NAYS

Total - 0

ABSENT

Cravins Duplessis Schedler
Total - 3

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. 356—

BY REPRESENTATIVE MARTINY

AN ACT

To amend and reenact R.S. 6:333(F)(13), relative to disclosure of financial records pursuant to a criminal investigation; to provide authorization for disclosure; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Cravins Duplessis Schedler
Total - 3

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

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.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Name, Yeas, Nays. Lists names like Mr. President, Adley, Amedee, Bajoie, Barham, Boasso, Broome, Cain, Chaisson, Cheek, Dardenne, Dupre and their respective counts.

NAYS

Total - 0

ABSENT

Table with 3 columns: Name, Yeas, Nays. Lists names Cravins, Duplessis, Schedler.

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

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.

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

Table with 3 columns: Name, Yeas, Nays. Lists names like Mr. President, Adley, Amedee, Bajoie, Barham, Boasso, Broome, Cain, Chaisson, Dardenne, Dupre and their respective counts.

NAYS

Total - 0

ABSENT

Table with 3 columns: Name, Yeas, Nays. Lists names Cheek, Cravins, Duplessis, Total - 7, Ellington, Gautreaux N, Schedler, 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. 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.

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

Table with 3 columns: Name, Yeas, Nays. Lists names like Mr. President, Adley, Amedee, Bajoie, Barham, Boasso, Broome, Cain, Chaisson, Cheek, Cravins, Dardenne, Dupre and their respective counts.

NAYS

Total - 0

ABSENT

Table with 3 columns: Name, Yeas, Nays. Lists names Duplessis, Schedler.

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.

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.

Floor Amendments Sent Up

Senator Cain sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Cain to Engrossed House Bill No. 162 by Representative Hill

May 22, 2006

AMENDMENT NO. 1

On page 1, line 2 change "R.S. 33:4574.1.1(A)(7)" to "R.S. 33:4574.1.1(A)(7) and (P)" and after "Parish" insert "and the Beauregard Parish Covered Arena Authority"

AMENDMENT NO. 2

On page 1, line 4 after "Commission;" insert the following: "relative to reporting requirements of the Beauregard Parish Covered Arena Authority;"

AMENDMENT NO. 3

On page 1, line 9 change "R.S. 33:4574.1.1(A)(7) is" to "R.S. 33:4574.1.1(A)(7) and (P) are"

AMENDMENT NO. 4

On page 1, after line 19 insert the following: "P. If the Southwest Louisiana Convention and Visitors Bureau levies the tax authorized in Paragraph (A)(25) of this Section and/or the tax authorized by R.S. 33:4574.11(E)(2)(b), an amount equal to twenty-five thousand dollars annually of the proceeds of the tax collected from the company which has a license to conduct slot machine gaming at a pari-mutuel live racing facility pursuant to Chapter 7 of Title 27 of the Louisiana Revised Statutes of 1950, R.S. 27:351 et seq. shall be provided by the Southwest Louisiana Convention and Visitors Bureau quarterly to the Beauregard Parish Covered Arena Authority provided such funds are used for maintenance or to promote equine activities for the purpose of attracting tourists to Beauregard Parish. The Beauregard Parish Covered Arena Authority, which is subject to audit by the Legislative Auditor, shall not be required to report its expenditure of funds received pursuant to this Subsection to the Southwest Louisiana Convention and Visitors Bureau.

On motion of Senator Cain, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Quinn
Total - 1

ABSENT

Duplessis Gautreaux N Schedler
Total - 3

The Chair declared the amended 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.

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.

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

NAYS

Total - 0

ABSENT

Duplessis Schedler
Total - 2

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. 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.

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

Total - 37

NAYS

Total - 0

ABSENT

Duplessis
Total - 2

Schedler

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.

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.

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

NAYS

Total - 0

ABSENT

Duplessis
Total - 2

Schedler

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

Senator Ellington in the Chair

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.

Floor Amendments Sent Up

Senator Romero sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Romero to Reengrossed House Bill No. 457 by Representative Hebert

AMENDMENT NO. 1

On page 1, line 10, after "property" insert "to Lovonia and Wanda Theriot who are the owners of the adjacent parcel of property"

On motion of Senator Romero, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Cravins
Total - 3

Duplessis

Schedler

The Chair declared the amended 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.

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.

Floor Amendments Sent Up

Senator Romero sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Romero to Reengrossed House Bill No. 459 by Representative Hebert

AMENDMENT NO. 1

On page 1, line 10, after "property" insert "to Genevieve T. Scott and LeRoy J. Theriot, who are the owners of the adjacent parcel of property"

On motion of Senator Romero, the amendments were adopted.

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

May 22, 2006

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Duplessis Malone Schedler
Total - 3

The Chair declared the amended 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.

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.

Floor Amendments Sent Up

Senator Romero sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Romero to Reengrossed House Bill No. 460 by Representative Hebert

AMENDMENT NO. 1

On page 1, line 9, after "property" insert "to Michael R. Klipstein and Kathleen Marie Loyd Klipstein, as husband and wife"

On motion of Senator Romero, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Dupre
Total - 36

Malone

Ullo

NAYS

Total - 0

ABSENT

Cain Duplessis Schedler
Total - 3

The Chair declared the amended 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.

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.

Floor Amendments Sent Up

Senator Romero sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Romero to Reengrossed House Bill No. 463 by Representative Hebert

AMENDMENT NO. 1

On page 1, line 10, after "property" insert "to Charles Theriot who is the owner of the adjacent parcel of property"

On motion of Senator Romero, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Duplessis Schedler Shepherd
Total - 3

The Chair declared the amended 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.

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.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Duplessis	Schedler
Total - 2	

The Chair declared the 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.

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.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dupre	Malone
Adley	Ellington	Marionneaux
Amedee	Fields	McPherson
Bajoie	Fontenot	Michot
Barham	Gautreaux B	Mount
Boasso	Gautreaux N	Murray
Broome	Heitmeier	Nevers
Cain	Hollis	Quinn
Chaisson	Jackson	Romero
Cheek	Jones	Smith

Cravins	Kostelka	Theunissen
Dardenne	Lentini	Ullo
Total - 36		

NAYS

Total - 0

ABSENT

Duplessis	Schedler	Shepherd
Total - 3		

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

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.

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	Marionneaux
Adley	Fields	McPherson
Amedee	Fontenot	Michot
Bajoie	Gautreaux B	Mount
Barham	Gautreaux N	Murray
Boasso	Heitmeier	Nevers
Broome	Hollis	Quinn
Chaisson	Jackson	Romero
Cheek	Jones	Smith
Cravins	Kostelka	Theunissen
Dardenne	Lentini	Ullo
Dupre	Malone	
Total - 35		

NAYS

Total - 0

ABSENT

Cain	Schedler
Duplessis	Shepherd
Total - 4	

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. 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.

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

May 22, 2006

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dupre	Marionneaux
Adley	Ellington	McPherson
Amedee	Fields	Michot
Bajoie	Fontenot	Mount
Barham	Gautreaux B	Murray
Boasso	Gautreaux N	Nevers
Broome	Heitmeier	Romero
Cain	Hollis	Smith
Chaisson	Jackson	Theunissen
Cheek	Jones	Ullo
Cravins	Lentini	
Dardenne	Malone	
Total - 34		

NAYS

Total - 0

ABSENT

Duplessis	Quinn	Shepherd
Kostelka	Schedler	
Total - 5		

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

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.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Duplessis	Schedler	Shepherd
Total - 3		

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

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.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Duplessis	Schedler
Total - 2	

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

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.

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	Ellington	McPherson
Adley	Fields	Michot
Amedee	Fontenot	Mount
Bajoie	Gautreaux B	Murray
Barham	Gautreaux N	Nevers
Boasso	Heitmeier	Quinn
Broome	Hollis	Romero
Cain	Jackson	Shepherd
Chaisson	Jones	Smith
Cheek	Kostelka	Theunissen
Cravins	Lentini	Ullo

Dardenne
Dupre
Total - 37

Malone
Marionneaux

NAYS

Total - 0

ABSENT

Duplessis
Total - 2

Schedler

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.

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.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Bajoie
Total - 3

Duplessis

Schedler

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

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.

Floor Amendments Sent Up

Senator Malone sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Malone to Engrossed House Bill No. 1116 by Representative Glover

AMENDMENT NO. 1

On page 2, line 17, after "Louisiana," delete "the state archivist" and insert "the secretary of state or his designee"

On motion of Senator Malone, the amendments were adopted.

The bill was read by title. Senator Malone 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	Hollis	Romero
Broome	Jones	Shepherd
Cain	Kostelka	Smith
Chaisson	Lentini	Theunissen
Cheek	Malone	Ullo
Cravins	Marionneaux	
Dardenne	McPherson	
Total - 34		

NAYS

Total - 0

ABSENT

Duplessis
Gautreaux B
Total - 5

Heitmeier
Jackson

Schedler

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

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.

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

May 22, 2006

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Cain	Nevers
Duplessis	Schedler
Total - 4	

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

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.

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

NAYS

Total - 0

ABSENT

Duplessis	Schedler
Total - 2	

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.

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.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Duplessis	Schedler	Shepherd
Total - 3		

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

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.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Duplessis Gautreaux N Schedler
Total - 3

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

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.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 37

NAYS

Total - 0

ABSENT

Duplessis Schedler
Total - 2

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

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.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Ellington	McPherson
Adley	Fields	Michot

Amedee	Fontenot	Mount
Bajoie	Gautreaux B	Murray
Barham	Gautreaux N	Nevers
Boasso	Heitmeier	Quinn
Broome	Hollis	Romero
Cain	Jackson	Shepherd
Chaisson	Jones	Smith
Cheek	Kostelka	Theunissen
Cravins	Lentini	Ullo
Dardenne	Malone	
Dupre	Marionneaux	

Total - 37

NAYS

Total - 0

ABSENT

Duplessis Schedler
Total - 2

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

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.

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

Total - 37

NAYS

Total - 0

ABSENT

Duplessis Schedler
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.

May 22, 2006

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.

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

Table with 3 columns: Mr. President, Ellington, McPherson, Adley, Fields, Michot, Amedee, Fontenot, Mount, Bajoie, Gautreaux B, Murray, Barham, Gautreaux N, Nevers, Boasso, Heitmeier, Quinn, Broome, Hollis, Romero, Cain, Jackson, Shepherd, Chaisson, Jones, Smith, Cheek, Kostelka, Theunissen, Cravins, Lentini, Ullo, Dardenne, Malone, Dupre, Marionneaux, Total - 37

NAYS

Total - 0

ABSENT

Duplessis Schedler
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. 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.

Floor Amendments Sent Up

Senator Mount sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Mount to Engrossed House Bill No. 541 by Representative Arnold

AMENDMENT NO. 1

On page 1, at the end of line 16, insert the following: "Excluded from this definition are supply vessels and crew vessels."

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

Table with 3 columns: Mr. President, Ellington, McPherson, Adley, Fields, Michot, Amedee, Fontenot, Mount, Bajoie, Gautreaux B, Murray, Barham, Gautreaux N, Nevers, Boasso, Heitmeier, Quinn, Broome, Hollis, Romero, Cain, Jackson, Shepherd, Chaisson, Jones, Smith, Cheek, Kostelka, Theunissen, Cravins, Lentini, Ullo, Dardenne, Malone, Dupre, Marionneaux, Total - 37

NAYS

Total - 0

ABSENT

Duplessis Schedler
Total - 2

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. 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.

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

Table with 3 columns: Mr. President, Ellington, McPherson, Adley, Fields, Michot, Amedee, Fontenot, Mount, Bajoie, Gautreaux B, Murray, Barham, Gautreaux N, Nevers, Boasso, Heitmeier, Quinn, Broome, Hollis, Romero, Cain, Jackson, Shepherd, Chaisson, Jones, Smith, Cheek, Kostelka, Theunissen, Cravins, Lentini, Ullo, Dardenne, Malone, Dupre, Marionneaux, Total - 37

NAYS

Total - 0

ABSENT

Duplessis Schedler
Total - 2

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.

Mr. President in the Chair

Rules Suspended

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

Messages from the House

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

Message from the House

PASSED SENATE BILLS AND JOINT RESOLUTIONS

May 22, 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 the following Senate Bills and Joint Resolutions:

SENATE BILL NO. 85— BY SENATOR JONES

AN ACT

To enact R.S. 15:833.1, relative to persons in the custody of the Department of Public Safety and Corrections; to authorize the implementation of community resource centers for certain inmates to participate in disaster and emergency relief; to require the secretary to establish rules, regulations and procedures for such centers; to provide for eligibility; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 253— BY SENATORS N. GAUTREAUX, CHAISSON, AMEDEE, KOSTELKA, NEVERS AND SMITH

AN ACT

To amend and reenact R.S. 14:44.2(A), relative to aggravated kidnapping of a child; increases the child's age requirement; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 477— BY SENATOR CAIN

AN ACT

To amend and reenact Code of Criminal Procedure Article 578 and to enact Code of Criminal Procedure Article 572(C), relative to bail; to provide for the expiration of bail bonds when the time for prosecuting certain offenses has lapsed; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 547— BY SENATOR MURRAY

AN ACT

To enact R.S. 15:572.9, relative to pardons; to provide that a person convicted of violating a state law or municipal ordinance the purpose of which was to maintain or enforce racial separation or discrimination shall be granted a pardon of the conviction upon application; to provide for a hearing if the state objects to the granting of the pardon; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 134— BY SENATOR HINES

AN ACT

To amend and reenact R.S. 40:2120.33(13), (14)(c), and (16), relative to brain injury facilities; to redefine certain terms; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 135— BY SENATOR HINES

AN ACT

To amend and reenact R.S. 40:2212(C)(1), relative to basic benefit plans provided under a health care cost control program; to prohibit the basic benefit plan from excluding direct reimbursement to advanced practice registered nurses under certain circumstances; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 250— BY SENATOR FONTENOT

AN ACT

To amend and reenact R.S. 30:2022(B)(1) and (2), relative to the Department of Environmental Quality; to provide for the processing and review of permit applications for new facilities and applications for substantial permit modifications; to provide that certain administrative completeness review on permit application is to be made within sixty days after the application is submitted; to provide that a final decision on a permit is to be made within three hundred days after the application is submitted; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 407— BY SENATOR LENTINI

AN ACT

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

Reported with amendments.

SENATE BILL NO. 180— BY SENATOR JONES

AN ACT

To amend and reenact Code of Criminal Procedure Art. 900(A)(5) and to enact R.S. 15:574.9(B)(3), relative to probation and parole; to provide for revocation of probation and parole; to limit incarceration period for technical violations; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 142— BY SENATOR ADLEY

AN ACT

To amend and reenact R.S. 26:909 and R.S. 47:843(C)(5), 844, 848(B), and 859(A)(1) and to enact R.S. 26:907.1 and 916(H), relative to regulation of tobacco products; to provide for certain regulation, permitting, and other requirements for certain elements of the tobacco industry; to authorize enforcement and audit of certain activities; and to provide for related matters.

Reported with amendments.

May 22, 2006

SENATE BILL NO. 217—
BY SENATORS NEVERS AND CHEEK
AN ACT

To amend and reenact the introductory paragraph of R.S. 23:1541 and 1553(C), relative to unemployment compensation; to provide with respect to contributions; to provide for the social charge account and unemployment benefit charges arising from executive orders issued by the governor in response to a declared disaster or emergency; to prohibit the charging of such benefits to employers' experience rating records; to prohibit the recoupment of such benefits through the social charge tax; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 173—
BY SENATOR FONTENOT
AN ACT

To amend and reenact R.S. 30:2179, relative to environmental quality; to require the secretary of the Department of Environmental Quality to evaluate hazardous waste capacity in order to safely and efficiently manage such waste; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 26—
BY SENATOR DUPRE
AN ACT

To enact R.S. 49:213.1(E) and 213.4(A)(7), and to repeal that portion of Section 3 of Act No. 1 of the 2006 First Extraordinary Session of the Legislature enacting R.S. 49:213.1(E) and 213.4(A)(7), relative to the Coastal Protection and Restoration Authority; to provide relative to its powers, duties, and functions; to authorize the authority to serve as the single entity responsible to act as local sponsor for certain projects relative to hurricane protection and flood control; to authorize the authority to enter into certain contracts relative to hurricane protection and flood control projects; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 2—
BY SENATORS N. GAUTREAUX, CHAISSON, AMEDEE, BROOME, CAIN, DUPLESSIS, ELLINGTON, HOLLIS, JACKSON, MICHOT, MOUNT, NEVERS, ROMERO, SCHEDLER, SMITH, ADLEY, BAJOIE, BARHAM, BOASSO, CHEEK, CRAVINS, DARDENNE, DUPRE, B. GAUTREAUX, JONES, LENTINI, MCPHERSON, MURRAY, QUINN, THEUNISSEN AND ULLO
AN ACT

To amend and reenact R.S. 14:43.1(C), 43.2(C), 43.3(C), 78.1(D), 81(C), and 81.1(E), and to enact R.S. 14:81.2(E), relative to certain offenses involving juveniles; to increase criminal penalties for certain offenses involving persons under the age of thirteen; and to provide for related matters.

Reported with amendments.

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

Message from the House

CONCURRING IN
SENATE CONCURRENT RESOLUTIONS

May 22, 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. 15—
BY SENATOR JONES
A CONCURRENT RESOLUTION

To create a study committee to review and recommend a proposal for development and location of regional records centers outside of the State Archives Building and a records recovery complex to provide for storage and back up storage for Louisiana's clerks of court, registrars of voters, assessors and the secretary of state's office.

Reported with amendments.

SENATE CONCURRENT RESOLUTION NO. 18—
BY SENATOR NEVERS
A CONCURRENT RESOLUTION

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

Reported with amendments.

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

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. 81—
BY SENATOR FIELDS
A RESOLUTION

To commend Southern University Laboratory School girls track Coach Rebecca Marshall for her outstanding accomplishments.

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

SENATE RESOLUTION NO. 82—
BY SENATOR FIELDS
A RESOLUTION

To commend Southern University Laboratory School girls track and field team for their outstanding accomplishments.

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

SENATE CONCURRENT RESOLUTION NO. 98—
BY SENATOR DARDENNE
A CONCURRENT RESOLUTION

To commend the Louisiana State University Laboratory School on being ranked in the top five percent of public schools in the United States.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Chaisson	Jackson	Smith
Cheek	Jones	Theunissen
Cravins	Kostelka	Ullo
Dardenne	Lentini	
Total - 35		
	NAYS	
Total - 0		
	ABSENT	
Duplessis	Schedler	
Michot	Shepherd	
Total - 4		

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

SENATE CONCURRENT RESOLUTION NO. 99—

BY SENATOR BAJOIE

A CONCURRENT RESOLUTION

To urge and request the United States Department of Veterans Affairs and the Louisiana State University Health Care Services Division to execute to the fullest the terms established in the February 23, 2006 Memorandum of Understanding.

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

Messages from the House

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

Message from the House

ASKING CONCURRENCE IN HOUSE BILLS AND JOINT RESOLUTIONS

May 22, 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. 313—

BY REPRESENTATIVE BOWLER

AN ACT

To amend and reenact R.S. 22:1384(A)(3), relative to the Insurance Guaranty Association; to modify the authority of the commissioner of insurance with respect to the board of commissioners of the association relative to certificates of authority of insurers; and to provide for related matters.

HOUSE BILL NO. 327—

BY REPRESENTATIVE BOWLER

AN ACT

To repeal R.S. 22:1381(A)(2), relative to the Insurance Guaranty Association; to delete superseded provisions relative to the board of directors of the association.

HOUSE BILL NO. 1272—

BY REPRESENTATIVE JOHNS

AN ACT

To enact R.S. 22:1478, relative to property insurance; to provide for insurer-produced written catastrophe response plans; to provide that the catastrophe plan describe each insurer's response to catastrophes affecting insureds; and to provide for related matters.

HOUSE BILL NO. 1307—

BY REPRESENTATIVES HUTTER AND LANCASTER

AN ACT

To amend and reenact R.S. 18:402(C), (E)(1)(c) and (2)(c), and (F)(3), 1280.21, and 1280.22(B)(1), relative to the presidential preference primary and elections held at the same time as such primary; to change the dates of the presidential preference primary and elections held at the same time as such primary; to allow for certain municipal primary and general elections to be held on the existing date; to provide relative to the costs incurred in such elections; to require notice to the secretary of state by the municipal governing authority of its decision to avail itself of the existing date; to provide relative to candidate qualifying for the presidential preference primary; and to provide for related matters.

HOUSE BILL NO. 226—

BY REPRESENTATIVE K. CARTER

AN ACT

To amend and reenact R.S. 22:193(A), relative to viatical settlements; to provide relative to the annual statement of viatical settlement transactions required to be submitted to the commissioner of insurance; and to provide for related matters.

HOUSE BILL NO. 251—

BY REPRESENTATIVE K. CARTER

AN ACT

To amend and reenact R.S. 22:191.1(C), relative to viatical settlements; to provide for an annual expiration date for a license as a viatical settlement provider, broker, or investment agent; to provide otherwise with respect to renewal of such licenses; to provide relative to the annual statement required of licensees; and to provide for related matters.

HOUSE BILL NO. 1301—

BY REPRESENTATIVE BADON

AN ACT

To amend and reenact R.S. 22:1386(A), relative to the Louisiana Insurance Guaranty Association; to provide relative to nonduplication of recovery; to provide for an exception for coverage afforded through state agencies under self-insurance certificates; 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. 226—

BY REPRESENTATIVE K. CARTER

AN ACT

To amend and reenact R.S. 22:193(A), relative to viatical settlements; to provide relative to the annual statement of viatical settlement transactions required to be submitted to the commissioner of insurance; and to provide for related matters.

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

HOUSE BILL NO. 251—

BY REPRESENTATIVE K. CARTER

AN ACT

To amend and reenact R.S. 22:191.1(C), relative to viatical settlements; to provide for an annual expiration date for a license as a viatical settlement provider, broker, or investment agent; to provide otherwise with respect to renewal of such licenses; to provide relative to the annual statement required of licensees; and to provide for related matters.

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

May 22, 2006

HOUSE BILL NO. 313—
BY REPRESENTATIVE BOWLER
AN ACT

To amend and reenact R.S. 22:1384(A)(3), relative to the Insurance Guaranty Association; to modify the authority of the commissioner of insurance with respect to the board of commissioners of the association relative to certificates of authority of insurers; and to provide for related matters.

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

HOUSE BILL NO. 327—
BY REPRESENTATIVE BOWLER
AN ACT

To repeal R.S. 22:1381(A)(2), relative to the Insurance Guaranty Association; to delete superseded provisions relative to the board of directors of the association.

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

HOUSE BILL NO. 1272—
BY REPRESENTATIVE JOHNS
AN ACT

To enact R.S. 22:1478, relative to property insurance; to provide for insurer-produced written catastrophe response plans; to provide that the catastrophe plan describe each insurer's response to catastrophes affecting insureds; and to provide for related matters.

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

HOUSE BILL NO. 1301—
BY REPRESENTATIVE BADON
AN ACT

To amend and reenact R.S. 22:1386(A), relative to the Louisiana Insurance Guaranty Association; to provide relative to nonduplication of recovery; to provide for an exception for coverage afforded through state agencies under self-insurance certificates; and to provide for related matters.

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

HOUSE BILL NO. 1307—
BY REPRESENTATIVES HUTTER AND LANCASTER
AN ACT

To amend and reenact R.S. 18:402(C), (E)(1)(c) and (2)(c), and (F)(3), 1280.21, and 1280.22(B)(1), relative to the presidential preference primary and elections held at the same time as such primary; to change the dates of the presidential preference primary and elections held at the same time as such primary; to allow for certain municipal primary and general elections to be held on the existing date; to provide relative to the costs incurred in such elections; to require notice to the secretary of state by the municipal governing authority of its decision to avail itself of the existing date; to provide relative to candidate qualifying for the presidential preference primary; 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 22, 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. 201—(Substitute
for House Concurrent Resolution No. 31
by Representative Robideaux)**

BY REPRESENTATIVE ROBIDEAUX
A CONCURRENT RESOLUTION

To direct the secretary of the Department of Revenue to design an appropriate notice to displaced citizens of this state providing information on domicile and residence requirements for filing individual income taxes as provided in Title 47 of the Louisiana Revised Statutes of 1950 and to expeditiously mail such notice to all displaced citizens of Louisiana.

HOUSE CONCURRENT RESOLUTION NO. 5—
BY REPRESENTATIVE GRAY
A CONCURRENT RESOLUTION

To urge and request the House Committee on Administration of Criminal Justice and the Senate Committee on Judiciary B to meet and function as a joint committee to study and recommend policy directives for the state of Louisiana regarding issues related to juvenile competency, which may include the implementation of a pilot project to develop a process of competency determination, restoration, and mental health intervention, recommendations for a plan of statewide implementation, and determination of the cost of implementation.

HOUSE CONCURRENT RESOLUTION NO. 142—
BY REPRESENTATIVE BARROW
A CONCURRENT RESOLUTION

To urge and request the Louisiana State University Health Sciences Center-Health Care Services Division to take all necessary measures to name the library located at the Earl K. Long Medical Center in Baton Rouge the "Jane Lambremont LSU Library" in honor of former library director Jane Lambremont.

HOUSE CONCURRENT RESOLUTION NO. 168—
BY REPRESENTATIVES GREENE, CURTIS, DOERGE, DURAND, E. GUILLORY, M. GUILLORY, HUTTER, JACKSON, KATZ, LABRUZZO, MCDONALD, AND WADDELL
A CONCURRENT RESOLUTION

To urge and request congress to amend the Americans with Disabilities Act (ADA) and the Fair Housing Act (FHA) to allow state and local governments to prevent the placement of group homes for former substance abusers in proximity to day care centers and preschools.

HOUSE CONCURRENT RESOLUTION NO. 219—
BY REPRESENTATIVE FRITH
A CONCURRENT RESOLUTION

To commend the Lady Tarpons of South Cameron High School for winning the Class 1A State Softball Championship.

HOUSE CONCURRENT RESOLUTION NO. 220—
BY REPRESENTATIVE GLOVER
A CONCURRENT RESOLUTION

To encourage the growth, technology, and workforce base of the Louisiana entertainment industries which have experienced a resurgence in the areas of film, digital media, and sound recording due to extremely competitive incentive programs offered to entertainment companies worldwide.

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

House Concurrent Resolutions

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

HOUSE CONCURRENT RESOLUTION NO. 5—

BY REPRESENTATIVE GRAY
A CONCURRENT RESOLUTION

To urge and request the House Committee on Administration of Criminal Justice and the Senate Committee on Judiciary B to meet and function as a joint committee to study and recommend policy directives for the state of Louisiana regarding issues related to juvenile competency, which may include the implementation of a pilot project to develop a process of competency determination, restoration, and mental health intervention, recommendations for a plan of statewide implementation, and determination of the cost of implementation.

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

HOUSE CONCURRENT RESOLUTION NO. 142—

BY REPRESENTATIVE BARROW
A CONCURRENT RESOLUTION

To urge and request the Louisiana State University Health Sciences Center-Health Care Services Division to take all necessary measures to name the library located at the Earl K. Long Medical Center in Baton Rouge the "Jane Lambremont LSU Library" in honor of former library director Jane Lambremont.

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

HOUSE CONCURRENT RESOLUTION NO. 168—

BY REPRESENTATIVES GREENE, CURTIS, DOERGE, DURAND, E. GUILLORY, M. GUILLORY, HUTTER, JACKSON, KATZ, LABRUZZO, MCDONALD, AND WADDELL
A CONCURRENT RESOLUTION

To urge and request congress to amend the Americans with Disabilities Act (ADA) and the Fair Housing Act (FHA) to allow state and local governments to prevent the placement of group homes for former substance abusers in proximity to day care centers and preschools.

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

HOUSE CONCURRENT RESOLUTION NO. 201—(Substitute for House Concurrent Resolution No. 31 by Representative Robideaux)

BY REPRESENTATIVE ROBIDEAUX
A CONCURRENT RESOLUTION

To direct the secretary of the Department of Revenue to design an appropriate notice to displaced citizens of this state providing information on domicile and residence requirements for filing individual income taxes as provided in Title 47 of the Louisiana Revised Statutes of 1950 and to expeditiously mail such notice to all displaced citizens of Louisiana.

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

HOUSE CONCURRENT RESOLUTION NO. 219—

BY REPRESENTATIVE FRITH
A CONCURRENT RESOLUTION

To commend the Lady Tarpons of South Cameron High School for winning the Class 1A State Softball Championship.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Ellington	Marionneaux
Adley	Fields	McPherson
Amedee	Fontenot	Mount

Bajoie	Gautreaux N	Murray
Barham	Heitmeier	Nevers
Broome	Hollis	Quinn
Cain	Jackson	Romero
Chaisson	Jones	Smith
Cheek	Kostelka	Theunissen
Dardenne	Lentini	Ullo
Dupre	Malone	

Total - 32

NAYS

Total - 0

ABSENT

Boasso	Gautreaux B	Shepherd
Cravins	Michot	
Duplessis	Schedler	

Total - 7

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

HOUSE CONCURRENT RESOLUTION NO. 220—

BY REPRESENTATIVE GLOVER
A CONCURRENT RESOLUTION

To encourage the growth, technology, and workforce base of the Louisiana entertainment industries which have experienced a resurgence in the areas of film, digital media, and sound recording due to extremely competitive incentive programs offered to entertainment companies worldwide.

The resolution 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 REVENUE AND FISCAL AFFAIRS

Senator Mount, Chairman on behalf of the Committee on Revenue and Fiscal Affairs, submitted the following report:

May 22, 2006

To the President and Members of the Senate:

I am directed by your Committee on Revenue and Fiscal Affairs to submit the following report:

HOUSE BILL NO. 649—
BY REPRESENTATIVE SALTER
AN ACT

To enact R.S. 47:1998(G), relative to appeals of tax assessments; to provide for the payment of attorney fees, expert fees, and costs under certain circumstances; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 684—
BY REPRESENTATIVE ARNOLD
AN ACT

To amend and reenact R.S. 47:1978.1, 1992(F)(1) and (G), and 1997(C), relative to property assessment; to provide for listing and assessment procedures; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 958—
BY REPRESENTATIVE MONTGOMERY
AN ACT

To amend and reenact R.S. 47:303(B)(3)(b)(v), relative to the collection of local sales and use tax on motor vehicles; to specify procedure for resolution of boundary disputes between

May 22, 2006

taxing bodies; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 999—

BY REPRESENTATIVE HUNTER
AN ACT

To enact R.S. 40:600.25(C) and 600.26(D)(5), relative to the Louisiana Housing Trust Fund; to provide for the levy of fees by the Louisiana Housing Finance Agency; to provide for the deposit of the fees into the Louisiana Housing Trust Fund; and to provide for related matters.

Reported with amendments.

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.

Reported favorably.

Respectfully submitted,
WILLIE L. MOUNT
Chairman

REPORT OF COMMITTEE ON

RETIREMENT

Senator B. Gautreaux, Chairman on behalf of the Committee on Retirement, submitted the following report:

May 22, 2006

To the President and Members of the Senate:

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

SENATE CONCURRENT RESOLUTION NO. 94—

BY SENATORS B. GAUTREAU, BOASSO, DARDENNE AND SHEPHERD

A CONCURRENT RESOLUTION

To authorize the board of trustees of the Louisiana State Employees' Retirement System to grant a cost-of-living increase to eligible benefit recipients; to provide for the maximum amount of such increase; and to provide for an effective date.

Reported favorably.

SENATE BILL NO. 88—

BY SENATOR B. GAUTREAU
AN ACT

To amend and reenact R.S. 11:1006(A)(1) and (B), relative to the Louisiana School Employees' Retirement System; to provide with respect to reemployment of retirees; to provide for limitation on earnings; to provide for payment to the system of amounts in excess of such limitation; to provide for an effective date; and to provide for related matters.

Reported favorably.

Respectfully submitted,
D.A. "BUTCH" GAUTREAU
Chairman

Messages from the House

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

Message from the House

PASSED SENATE BILLS AND JOINT RESOLUTIONS

May 22, 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 the following Senate Bills and Joint Resolutions:

SENATE BILL NO. 162—

BY SENATOR ELLINGTON
AN ACT

To repeal R.S. 56:320(A)(5), relative to wire nets; to repeal the provision that a wire net shall only be used for the taking of legal size catfish; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 646—

BY SENATOR MURRAY AND REPRESENTATIVE T. POWELL
AN ACT

To enact R.S. 18:1505.2(S), relative to campaign finance; to prohibit certain campaign contributions made to candidates seeking the office of the commissioner of insurance; to prohibit service providers who contract or subcontract with the Louisiana Citizens Property Insurance Corporation from making campaign contributions to such candidates; to define the term service provider; to provide for applicability to certain campaign contributions; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 692—

BY SENATOR ADLEY
AN ACT

To authorize the state of Louisiana, acting through the Military Department, and the secretary of the Department of Wildlife and Fisheries to sell, convey, transfer, assign, and deliver to each other certain state property located in Webster Parish.

Reported without amendments.

SENATE BILL NO. 196—

BY SENATOR MCPHERSON
AN ACT

To amend and reenact R.S. 3:3414, relative to the Agricultural Commodity Dealer and Warehouse Law; to require warehousemen to provide quarterly statements to producers contracting for storage of grain; and to provide for related matters.

Reported without amendments.

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

Privilege Report of the Committee on Senate and Governmental Affairs

ENROLLMENTS

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

May 22, 2006

To the President and Members of the Senate:

I am directed by your Committee on Senate and Governmental

Affairs to submit the following report:

The following Senate Concurrent Resolutions have been properly enrolled:

SENATE CONCURRENT RESOLUTION NO. 91—
BY SENATOR MOUNT AND REPRESENTATIVE JOHNS
A CONCURRENT RESOLUTION

To commend and to congratulate Kathy Bonsall of Sulphur High School on receipt of the Presidential Award for Excellence in Mathematics and Science Teaching for 2005 and to recognize her contributions to education and the teaching profession.

SENATE CONCURRENT RESOLUTION NO. 93—
BY SENATOR JONES AND REPRESENTATIVES HAMMETT, HUNTER AND THOMPSON
A CONCURRENT RESOLUTION

To commend and congratulate Irene Velma King upon the occasion of her one hundredth birthday.

Respectfully submitted,
CHARLES D. JONES
Chairman

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

**Privilege Report of the Committee on
Senate and Governmental Affairs**

ENROLLMENTS

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

May 19, 2006

To the President and Members of the Senate:

I am directed by your Committee on Senate and Governmental Affairs to submit the following report:

The following Senate Resolutions have been properly enrolled:

SENATE RESOLUTION NO. 56—
BY SENATOR FIELDS
A RESOLUTION

To urge and request the governor's office of homeland security and emergency preparedness to establish a statewide planning and mapping system of public buildings for use as shelters to accommodate persons in need of being placed in a safe environment whenever a state of emergency has been declared due to a natural disaster.

SENATE RESOLUTION NO. 60—
BY SENATORS DARDENNE AND BROOME
A RESOLUTION

To commend and congratulate April Burkholder, Kelly Lea, and Terin Martinjak, the seniors on the 2006 Louisiana State University Gymnastics team on their individual accomplishments and their superlative team leadership.

SENATE RESOLUTION NO. 61—
BY SENATORS DARDENNE AND BROOME
A RESOLUTION

To commend and congratulate April Burkholder on becoming the 2006 National Collegiate Balance Beam Champion and to acknowledge her incredible career as a Louisiana State University gymnast, her innumerable personal achievements, and her outstanding contributions to her team, her school, and her community.

SENATE RESOLUTION NO. 67—

BY SENATORS BARHAM, HINES, ADLEY, AMEDEE, BAJOIE, BOASSO, BROOME, CAIN, CHAISSON, CHEEK, CRAVINS, DARDENNE, DUPLESSIS, DUPRE, ELLINGTON, FIELDS, FONTENOT, B. GAUTREAUX, N. GAUTREAUX, HEITMEIER, HOLLIS, JACKSON, JONES, KOSTELKA, LENTINI, MALONE, MARIONNEAUX, MCPHERSON, MICHOT, MOUNT, MURRAY, NEVERS, QUINN, ROMERO, SCHEDLER, SHEPHERD, SMITH, THEUNISSEN AND ULLO
A RESOLUTION

To rededicate Duval Hall in tribute to legendary Louisianian, Senator Claude B. Duval for his incredible energy and his tremendous initiative to establish a Senate committee room area and office space for Senate members.

SENATE RESOLUTION NO. 68—
BY SENATOR HINES
A RESOLUTION

To commend and congratulate the Second Harvest Food Bank for its recovery efforts after hurricanes Katrina and Rita.

SENATE RESOLUTION NO. 69—

BY SENATORS DUPLESSIS, ADLEY, AMEDEE, BAJOIE, BARHAM, BOASSO, BROOME, CAIN, CHAISSON, CHEEK, CRAVINS, DARDENNE, DUPRE, ELLINGTON, FIELDS, FONTENOT, B. GAUTREAUX, N. GAUTREAUX, HEITMEIER, HINES, HOLLIS, JACKSON, JONES, KOSTELKA, LENTINI, MALONE, MARIONNEAUX, MCPHERSON, MICHOT, MOUNT, MURRAY, NEVERS, QUINN, ROMERO, SCHEDLER, SHEPHERD, SMITH, THEUNISSEN AND ULLO
A RESOLUTION

To commend and congratulate the Louisiana students participating in The Hamburg Ten project, extend best wishes for a productive stay in Germany, and thank the sponsors of the trip for their efforts.

SENATE RESOLUTION NO. 70—

BY SENATORS SCHEDLER, ADLEY, AMEDEE, BAJOIE, BARHAM, BOASSO, BROOME, CAIN, CHAISSON, CHEEK, CRAVINS, DARDENNE, DUPLESSIS, DUPRE, ELLINGTON, FIELDS, FONTENOT, B. GAUTREAUX, N. GAUTREAUX, HEITMEIER, HINES, HOLLIS, JACKSON, JONES, KOSTELKA, LENTINI, MALONE, MARIONNEAUX, MCPHERSON, MICHOT, MOUNT, MURRAY, NEVERS, QUINN, ROMERO, SHEPHERD, SMITH, THEUNISSEN AND ULLO
A RESOLUTION

To express the sincere and heartfelt condolences of the Legislature of Louisiana upon the passing of Dr. Martin Dwight Woodin, fifteenth president of the Louisiana State University System and to recognize his many contributions to the advancement of postsecondary education in Louisiana.

SENATE RESOLUTION NO. 71—
BY SENATOR HINES
A RESOLUTION

To commend and congratulate Mr. Walter Lee for his fifty years of public service as Clerk of Court of Evangeline Parish.

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.

SENATE RESOLUTION NO. 73—

BY SENATORS ULLO, ADLEY, AMEDEE, BAJOIE, BARHAM, BOASSO, BROOME, CAIN, CHAISSON, CHEEK, CRAVINS, DARDENNE, DUPLESSIS, DUPRE, ELLINGTON, FIELDS, FONTENOT, B. GAUTREAUX, N. GAUTREAUX, HEITMEIER, HINES, HOLLIS, JACKSON, JONES, KOSTELKA, LENTINI, MALONE, MARIONNEAUX, MCPHERSON, MICHOT, MOUNT, MURRAY, NEVERS, QUINN, ROMERO, SCHEDLER, SHEPHERD, SMITH AND THEUNISSEN
A RESOLUTION

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

SENATE RESOLUTION NO. 74—
BY SENATORS BAJOIE AND FIELDS
A RESOLUTION

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

Respectfully submitted,
CHARLES D. JONES
Chairman

The foregoing Senate Resolutions were signed by the President of the Senate and presented to the Secretary of State by the Secretary.

Message to the Secretary of State

**SIGNED
SENATE CONCURRENT RESOLUTIONS**

May 19, 2006

To the Honorable Secretary of State:

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

SENATE CONCURRENT RESOLUTION NO. 64—
BY SENATOR NEVERS
A CONCURRENT RESOLUTION

To urge and request that the Department of Health and Hospitals open a mental health facility and provide additional mental health treatment opportunities to address the mental health crisis occurring in the wake of the devastation of Hurricane Katrina and Hurricane Rita.

SENATE CONCURRENT RESOLUTION NO. 71—
BY SENATOR MOUNT AND REPRESENTATIVE KLECKLEY
A CONCURRENT RESOLUTION

To express the sincere and heartfelt condolences of the Legislature of Louisiana upon the death of Cathryn Corman Morris and to record for posterity the enduring appreciation of the members for her lifetime of contributions to her family and community.

SENATE CONCURRENT RESOLUTION NO. 70—
BY SENATOR HINES AND REPRESENTATIVE WALKER
A CONCURRENT RESOLUTION

To commend Earl Barbry, Sr., Chairman of the Tunica-Biloxi Tribe of Louisiana, on being selected as a 2006 Louisiana Legend.

SENATE CONCURRENT RESOLUTION NO. 69—
BY SENATOR HINES
A CONCURRENT RESOLUTION

To declare and designate May 4, 2006, as Together Rx Access Awareness Day.

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.

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.

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."

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

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

SENATE CONCURRENT RESOLUTION NO. 72—
BY SENATORS DUPRE AND B. GAUTREAUX AND REPRESENTATIVES BALDONE, DARTEZ AND DOVE
A CONCURRENT RESOLUTION

To memorialize the Congress of the United States to immediately authorize the Morganza to the Gulf Hurricane Protection Project, and to urge and request the U.S. Army Corps of Engineers to include such recommendation in its pending interim report to Congress.

Respectfully submitted,
GLENN A. KOEPP
Secretary of the Senate

The Senate Concurrent Resolutions contained herein were presented to the Secretary of State by the Secretary.

Message from the House

**SIGNED HOUSE BILLS AND
JOINT RESOLUTIONS**

May 22, 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 Bills and Joint Resolutions:

HOUSE BILL NO. 15—
BY REPRESENTATIVE MARTINY
AN ACT

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

HOUSE BILL NO. 26—
BY REPRESENTATIVE MARTINY
AN ACT

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

HOUSE BILL NO. 64—
BY REPRESENTATIVES DORSEY, BALDONE, BRUCE, BURRELL, CAZAYOUX, CRAVINS, LAFLEUR, WHITE, ALEXANDER, ARNOLD, BADON, BEARD, K. CARTER, R. CARTER, CRANE, CROWE, DAMICO, DANIEL, DARTEZ, DEWITT, DOVE, DOWNS, DURAND, ERDEY, FARRAR, FAUCHEUX, FRITH, GALLOT, GEYMAN, GLOVER, GRAY, GREENE, E. GUILLORY, M. GUILLORY, HARRIS, HEBERT, HILL, HONEY, JOHNS, KATZ, KENNEY, KLECKLEY, LABRUZZO, MARTINY, MONTGOMERY, MORRISH, ODINET, PIERRE, T. POWELL, QUEZAIRE, RICHMOND, RITCHIE, ROMERO, SCALISE, SCHNEIDER, SMILEY, GARY SMITH, JANE SMITH, ST. GERMAIN, STRAIN, THOMPSON, TOOMY, TOWNSEND, TRAHAN, TUCKER, WALKER, WALSWORTH, WINSTON, AND WOOTON AND SENATORS MOUNT AND SCHEDLER
AN ACT

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

HOUSE BILL NO. 101—
BY REPRESENTATIVE MARTINY
AN ACT

To amend and reenact R.S. 14:67.2(B)(2) and (3), 67.5(B)(2) and (3), 67.9(2) and (3), 67.10(B)(2) and (3), 67.13(B)(2) and (3), 68.2(C)(2) and (3), 68.7(B)(1)(b), 70.2(C)(3) and (4), 70.4(E)(2) and (3), 71(D) and (E), and 143(C)(3) and (10) and Code of

Criminal Procedure Article 211(A)(introductory paragraph), relative to the crime of theft; to provide for a uniform system of gradations based upon the value of the goods taken for the different crimes of theft defined by Louisiana law; to provide for a uniform system of gradations based upon the value of the goods taken for certain crimes which are misappropriations without violence and defined by Louisiana law; to provide for the adoption of certain ordinances comparable to the crime of theft of animals and theft of an alligator and incorporating the gradation scale; to provide for the issuance of a summons instead of an arrest warrant in certain cases of theft or illegal possession of stolen things; and to provide for related matters.

HOUSE BILL NO. 102—

BY REPRESENTATIVES MARTINY AND SCALISE
AN ACT

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

HOUSE BILL NO. 122—

BY REPRESENTATIVE TOWNSEND
AN ACT

To enact R.S. 14:93.15 and R.S. 26:90(A)(16) and 286(A)(16), relative to alcoholic beverage vaporizers; to provide for the crime of selling, delivering, giving away, purchasing, possessing, or using an alcoholic beverage vaporizer; to provide for penalties; to prohibit the sale, delivery, or give away of alcohol dispensed by means of an alcoholic beverage vaporizer on licensed premises; to prohibit the purchase, possession, or use of an alcoholic beverage vaporizer machine on licensed premises; to prohibit allowing a customer or other person to keep or use an alcoholic beverage vaporizer on licensed premises; and to provide for related matters.

HOUSE BILL NO. 164—

BY REPRESENTATIVE MARTINY
AN ACT

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

HOUSE BILL NO. 167—

BY REPRESENTATIVE BADON
AN ACT

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

HOUSE BILL NO. 187—

BY REPRESENTATIVE MARTINY
AN ACT

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

HOUSE BILL NO. 215— (Duplicate of Senate Bill No. 165)

BY REPRESENTATIVE DOERGE AND SENATOR MOUNT
AN ACT

To amend and reenact Children's Code Article 603(14) and enact Children's Code Articles 603(16.1) and 610(G), relative to a child in need of care; to provide with respect to the definitions of neglect and prenatal neglect; to provide for the duty of a physician to order a toxicology test; and to provide for related

matters.

HOUSE BILL NO. 220—

BY REPRESENTATIVES M. GUILLORY, ARNOLD, BADON, BALDONE, BARROW, BAYLOR, BURNS, CRAVINS, CURTIS, DANIEL, DARTEZ, DOVE, DURAND, ERDEY, FANNIN, FARRAR, FAUCHEUX, FRITH, GLOVER, E. GUILLORY, HARRIS, HEATON, HEBERT, HILL, HONEY, HUTTER, JACKSON, KENNARD, KENNEY, LAFONTA, MCVEA, ODINET, PIERRE, M. POWELL, QUEZAIRE, RICHMOND, ROMERO, SCALISE, SCHNEIDER, GARY SMITH, JACK SMITH, JANE SMITH, ST. GERMAIN, STRAIN, THOMPSON, TOOMY, TOWNSEND, TRAHAN, WALKER, WHITE, AND WOOTON

AN ACT

To amend and reenact Code of Criminal Procedure Article 611, relative to venue; to provide venue for the crime of identity theft; and to provide for related matters.

HOUSE BILL NO. 264—

BY REPRESENTATIVES SCALISE, BALDONE, KATZ, AND SCHNEIDER
AND SENATORS DUPRE, MOUNT, AND SCHEDLER

AN ACT

To amend and reenact R.S. 14:62.5(C), relative to the crime of looting; to delete as an element of the crime that a defendant knew or should have known that a declaration of emergency existed; and to provide for related matters.

HOUSE BILL NO. 352—

BY REPRESENTATIVE GALLOT
AN ACT

To amend and reenact R.S. 12:142.1(A), relative to dissolution of a corporation; to provide for the qualifications for dissolution by affidavit; and to provide for related matters.

HOUSE BILL NO. 364—

BY REPRESENTATIVES WALSWORTH, ALARIO, ALEXANDER, ARNOLD, BADON, BARROW, BAYLOR, BEARD, BRUCE, BURRELL, CRAVINS, CURTIS, DAMICO, DANIEL, DARTEZ, DOERGE, DOVE, DOWNS, DURAND, ERDEY, FANNIN, FAUCHEUX, FRITH, GALLOT, GLOVER, E. GUILLORY, HARRIS, HEBERT, HILL, KATZ, KENNEY, LAFONTA, LAMBERT, LANCASTER, MARCHAND, MARTINY, MCDONALD, MONTGOMERY, ODINET, PIERRE, PINAC, PITRE, M. POWELL, T. POWELL, RICHMOND, RITCHIE, SCALISE, SCHNEIDER, SMILEY, GARY SMITH, JANE SMITH, JOHN SMITH, STRAIN, THOMPSON, TOOMY, TOWNSEND, TRAHAN, TUCKER, WALKER, WHITE, AND WOOTON

AN ACT

To enact R.S. 14:67.21(B)(3), relative to crime of theft; to provide for the crime of theft against aged or disabled persons through a fraudulent or deceitful scheme; and to provide for related matters.

HOUSE BILL NO. 409—

BY REPRESENTATIVES SCALISE, ALEXANDER, ANSARDI, ARNOLD, BALDONE, BEARD, BOWLER, BRUCE, BURNS, BURRELL, K. CARTER, CAZAYOUX, CRANE, CRAVINS, CROWE, CURTIS, DAMICO, DEWITT, DORSEY, DOVE, DOWNS, DURAND, ERDEY, FANNIN, FRITH, GLOVER, GRAY, GREENE, HARRIS, HEATON, HEBERT, JACKSON, JOHNS, KATZ, KENNEY, LABRUZZO, LANCASTER, MARTINY, MCDONALD, MONTGOMERY, MORRISH, ODINET, PIERRE, PITRE, M. POWELL, T. POWELL, RITCHIE, ROMERO, SALTER, SCHNEIDER, SMILEY, JANE SMITH, JOHN SMITH, ST. GERMAIN, THOMPSON, TUCKER, WALKER, WALSWORTH, WHITE, WINSTON, AND WOOTON

AN ACT

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

HOUSE BILL NO. 410—

BY REPRESENTATIVES M. GUILLORY, ALARIO, BADON, BALDONE, BARROW, BEARD, BRUCE, CRANE, CRAVINS, CURTIS, DARTEZ, DOVE, DURAND, ERDEY, FANNIN, FAUCHEUX, FRITH, E. GUILLORY, HARRIS, HEBERT, JOHNS, KATZ, KENNARD, LAFLEUR, LAMBERT, LANCASTER, MCDONALD, MCVEA, ODINET, PIERRE, PINAC, PITRE, M. POWELL, T. POWELL, QUEZAIRE, RICHMOND, RITCHIE, SCALISE, SCHNEIDER, GARY SMITH, JACK SMITH, JANE SMITH, JOHN SMITH, ST. GERMAIN, STRAIN, TOWNSEND, WALKER, WALSWORTH, AND WHITE

AN ACT

To amend and reenact R.S. 14:67.16(B) and (C) and 67.21(B) and to enact R.S. 14:67.16(A)(1)(m) and (n), relative to theft; to p r

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vide for personal identifying information; to provide for identity theft; to provide for theft of the assets of aged or disabled persons; and to provide for related matters.

HOUSE BILL NO. 425—
BY REPRESENTATIVES CAZAYOUX AND QUEZAIRE
AN ACT

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

HOUSE BILL NO. 602—
BY REPRESENTATIVES PINAC, BRUCE, BURRELL, CROWE, DOERGE, FRITH, KLECKLEY, T. POWELL, RITCHIE, GARY SMITH, STRAIN, THOMPSON, WADDELL, WALSWORTH, AND WINSTON
AN ACT

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

HOUSE BILL NO. 616—
BY REPRESENTATIVE PINAC
AN ACT

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

HOUSE BILL NO. 743—
BY REPRESENTATIVE HUTTER
AN ACT

To enact R.S. 14:62.7, relative to offenses against property; to create the crime of unauthorized entry of a dwelling during times of disaster or emergency; to provide for penalties; to provide for exceptions; and to provide for related matters.

HOUSE BILL NO. 796—
BY REPRESENTATIVES MARTINY, ANSARDI, AND THOMPSON AND SENATORS DARDENNE, LENTINI, AND MCPHERSON
AN ACT

To enact R.S. 49:170.14, relative to state symbols; to provide for the official state song for Hurricane Katrina and Hurricane Rita recovery efforts; to provide for the official state troubadour; and to provide for related matters.

HOUSE BILL NO. 798—
BY REPRESENTATIVE HUTTER
AN ACT

To enact Chapter 19-E of Title 51 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 51:1751 through 1754, relative to anti-phishing provisions; to provide for definitions; to provide for unlawful requests; to provide for remedies; and to provide for related matters.

HOUSE BILL NO. 865—
BY REPRESENTATIVE MARTINY
AN ACT

To amend and reenact R.S. 14:64.3, relative to commission of the crimes of armed robbery or attempted armed robbery when the dangerous weapon used is a firearm; to provide relative to additional penalties; and to provide for related matters.

HOUSE BILL NO. 988—
BY REPRESENTATIVES TRAHAN, BADON, BALDONE, BARROW, BAUDOIN, BOWLER, BRUCE, BURRELL, K. CARTER, CRANE, CRAVINS, CROWE, CURTIS, DARTEZ, DOERGE, DORSEY, DURAND, ERDEY, FAUCHEUX, FRITH, GLOVER, GRAY, E. GUILLORY, HARRIS, HEBERT, HOPKINS, HUTTER, JACKSON, KATZ, KENNEY, KLECKLEY, LANCASTER, MONTGOMERY, ODINET, PIERRE, PINAC, M. POWELL, T. POWELL, QUEZAIRE, RICHMOND, RITCHIE, SALTER, GARY SMITH, JACK SMITH, JANE SMITH, JOHN SMITH, ST. GERMAIN, STRAIN, THOMPSON, WADDELL, WALKER, WALSWORTH, WHITE, WINSTON, AND WOOTON AND SENATORS AMEDEE, DUPLESSIS, HOLLIS, MICHOT, AND SMITH
AN ACT

To amend and reenact R.S. 51:1402(4), (5), and (6), 1404(A)(introductory paragraph) and (1)(b) and (6), (B), and (C), 1405, 1406(3), 1407, 1408, 1409(A), (B), and (D), 1410, 1411(A) and (C), 1412(A) and (C), 1416, and 1417, to enact R.S. 51:1403, and to repeal R.S. 51:1404(A)(5), relative to the Unfair Trade Practices and Consumer Protection Law; to provide for definitions; to provide for the duties of the Governor's Consumer Protection Division; to provide for penalties for violations against elder persons; to provide for additional relief; to provide for investigative demands; to provide for investigative depositions; to provide for civil penalties; to provide for an effective date; and to provide for related matters.

HOUSE BILL NO. 1125—
BY REPRESENTATIVES DARTEZ, BALDONE, CAZAYOUX, AND WOOTON
AN ACT

To amend and reenact R.S. 14:81(A) and (C) and to enact R.S. 14:81(D) through (H), relative to indecent behavior with juveniles; to amend elements of the crime to provide that reasonable belief that the victim is under the age of seventeen is sufficient to commit the crime of indecent behavior with a juvenile; to provide for definitions; to provide that evidence seized resulting from the commission of the crime of indecent behavior with juveniles is considered contraband; to require sex offender registration if convicted for the crime of indecent behavior with juveniles; and to provide for related matters.

HOUSE BILL NO. 1154—
BY REPRESENTATIVES JACK SMITH, DANIEL, AND WALSWORTH
AN ACT

To enact R.S. 13:5305, relative to courts and judicial procedure; to provide with respect to drug division programs in district court; to provide for dismissal of certain criminal charges upon completion of drug division probation program; and to provide for related matters.

HOUSE BILL NO. 1299— (Duplicate of Senate Bill No. 690)
BY REPRESENTATIVE MONTGOMERY AND SENATOR ELLINGTON AND COAUTHORED BY REPRESENTATIVES BARROW, DANIEL, FRITH, PINAC, RITCHIE, AND WALSWORTH
AN ACT

To amend and reenact R.S. 4:1(A) and (B) and to enact R.S. 4:1(E), (F), (G), (H), and (I), relative to amusements and sports; to provide for the price printed on tickets; to provide for the reselling of certain tickets; to provide for procedures to resell certain tickets; to provide for ticket refunds; to provide for exceptions; and to provide for related matters.

HOUSE BILL NO. 48— (Duplicate of Senate Bill No. 177)
BY REPRESENTATIVE WHITE AND SENATOR FONTENOT AND COAUTHORED BY SENATOR MARIONNEAUX
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.

HOUSE BILL NO. 376—

BY REPRESENTATIVE MARTINY
AN ACT

To amend and reenact R.S. 15:711(G), 1111(I), and 1135(A), (B)(introductory paragraph) and (2), and (D), relative to work release programs; to provide for the eligibility of inmates convicted of certain offenses involving controlled dangerous substances to participate in work release programs; and to provide for related matters.

HOUSE BILL NO. 434—

BY REPRESENTATIVES ALARIO AND SALTER
AN ACT

To enact R.S. 38:2212(D)(1)(c), relative to public contracts; to except projects for repairs of hurricane damage to state buildings from certain requirements of the Public Bid Law; to provide for an effective date; and to provide for related matters.

HOUSE BILL NO. 435—

BY REPRESENTATIVES GEYMAN AND SCHNEIDER
AN ACT

To amend and reenact R.S. 14:42(D)(2)(introductory paragraph), 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.

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.

HOUSE BILL NO. 452—

BY REPRESENTATIVES DOVE AND BALDONE AND SENATOR DUPRE
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.

HOUSE BILL NO. 572—

BY REPRESENTATIVES CRAVINS, GEYMAN, ALEXANDER, ARNOLD, BADON, BALDONE, BARROW, BAYLOR, BOWLER, BRUCE, BURNS, BURRELL, K. CARTER, CAZAYOUX, CURTIS, DARTEZ, DORSEY, DOVE, DOWNS, DURAND, ERDEY, FANNIN, FAUCHEUX, FRITH, GALLOT, GLOVER, GRAY, GREENE, E. GUILLORY, M. GUILLORY, HARRIS, HEATON, HEBERT, HONEY, HUTTER, JACKSON, JEFFERSON, JOHNS, KATZ, LABRUZZO, LAFFLEUR, LANCASTER, MARTINY, MCDONALD, MONTGOMERY, MORRELL, MORRISH, ODINET, PIERRE, PITRE, M. POWELL, T. POWELL, QUEZAIRE, RICHMOND, RITCHIE, ROMERO, SCALISE, SCHNEIDER, GARY SMITH, JACK SMITH, JANE SMITH, JOHN SMITH, ST. GERMAIN, STRAIN, THOMPSON, TRAHAN, TRICHE, TUCKER, WADDELL, WALKER, WALSWORTH, WHITE, AND WOOTON AND SENATORS CHAISSON, B. GAUTREAUX, AND MOUNT

AN ACT

To amend and reenact R.S. 14:91.1(D)(2) and R.S. 15:542.1(D), (H)(2), and (M), to enact R.S. 15:541(3.1), 542.1(H)(3)(c), and Chapter 3-D of Title 15 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 15:560 through 560.4, and to repeal R.S. 15:542.1(B), relative to sex offenders; to provide for the creation of the Sex Offender Assessment Panel; to provide for its membership and duties; to provide for its applicability; to provide with respect to determinations made by such panels; to provide with respect to registration and notification of sex offenders; to provide with respect to monitoring of sex offenders; to repeal the provisions with regard to the sexually violent predator commission; to provide for definitions; and to provide for related matters.

HOUSE BILL NO. 637— (Duplicate of Senate Bill No. 179)

BY REPRESENTATIVE MARTINY AND SENATOR MOUNT AND COAUTHORED BY REPRESENTATIVES 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.

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.

HOUSE BILL NO. 730— (Duplicate of Senate Bill No. 579)

BY REPRESENTATIVE PINAC AND SENATOR AMEDEE
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.

HOUSE BILL NO. 774—

BY REPRESENTATIVES ALARIO AND SALTER
AN ACT

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

HOUSE BILL NO. 815— (Duplicate of Senate Bill No. 410)

BY REPRESENTATIVE WHITE AND SENATOR FONTENOT AND COAUTHORED BY REPRESENTATIVE KENNARD AND SENATOR 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 reappointment of the East Baton Rouge Parish School Board; to provide for effectiveness and for implementation; and to provide for related matters.

HOUSE BILL NO. 820—

BY REPRESENTATIVES TOOMY, ANSARDI, BOWLER, DAMICO, LABRUZZO, MARTINY, SCALISE, AND WOOTON AND SENATOR LENTINI

AN ACT

To amend and reenact R.S. 38:2212(A)(1)(f) and to enact R.S. 38:2212.1(B)(4), relative to public contracts; to authorize political subdivisions to develop their own uniform standards to receive bids for public works contracts or for acquiring materials, supplies, or equipment electronically; to provide for the development of uniform standards; and to provide for related matters.

HOUSE BILL NO. 837— (Duplicate of Senate Bill No. 65)

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

AN ACT

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

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HOUSE BILL NO. 841— (Duplicate of Senate Bill No. 587)
BY REPRESENTATIVE PINAC AND SENATOR AMEDEE

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.

HOUSE BILL NO. 921—
BY REPRESENTATIVE QUEZAIRE

AN ACT

To amend and reenact R.S. 48:381(E)(1)(a) and (F), relative to utility operators permitted to use and occupy highway rights-of-way; to add natural gas and propane distribution systems to the definition of utility operators; to provide relative to the fee for certain utility operators to use and occupy highway rights-of-way; and to provide for related matters.

HOUSE BILL NO. 1007—
BY REPRESENTATIVES BALDONE, SCALISE, AND SCHNEIDER AND SENATOR DUPRE

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.

and asked that the President of the Senate affix his signature to the same.

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

The House Bills and Joint Resolutions contained herein were signed by the President of the Senate.

Message from the House

SIGNED HOUSE CONCURRENT RESOLUTIONS

May 18, 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. 203—
BY REPRESENTATIVES SCALISE AND SALTER AND SENATOR HINES

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 REPRESENTATIVES RICHMOND, BADON, BARROW, BAYLOR, BURRELL, K. CARTER, CRAVINS, CURTIS, DORSEY, GALLOT, GLOVER, GRAY, E. GUILLORY, HARRIS, HONEY, HUNTER, JACKSON, JEFFERSON, LAFONTA, MARCHAND, MORRELL, PIERRE, AND QUEZAIRE AND SENATORS BAJOIE, BROOME, CRAVINS, DUPLESSIS, FIELDS, JACKSON, JONES, MURRAY, AND SHEPHERD

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. 210—
BY REPRESENTATIVES CROWE, SCHNEIDER, AND STRAIN AND SENATORS BOASSO AND NEVERS

A CONCURRENT RESOLUTION

To commend Chris Duhon for being named the Grand Winner of the Superintendent's Award for Outstanding Character and Citizenship, presented by the St. Tammany Parish superintendent of schools.

HOUSE CONCURRENT RESOLUTION NO. 211—
BY REPRESENTATIVE KLECKLEY AND SENATOR MOUNT

A CONCURRENT RESOLUTION

To commend the Barbe High School Buccaneers of Lake Charles for winning the State 5A baseball championship.

HOUSE CONCURRENT RESOLUTION NO. 213—
BY REPRESENTATIVES BAYLOR AND QUEZAIRE

A CONCURRENT RESOLUTION

To recognize Thursday, May 18, 2006, as Omega Psi Phi/Purple and Gold Day at the Louisiana State Capitol and to commend Omega Psi Phi Fraternity, Incorporated.

HOUSE CONCURRENT RESOLUTION NO. 214—
BY REPRESENTATIVES HONEY, BADON, BARROW, BAYLOR, BEARD, BURRELL, K. CARTER, CRANE, CRAVINS, CURTIS, DANIEL, DORSEY, GALLOT, GLOVER, GRAY, GREENE, E. GUILLORY, HARRIS, HUNTER, JACKSON, JEFFERSON, KENNARD, LAFONTA, MARCHAND, MCVEA, MORRELL, PIERRE, QUEZAIRE, RICHMOND, AND WHITE AND SENATORS BAJOIE, BROOME, CRAVINS, DARDENNE, DUPLESSIS, FIELDS, FONTENOT, JACKSON, JONES, MARIONNEAUX, MURRAY, AND SHEPHERD

A CONCURRENT RESOLUTION

To express the heartfelt condolences of the Legislature of Louisiana upon the death of Mr. Ryan Francis.

HOUSE CONCURRENT RESOLUTION NO. 8—
BY REPRESENTATIVES LAFONTA, K. CARTER, AND GRAY

A CONCURRENT RESOLUTION

To amend the Department of Economic Development, Small and Emerging Business Development Program rules to extend the period of time that a business may benefit from the program and to direct the Louisiana Register to print the amendments in the Louisiana Administrative Code.

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.

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:
Schedler 1 Day Duplessis 1 Day

Adjournment

Senator Bajoie moved that the Senate adjourn until Tuesday, May 23, 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 Tuesday, May 23, 2006.

GLENN A. KOEPP
Secretary of the Senate

GAYE F. HAMILTON
Journal Clerk

