

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

THIRTY-SEVENTH 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

Thursday, June 1, 2006

The Senate was called to order at 1:30 o'clock P.M., by Hon. Donald E. Hines, President of the Senate.

ROLL CALL

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

PRESENT

Mr. President	Duplessis	Malone
Adley	Dupre	Marionneaux
Amedee	Ellington	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	Uilo
Total - 36		

ABSENT

Fields	Schedler	Shepherd
Total - 3		

The President of the Senate announced there were 36 Senators present and a quorum.

Prayer

The prayer was offered by Dr. Rodney Taylor, 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**

June 1, 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. 69—
BY REPRESENTATIVE TOOMY
AN ACT

To enact Chapter 42 of Title 33 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 33:9600 through 9604, relative to the creation of certain judicial administrative districts to fund the offices of the clerks of court; to provide for boundaries of the districts; to provide that the clerk of court is the ex officio chief executive officer and governing authority of the district; to provide that each district is a political subdivision of the state and is authorized to incur debt; to provide for power and authority of the districts; to provide for the establishment of a special fund and expenditures from that fund; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 206—
BY REPRESENTATIVES R. CARTER, M. POWELL, AND SMILEY
A JOINT RESOLUTION

Proposing to amend Article V, Section 15(A) of the Constitution of Louisiana, to authorize the legislature by law to establish new judgeships for district courts with the new division having limited or specialized jurisdiction within the territorial jurisdiction of the district court and subject matter jurisdiction over family or juvenile matters as provided by law; to provide for submission of the proposed amendment to the electors; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 228—
BY REPRESENTATIVE WALKER
AN ACT

To amend and reenact Code of Civil Procedure Article 4843(H) and (L), relative to jurisdiction of city courts; to increase the jurisdictional amount in dispute in the City Court of Bunkie; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 229—
BY REPRESENTATIVE WALKER
AN ACT

To amend and reenact Code of Civil Procedure Article 4843(H) and (L), relative to jurisdiction of city courts; to increase the jurisdictional amount in dispute in the City Court of Marksville; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 291—
BY REPRESENTATIVE CAZAYOUX
AN ACT

To enact Children's Code Article 611(C), relative to the reporting of child abuse and neglect; to provide relative to the burden of proof in establishing the liability of a person filing a false report; to provide for penalties; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 350—
BY REPRESENTATIVE M. POWELL
AN ACT

To amend and reenact R.S. 13:1565(D) and to enact R.S. 13:1565.1, relative to the Juvenile Court for Caddo Parish; to require the clerk of court for the First Judicial District Court to be ex officio clerk of court for the Juvenile Court of Caddo Parish; to provide for expenses and salaries for the operation of the clerk of court for the Juvenile Court of Caddo Parish; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 351—
BY REPRESENTATIVE M. POWELL
AN ACT

To enact R.S. 13:1565.1, relative to the Juvenile Court for Caddo Parish; to establish a judicial expense fund for the court; to provide for deposit out of existing fees; to provide for uses of the separate account; to provide for limitations; to provide for an

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annual audit; to provide for prohibitions; and to provide for related matters.

Reported without amendments.

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

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

Reported without amendments.

HOUSE BILL NO. 453—
BY REPRESENTATIVES TOOMY, JOHNS, AND WALKER
AN ACT

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

Reported without amendments.

HOUSE BILL NO. 539—
BY REPRESENTATIVE R. CARTER
AN ACT

To enact R.S. 9:315.7(D) and (E), relative to the calculation of child support; to provide for deductions from the basic child support obligation; to provide relative to certain social security benefits; to provide relative to arrearages in child support obligations; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1219—
BY REPRESENTATIVE BOWLER
AN ACT

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

Reported without amendments.

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.

Reported with amendments.

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed House Bill No. 1222 by Representative Gallot

AMENDMENT NO. 1
On page 2, line 16, following "a copy" and before the end of the line delete "of such act a duplicate copy"

AMENDMENT NO. 2
On page 2, line 23, following "who" and before "contravene" delete "may"

HOUSE BILL NO. 1223—
BY REPRESENTATIVE GALLOT
AN ACT

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

Reported without amendments.

HOUSE BILL NO. 1359—
BY REPRESENTATIVES STRAIN AND DURAND
AN ACT

To enact R.S. 9:2793.5; relative to civil liability of nonprofit organizations; to provide a limitation of liability for the Louisiana Girl Scout Councils; to provide an exception for willful and wanton misconduct; and to provide for related matters.

Reported without amendments.

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

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

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

Reported without amendments.

HOUSE BILL NO. 1381— (Substitute for House Bill No. 421 by Representative Burrell)

BY REPRESENTATIVES BURRELL, ALARIO, ALEXANDER, ARNOLD, BADON, BAUDOUIN, BAYLOR, BEARD, BRUCE, BURNS, K. CARTER, CRANE, CRAVINS, CROWE, CURTIS, DAMICO, DANIEL, DARTEZ, DOERGE, DORSEY, DURAND, ERDEY, FANNIN, FAUCHEUX, FRITH, GRAY, GREENE, E. GUILLORY, M. GUILLORY, HARRIS, HEBERT, HOPKINS, HUTTER, JEFFERSON, KATZ, KENNEY, LABRUZZO, LAFLEUR, LAFONTA, MARTINY, MCDONALD, MCVEA, PIERRE, M. POWELL, T. POWELL, QUEZAIRE, RITCHIE, ROMERO, SALTER, SCALISE, SMILEY, GARY SMITH, JANE SMITH, JOHN SMITH, ST. GERMAIN, STRAIN, THOMPSON, TOWNSEND, TRAHAN, TRICHE, TUCKER, WADDELL, WALKER, WALSWORTH, AND WHITE
AN ACT

To enact R.S. 14:91.14, 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; to create the crime of prohibited sales of computer or video games to minors; to provide for definitions; to provide for penalties; and to provide for related matters.

Reported without amendments.

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.

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

PASSED SENATE BILLS AND JOINT RESOLUTIONS

May 30, 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. 216—
BY SENATOR JACKSON

AN ACT

To amend and reenact R.S. 40:1379.1(F), (G), (H), (I), (J), (K), (L), and (M) and to enact R.S. 40:1379.1(N), relative to powers and duties of the superintendent of the state police; to provide for issuance of special officer commission to commissioned law enforcement officer responding pursuant to a request for assistance under the Southern Regional Homeland Security and Emergency Preparedness Management Assistance Compact, during a declared state of emergency or disaster; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 573—
BY SENATOR N. GAUTREUX

AN ACT

To enact R.S. 3:4617(F), relative to the Louisiana Weights and Measures Law; to provide for the commercial use of the terms "Cajun" and "Louisiana Creole"; to provide the legislative determinations; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 33—

BY SENATORS NEVERS, ELLINGTON, B. GAUTREUX, N. GAUTREUX, MOUNT, ROMERO AND SCHEDLER
AN ACT

To amend and reenact R.S. 14:87, to enact R.S. 40:1299.30 and to repeal R.S. 40:1299.31 through R.S. 40:1299.35.18, relative to abortion; to prohibit abortion of a human being, except when necessary to save the life of the mother; to provide for criminal consequences for violations; to provide for the act to only become effective upon the occurrence of certain events; to provide for severability; 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

June 1, 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. 109—

BY SENATOR MCPHERSON
A CONCURRENT RESOLUTION

To express the sincere and heartfelt condolences of the Legislature of Louisiana upon the passing of Winborn E. Davis, health care professional, consultant, educator, author, and administrator.

Reported without amendments.

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

Message from the House

ASKING CONCURRENCE IN HOUSE BILLS AND JOINT RESOLUTIONS

June 1, 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. 300—

BY REPRESENTATIVE DANIEL
AN ACT

To enact R.S. 11:710(E), relative to the employment of certain retirees of the Teachers' Retirement System of Louisiana; to provide for the employment of certain retirees who were employed by a Louisiana public postsecondary education institution subject to certain limitations; to provide for benefits; to provide for the forfeiture of employer and employee contributions; to provide for effectiveness; and to provide for related matters.

HOUSE BILL NO. 408—

BY REPRESENTATIVE HUNTER
AN ACT

To amend and reenact R.S. 46:1606(B) and (D) and to enact R.S. 46:1606(F) and 1608(F), relative to councils on aging; to provide for the distribution of funds to parish councils on aging

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in the event of a disaster; to provide for an effective date; and to provide for related matters.

HOUSE BILL NO. 624—
BY REPRESENTATIVE WINSTON
AN ACT

To enact R.S. 40:1501.6, relative to fire protection districts in St. Tammany Parish; to prohibit the levy and collection of certain ad valorem taxes by such districts in areas which have been annexed by the city of Covington; to provide for exceptions; and to provide for related matters.

HOUSE BILL NO. 672—
BY REPRESENTATIVE CURTIS
AN ACT

To amend and reenact R.S. 11:788(B)(2)(a) and (3), relative to the Deferred Retirement Option Plan Account of the Teachers' Retirement System of Louisiana; to provide for the time period during which certain members may make a one-time option to redeposit amounts disbursed; to provide limitations on monies eligible for redeposit; to provide certain conditions for implementation; and to provide for related matters.

HOUSE BILL NO. 1018—
BY REPRESENTATIVE SCHNEIDER AND SENATOR B. GAUTREAUX
AN ACT

To amend and reenact R.S. 11:2178(B)(1)(b), (C)(1), (K)(introductory paragraph) and (1), and (M), relative to Sheriffs' Pension and Relief Fund; to provide for the calculation of final average compensation; to provide with respect to the funding of and limitations on cost-of-living increases; to provide for a one-time adjustment in benefits for certain members subject to limitations; and to provide for related matters.

HOUSE BILL NO. 1108—
BY REPRESENTATIVE MARCHAND
AN ACT

To enact Chapter 13-G of Title 33 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 33:4720.91.1, and R.S. 36:4(B)(1)(r), relative to the Lower Ninth Ward Improvement Authority; to create the authority as a state agency within the office of the governor; to provide for the membership and the powers and duties of the authority; to provide relative to the records of the authority; and to provide for related matters.

HOUSE BILL NO. 1188—
BY REPRESENTATIVE LAFONTA
AN ACT

To amend and reenact R.S. 45:844.43(1) and to enact R.S. 45:844.43(21) and (22) and 844.45(C), relative to the Local Government Fair Competition Act; to provide for definitions; to provide for certain exemptions from the requirements of the Local Government Fair Competition Act; and to provide for related matters.

HOUSE BILL NO. 1314—
BY REPRESENTATIVE TOWNSEND
AN ACT

To amend and reenact R.S. 22:191(5)(d) and (e), (14)(introductory paragraph), and (18)(b), 192(A)(5) and (B), 195, and 197(C)(1) and to enact R.S. 22:191(5)(f), 192(C), 197(D)(5), and 200.1, relative to viatical settlements; to provide with respect to definitions; to provide relative to revocation or denial of licensure as a viatical settlement provider, viatical settlement broker, or viatical settlement investment agent; to provide with respect to prohibited practices; to provide relative to fraud prevention and control; to provide for applicability; 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. 300—
BY REPRESENTATIVE DANIEL
AN ACT

To enact R.S. 11:710(E), relative to the employment of certain retirees of the Teachers' Retirement System of Louisiana; to provide for the employment of certain retirees who were employed by a Louisiana public postsecondary education institution subject to certain limitations; to provide for benefits; to provide for the forfeiture of employer and employee contributions; to provide for effectiveness; and to provide for related matters.

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

HOUSE BILL NO. 408—
BY REPRESENTATIVE HUNTER
AN ACT

To amend and reenact R.S. 46:1606(B) and (D) and to enact R.S. 46:1606(F) and 1608(F), relative to councils on aging; to provide for the distribution of funds to parish councils on aging in the event of a disaster; 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. 624—
BY REPRESENTATIVE WINSTON
AN ACT

To enact R.S. 40:1501.6, relative to fire protection districts in St. Tammany Parish; to prohibit the levy and collection of certain ad valorem taxes by such districts in areas which have been annexed by the city of Covington; to provide for exceptions; and to provide for related matters.

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

HOUSE BILL NO. 672—
BY REPRESENTATIVE CURTIS
AN ACT

To amend and reenact R.S. 11:788(B)(2)(a) and (3), relative to the Deferred Retirement Option Plan Account of the Teachers' Retirement System of Louisiana; to provide for the time period during which certain members may make a one-time option to redeposit amounts disbursed; to provide limitations on monies eligible for redeposit; to provide certain conditions for implementation; and to provide for related matters.

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

HOUSE BILL NO. 1018—
BY REPRESENTATIVE SCHNEIDER AND SENATOR B. GAUTREAUX
AN ACT

To amend and reenact R.S. 11:2178(B)(1)(b), (C)(1), (K)(introductory paragraph) and (1), and (M), relative to Sheriffs' Pension and Relief Fund; to provide for the calculation of final average compensation; to provide with respect to the funding of and limitations on cost-of-living increases; to provide for a one-time adjustment in benefits for certain members subject to limitations; and to provide for related matters.

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

HOUSE BILL NO. 1108—
BY REPRESENTATIVE MARCHAND
AN ACT

To enact Chapter 13-G of Title 33 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 33:4720.91.1, and R.S. 36:4(B)(1)(r), relative to the Lower Ninth Ward Improvement

Authority; to create the authority as a state agency within the office of the governor; to provide for the membership and the powers and duties of the authority; to provide relative to the records of the authority; and to provide for related matters.

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

HOUSE BILL NO. 1188—
BY REPRESENTATIVE LAFONTA
AN ACT

To amend and reenact R.S. 45:844.43(1) and to enact R.S. 45:844.43(21) and (22) and 844.45(C), relative to the Local Government Fair Competition Act; to provide for definitions; to provide for certain exemptions from the requirements of the Local Government Fair Competition Act; and to provide for related matters.

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

HOUSE BILL NO. 1314—
BY REPRESENTATIVE TOWNSEND
AN ACT

To amend and reenact R.S. 22:191(5)(d) and (e), (14)(introductory paragraph), and (18)(b), 192(A)(5) and (B), 195, and 197(C)(1) and to enact R.S. 22:191(5)(f), 192(C), 197(D)(5), and 200.1, relative to viatical settlements; to provide with respect to definitions; to provide relative to revocation or denial of licensure as a viatical settlement provider, viatical settlement broker, or viatical settlement investment agent; to provide with respect to prohibited practices; to provide relative to fraud prevention and control; to provide for applicability; 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 31, 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. 252—
BY REPRESENTATIVE GRAY
A CONCURRENT RESOLUTION

To recognize the activities of the New Orleans Foster Care Awareness Campaign in bringing attention to the needs of foster families.

HOUSE CONCURRENT RESOLUTION NO. 253—
BY REPRESENTATIVES KATZ, ALARIO, ALEXANDER, ANSARDI, ARNOLD, BADON, BALDONE, BARROW, BAUDOIN, BAYLOR, BEARD, BOWLER, BRUCE, BRUNEAU, BURNS, BURRELL, K. CARTER, R. CARTER, CAZAYOUX, CHANDLER, CRANE, CRAVINS, CROWE, CURTIS, DAMICO, DANIEL, DARTEZ, DEWITT, DOERGE, DORSEY, DOVE, DOWNS, DURAND, ERDEY, FANNIN, FARRAR, FAUCHEUX, FRITH, GALLOT, GEYMANN, GLOVER, GRAY, GREENE, E. GUILLORY, M. GUILLORY, HAMMETT, HARRIS, HEATON, HEBERT, HILL, HONEY, HOPKINS, HUNTER, HUTTER, JACKSON, JEFFERSON, JOHNS, KENNARD, KENNEY, KLECKLEY, LABRUZZO, LAFLEUR, LAFONTA, LAMBERT, LANCASTER, MARCHAND, MARTINY, MCDONALD, MCVEA, MONTGOMERY, MORRELL, MORRISH, ODINET, PIERRE, PINAC, PITRE, M. POWELL, T. POWELL, QUEZAIRE, RICHMOND, RITCHIE, ROBIDEAUX, ROMERO, SALTER, SCALISE, SCHNEIDER, SMILEY, GARY SMITH, JACK SMITH, JANE SMITH, JOHN SMITH, ST. GERMAIN, STRAIN, THOMPSON, TOOMY, TOWNSEND, TRAHAN, TRICHE, TUCKER, WADDELL, WALKER, WALSWORTH, WHITE, WINSTON, AND WOOTON

A CONCURRENT RESOLUTION
To express sincere and heartfelt condolences upon the death of Dr. August G. Danti, professor emeritus at the University of Louisiana at Monroe and an active community volunteer.

HOUSE CONCURRENT RESOLUTION NO. 254—
BY REPRESENTATIVE CROWE

A CONCURRENT RESOLUTION
To urge and request the Department of Health and Hospitals to maximize the federal disproportionate share funding in order to meet the health care needs of individuals located in areas affected by Hurricanes Katrina and Rita which have been impacted by the closure of Charity Hospital in New Orleans.

HOUSE CONCURRENT RESOLUTION NO. 255—
BY REPRESENTATIVE ARNOLD

A CONCURRENT RESOLUTION
To urge and request the Crescent City Connection Division of the Department of Transportation and Development to request authorization from bond holders to provide free passage on the bridges and ferries it operates to disabled American veterans.

HOUSE CONCURRENT RESOLUTION NO. 256—
BY REPRESENTATIVE JEFFERSON

A CONCURRENT RESOLUTION
To urge and request the Louisiana Recovery Authority to include in The Road Home Housing Program a mortgage assistance program for persons displaced by Hurricane Katrina or Rita.

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. 252—
BY REPRESENTATIVE GRAY
A CONCURRENT RESOLUTION

To recognize the activities of the New Orleans Foster Care Awareness Campaign in bringing attention to the needs of foster families.

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

ROLL CALL

The roll was called with the following result:

YEAS		
Mr. President	Duplessis	Lentini
Adley	Dupre	McPherson
Amedee	Ellington	Michot
Bajoie	Fontenot	Mount
Barham	Gautreaux B	Murray
Broome	Gautreaux N	Nevers
Cain	Heitmeier	Quinn
Chaisson	Hollis	Romero
Cheek	Jackson	Smith
Cravins	Jones	Theunissen
Dardenne	Kostelka	Ullo
Total - 33		
NAYS		
Total - 0		
ABSENT		
Boasso	Malone	Schedler
Fields	Marionneaux	Shepherd

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Total - 6

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

HOUSE CONCURRENT RESOLUTION NO. 253—

BY REPRESENTATIVES KATZ, ALARIO, ALEXANDER, ANSARDI, ARNOLD, BADON, BALDONE, BARROW, BAUDOIN, BAYLOR, BEARD, BOWLER, BRUCE, BRUNEAU, BURNS, BURRELL, K. CARTER, R. CARTER, CAZAYOUX, CHANDLER, CRANE, CRAVINS, CROWE, CURTIS, DAMICO, DANIEL, DARTEZ, DEWITT, DOERGE, DORSEY, DOVE, DOWNS, DURAND, ERDEY, FANNIN, FARRAR, FAUCHEUX, FRITH, GALLOT, GEYMANN, GLOVER, GRAY, GREENE, E. GUILLORY, M. GUILLORY, HAMMETT, HARRIS, HEATON, HEBERT, HILL, HONEY, HOPKINS, HUNTER, HUTTER, JACKSON, JEFFERSON, JOHNS, KENNARD, KENNEY, KLECKLEY, LABRUZZO, LAFLEUR, LAFONTA, LAMBERT, LANCASTER, MARCHAND, MARTINY, MCDONALD, MCVEA, MONTGOMERY, MORRELL, MORRISH, ODINET, PIERRE, PINAC, PITRE, M. POWELL, T. POWELL, QUEZAIRE, RICHMOND, RITCHE, ROBIDEAUX, ROMERO, SALTER, SCALISE, SCHNEIDER, SMILEY, GARY SMITH, JACK SMITH, JANE SMITH, JOHN SMITH, ST. GERMAIN, STRAIN, THOMPSON, TOOMY, TOWNSEND, TRAHAN, TRICHE, TUCKER, WADDELL, WALKER, WALSWORTH, WHITE, WINSTON, AND WOOTON

A CONCURRENT RESOLUTION

To express sincere and heartfelt condolences upon the death of Dr. August G. Danti, professor emeritus at the University of Louisiana at Monroe and an active community volunteer.

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

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, Bajojie, Barham, Broome, Cain, Chaisson, Cheek, Cravins, Dardenne, Duplessis, Total - 34.

NAYS

Total - 0

ABSENT

Table with 3 columns: Name, Absent, Present. Lists names like Boasso, Fields, Total - 5.

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

HOUSE CONCURRENT RESOLUTION NO. 254—

BY REPRESENTATIVE CROWE A CONCURRENT RESOLUTION

To urge and request the Department of Health and Hospitals to maximize the federal disproportionate share funding in order to meet the health care needs of individuals located in areas affected by Hurricanes Katrina and Rita which have been impacted by the closure of Charity Hospital in New Orleans.

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

HOUSE CONCURRENT RESOLUTION NO. 255—

BY REPRESENTATIVE ARNOLD A CONCURRENT RESOLUTION

To urge and request the Crescent City Connection Division of the Department of Transportation and Development to request authorization from bond holders to provide free passage on the bridges and ferries it operates to disabled American veterans.

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

HOUSE CONCURRENT RESOLUTION NO. 256—

BY REPRESENTATIVE JEFFERSON A CONCURRENT RESOLUTION

To urge and request the Louisiana Recovery Authority to include in The Road Home Housing Program a mortgage assistance program for persons displaced by Hurricane Katrina or Rita.

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

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. 273—

BY REPRESENTATIVE ARNOLD AN ACT

To amend and reenact R.S. 11:2259(A)(Option 4), relative to the Firefighters' Retirement System; to provide regarding the retirement benefit option allowing a member to designate a person to receive a predetermined amount of benefits; to provide an effective date; and to provide for related matters.

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

HOUSE BILL NO. 448—

BY REPRESENTATIVE MARCHAND AN ACT

To enact R.S. 9:3509.4, relative to deferments on loans; to authorize the expenditure of funds during certain emergencies or disasters to facilitate communication of certain information; to require a lender to obtain written approval of borrowers prior to certain deferments granted due to a declared disaster or emergency; to provide for an effective date; and to provide for related matters.

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

HOUSE BILL NO. 591—

BY REPRESENTATIVE CRANE AN ACT

To amend and reenact R.S. 17:3802(C)(2)(a), relative to appropriations to the Board of Regents and to the State Board of Elementary and Secondary Education for administrative costs related to the Louisiana Quality Education Support Fund; to provide limitations; to provide an effective date; and to provide for related matters.

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

HOUSE BILL NO. 657—

BY REPRESENTATIVE SALTER AN ACT

To amend and reenact Section 1 and to repeal Section 2 of Act No. 453 of the 2005 Regular Session of the Legislature, which authorizes the state of Louisiana to forgive certain debt due to the state from the Sabine River Authority; to provide for an effective date; and to provide for related matters.

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

HOUSE BILL NO. 693—

BY REPRESENTATIVE JOHNS

AN ACT

To amend and reenact R.S. 40:972, 973(A), (C), (E), (F), (G)(1) and (2)(a), 974(A)(introductory paragraph) and (C), 975(A)(introductory paragraph) and (5), (B) through (E), and (G)(1) and (3), 976, 977, 984(introductory paragraph), 986(B)(introductory paragraph) and (3)(b), 988(A)(introductory paragraph), (B), and (C), 990(C), 992(A)(introductory paragraph), (B)(introductory paragraph), and (C) through (E), and 994, relative to controlled dangerous substances licenses; to provide for the transfer of the authority to issue licenses from the Department of Health and Hospitals to the Louisiana Board of Pharmacy; to provide for a fee schedule; to provide for administrative and enforcement exceptions; and to provide for related matters.

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

HOUSE BILL NO. 877—

BY REPRESENTATIVE DAMICO

AN ACT

To enact R.S. 30:2014(D)(5), relative to solid waste; to provide for fees collected from certain solid waste facilities; to authorize the secretary of the Department of Environmental Quality to promulgate rules and regulations; and to provide for related matters.

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

HOUSE BILL NO. 1012—

BY REPRESENTATIVE HEATON

AN ACT

To amend and reenact R.S. 11:1386, relative to the judges' noncontributory plan; to provide with respect to cost-of-living adjustments for judges who did not opt to become members of the Louisiana State Employees' Retirement System and for surviving spouses of such judges; to provide the procedures for determining the amount of such adjustments; to provide an effective date; and to provide for related matters.

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

HOUSE BILL NO. 1077—

BY REPRESENTATIVE FARRAR

AN ACT

To enact R.S. 11:811(F), relative to Teachers' Retirement System of Louisiana; to provide for service credit and retirement eligibility for members paid from school food service funds; to provide with respect to administrative error; to provide for refund of contributions; and to provide for related matters.

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

**House Concurrent Resolutions
on Second Reading**

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

HOUSE CONCURRENT RESOLUTION NO. 245—

BY REPRESENTATIVE DANIEL

A CONCURRENT RESOLUTION

To urge and request the office of motor vehicles to continue to improve its efficiency in delivering services to the citizens of Louisiana as those services are offered on the telephone, on the Internet, and at field offices around the state.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dupre	Lentini
Amedee	Ellington	Marionneau
Barham	Fontenot	McPherson
Broome	Gautreaux B	Michot
Cain	Gautreaux N	Murray
Chaisson	Heitmeier	Nevers
Cheek	Hollis	Romero
Cravins	Jackson	Smith
Dardenne	Jones	Theunissen
Duplessis	Kostelka	Ullo

Total - 30

NAYS

Total - 0

ABSENT

Adley	Fields	Quinn
Bajoie	Malone	Schedler
Boasso	Mount	Shepherd

Total - 9

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

HOUSE CONCURRENT RESOLUTION NO. 250—

BY REPRESENTATIVE ST. GERMAIN

A CONCURRENT RESOLUTION

To urge and request the Department of Transportation and Development to designate the portion of Louisiana Highway 1 in Iberville Parish as Veterans Memorial Highway and to erect proper signage along this route reflecting this designation.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 33

NAYS

Total - 0

ABSENT

Boasso	Malone	Schedler
Fields	Quinn	Shepherd

Total - 6

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

Reports of Committees

The following reports of committees were received and read:

REPORT OF COMMITTEE ON NATURAL RESOURCES

Senator Malone, Chairman on behalf of the Committee on Natural Resources, submitted the following report:

June 1, 2006

To the President and Members of the Senate:

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

SENATE BILL NO. 676— BY SENATOR HINES AND REPRESENTATIVE WALKER AN ACT

To amend and reenact R.S. 30:2000.2(1), relative to the Atchafalaya Basin Program; to provide certain definitions; to provide relative to the definition of "Atchafalaya Basin"; to extend the northern statutory boundary of the Atchafalaya Basin; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 783— BY REPRESENTATIVE TRICHE AN ACT

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

Reported with amendments.

HOUSE BILL NO. 1105— BY REPRESENTATIVE DANIEL AN ACT

To enact R.S. 49:214.4(B)(3), relative to coastal restoration; to provide for a coastal forest preservation, conservation, and restoration program; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 1231— BY REPRESENTATIVES WALKER, ALARIO, ALEXANDER, ANSARDI, BADON, BALDONE, BAUDOIN, BRUCE, BURNS, R. CARTER, DAMICO, DANIEL, DARTEZ, DOVE, DOWNS, DURAND, ERDEY, FANNIN, FAUCHEUX, FRITH, GALLOT, GLOVER, E. GUILLORY, HARRIS, HEATON, HEBERT, HILL, HOPKINS, HUTTER, KATZ, KENNEY, LABRUZZO, LANCASTER, MCDONALD, MONTGOMERY, ODINET, PIERRE, PINAC, PITRE, M. POWELL, QUEZAIRE, RICHMOND, ROBIDEAUX, ROMERO, SALTER, SCALISE, SCHNEIDER, SMILEY, GARY SMITH, JACK SMITH, JANE SMITH, JOHN SMITH, ST. GERMAIN, THOMPSON, TOWNSEND, TRAHAN, TUCKER, WADDELL, AND WALSWORTH

AN ACT

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

Reported favorably.

Respectfully submitted, MAX T. MALONE Chairman

REPORT OF COMMITTEE ON LOCAL AND MUNICIPAL AFFAIRS

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

June 1, 2006

To the President and Members of the Senate:

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

HOUSE BILL NO. 466— BY REPRESENTATIVE JACK SMITH AN ACT

To enact R.S. 33:2740.64, relative to the city of Franklin; to recognize the Franklin Downtown Development District of the city of Franklin as a downtown development district; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 467— BY REPRESENTATIVE WALSWORTH AN ACT

To enact R.S. 33:2740.64, relative to economic development in Ouachita Parish; to create and provide for the Bawcomville Economic Development District; to provide relative to the powers, duties boundaries, and governance of the district; to provide relative to district plans; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 625— BY REPRESENTATIVE JOHN SMITH AN ACT

To enact R.S. 33:4574.15 and to repeal Act No. 20 of the 1975 Regular Session of the Legislature of Louisiana, relative to tourism in western Louisiana; to change the name of the West Louisiana Tourist Development Region to Five Parishes West; to change the composition of the region; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 712— BY REPRESENTATIVES WALSWORTH AND KATZ AN ACT

To amend and reenact R.S. 33:2866.1(B), relative to sale of property adjudicated to parishes or municipalities; to provide with respect to the realtor's commission; to authorize the governing authority of certain parishes to establish a pilot program to determine the effectiveness of negotiating the amount of the fee or commission; to authorize such negotiation; to provide time limitations and to provide for review of such program; to provide a maximum amount of the fee or commission that is authorized to be paid; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 813— BY REPRESENTATIVE KENNARD AN ACT

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

Reported favorably.

HOUSE BILL NO. 814— BY REPRESENTATIVE KENNARD AN ACT

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

Reported favorably.

HOUSE BILL NO. 939—
BY REPRESENTATIVE CAZAYOUX
AN ACT

To amend and reenact R.S. 33:2531.1, relative to the municipal fire and police civil service; to provide relative to the continuation of applicability of certain provisions relative to the municipal fire and police civil service; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 994—
BY REPRESENTATIVE CAZAYOUX
AN ACT

To amend and reenact and as amended to arrange in proper statutory form and incorporate into the statutes the provisions of Article XIV, Section 15.1(26)(c) of the Constitution of 1921, continued as a statute by Article X, Section 18 of the Constitution of 1974, by amending and reenacting R.S. 33:2496(C), and to amend and reenact R.S. 33:2556(3), relative to temporary appointments in the fire and police civil service for municipalities, parishes, and fire protection districts; to increase the duration of emergency appointments; to provide for the duration of emergency appointments after a gubernatorially declared state of emergency; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 1037—
BY REPRESENTATIVE CAZAYOUX
AN ACT

To amend and reenact Paragraph 22 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. 33:2492 and 2552, relative to fire and police civil service boards; to provide relative to promotional and competitive employment tests provided by such boards; to provide relative to the administration of such tests by the state examiner; to provide relative to the notification of test scores; and to provide for related matters.

Reported favorably

HOUSE BILL NO. 1168—
BY REPRESENTATIVE JACK SMITH
AN ACT

To enact R.S. 33:2002(A)(3) and 2218.2(A)(3), relative to certain firemen and law enforcement officers; to authorize enhancement of the first-year salary of certain firemen and law enforcement officers; to require written disclosure of the temporary nature of such enhancement; to provide relative to reducing the salary of any fireman or law enforcement officer after a year; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 1281—
BY REPRESENTATIVE DORSEY
AN ACT

To enact R.S. 33:9038.1, relative to tax increment financing; to specify those taxes which may be levied and the increments of which may be pledged and dedicated in tax increment financing; to provide relative to the effect of the invalidity of any tax or tax increment on other taxes or tax increments; to provide for legislative intent; to provide for 7redesignation of certain statutes by the Louisiana State Law Institute; to provide for an effective date; and to provide for related matters.

Reported favorably.

Respectfully submitted,
CLEO FIELDS
Chairman

REPORT OF COMMITTEE ON

LABOR AND INDUSTRIAL RELATIONS

Senator Nevers, Chairman on behalf of the Committee on Labor and Industrial Relations, submitted the following report:

June 1, 2006

To the President and Members of the Senate:

I am directed by your Committee on Labor and Industrial Relations to submit the following report:

SENATE BILL NO. 321—
BY SENATOR NEVERS
AN ACT

To amend and reenact R.S. 23:1310.3 and R.S. 40:2203.1(A) and to enact R.S. 23:1034.3, relative to workers' compensation; to provide with respect to medical service agreements; to provide for rules governing the use and assignability of medical service agreements; to provide for notice requirements; to provide for penalties; to provide for jurisdiction over medical service agreements; and to provide for related matters.

Reported by substitute.

HOUSE BILL NO. 775—
BY REPRESENTATIVE HUNTER
AN ACT

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

Reported favorably.

HOUSE BILL NO. 1144—
BY REPRESENTATIVE BOWLER
AN ACT

To repeal R.S. 23:1221(4)(s)(v), relative to workers' compensation; to repeal the applicable dates for catastrophic injury claims; and to provide for related matters.

Reported favorably.

Respectfully submitted,
BEN W. NEVERS
Chairman

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

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

SENATE BILL NO. 100—
BY SENATOR CRAVINS
AN ACT

To amend and reenact R.S. 40:2120.11, 2120.12(1) and (2), 2120.13(A), (B), and (G), 2120.14, 2120.15(A), and 2120.16, relative to adult day health care providers; relative to revising the name of the program; to provide for the program as a mandatory Medicaid state plan program; and to provide for related matters.

Reported by substitute by the Committee on Health and Welfare. The bill was read by title; the committee substitute bill was read.

**SENATE BILL NO. —(Substitute of Senate Bill No. 100 by
Senator Cravins)**
BY SENATOR CRAVINS
AN ACT

To enact Part II-H of Chapter 11 of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:2120.41 through

June 1, 2006

2120.46, relative to adult day health care providers; to provide for purpose; to provide for definitions; to provide for licensure; to provide for rules, regulations, and licensing standards; to provide for license issuance, application, and onsite inspections; to provide for penalties; and to provide for related matters.

Be it enacted by the Legislature of Louisiana:

Section 1. Part II-H of Chapter 11 of Title 40 of the Louisiana Revised Statutes of 1950, comprised of R.S. 40:2120.41 through 2120.46, is hereby enacted to read as follows:

PART II-H. LICENSING OF ADULT DAY HEALTH CARE PROVIDERS

§2120.41. Purpose

A. The purpose of this Part is to provide an alternative to or a possible prevention of institutionalization of physically, mentally, or functionally impaired adults and to provide for the maintenance of services made available by adult day health care providers.

B. An adult day health care program shall be incorporated as a non-waiver program under the state Medicaid plan.

§2120.42. Definitions

As used in this Part:

(1) "Adult day health care" means a medical model adult day care program designed to provide services for medical, nursing, social, case management or personal care needs to adults who are physically or mentally impaired. Such services are rendered for five or more hours during a twenty-four hour weekday, by utilizing licensed professionals in a center-based nursing facility.

(2) "Adult day health care provider" or "provider" means any place owned or operated for profit or nonprofit by a person, society, agency, corporation, institution, or any other group wherein ten or more functionally impaired adults who are not related to the owner or operator of such agency are provided with adult day health care services, as defined in this Section.

(3) "Department" means the Louisiana Department of Health and Hospitals.

(4) "Functionally impaired adults" means persons seventeen years of age or older who are physically, mentally, or socially impaired to a degree that they are in need of supervision.

§2120.43. Licensure of adult day health care agencies

A.(1) No agency, institution, society, corporation, person or persons, or any other group providing adult day health care services may be established or operated or be reimbursed under the Medicaid program for such services unless licensed to perform such services by the department.

(2) A license issued to an adult day health care agency shall be valid for only one geographic location and shall be issued only for the person and premises named in the license application.

(3) A license issued under this Part shall be valid for one year from the date of issuance, unless revoked prior to that date.

(4) A license issued under this Part shall expire on the last day of the twelfth month after the date of issuance, unless otherwise renewed, or as set forth in rules promulgated by the department.

(5) A license issued under this Part shall be on a form prescribed by the department.

(6) A license issued under this Part shall not be transferable or assignable.

(7) A license issued to an adult day health care agency shall be posted in a conspicuous place on the licensed premises.

§2120.44. Rules and regulations; licensing standards

A. The licensing agency of the department is hereby authorized and directed to promulgate and publish rules, regulations, and licensing standards, in accordance with the Administrative Procedure Act, to provide for the licensure of adult day health care providers and to provide for the health, safety, and welfare of persons receiving services from such agencies or programs, and to provide for the safe operation of such agencies or programs. The rules, regulations, and licensing standards shall become effective upon approval by the secretary of the department in accordance with the Administrative Procedure Act. These rules, regulations, and licensing standards shall have the effect of law.

B. The licensing agency of the department shall prescribe,

promulgate, and publish rules, regulations, and licensing standards relative to adult day health care providers, to include but not be limited to the following:

(1) Licensure application and renewal application procedures and requirements.

(2) Operational and personnel requirements.

(3) Practice standards to assure quality of care.

(4) Practice standards to assure the health, safety, welfare, and comfort of patients, clients, and persons receiving services.

(5) Survey and complaint investigations.

(6) Initial and annual renewal of license.

(7) Provisional license.

(8) Denial, revocation, suspension, and nonrenewal of licenses, and the appeals therefrom.

(9) Planning, construction, and design of the facility to insure the health, safety, welfare, and comfort of patients, clients, and persons receiving services.

(10) Such other regulations or standards as will insure proper care and treatment of patients, clients, and persons receiving services, as may be deemed necessary for an effective administration of this Part.

C. The department may promulgate and publish other rules it deems necessary to streamline the application process and maximize participation of adults in need of adult day health care services. The rules, regulations, and licensing standards shall become effective upon approval by the secretary of the department in accordance with the Administrative Procedure Act. These rules and regulations shall have the effect of law.

§2120.45. License issuance; application; onsite inspection

A. Each application for licensure of an adult day health care provider shall be submitted to the department on forms prescribed by the licensing agency and shall contain such information as that agency may require. Additional information required by the licensing agency shall be provided by the applicant as requested.

B. Following receipt of the completed application, the licensing agency shall perform an onsite survey and inspection. If, after the onsite survey and inspection, the licensing agency finds that the facility meets the requirements established under this Part and the licensing standards adopted pursuant to this Part, a license shall be issued.

C. As a condition for a renewal of a license, the licensee must submit to the licensing agency a completed annual renewal application on forms prescribed by the licensing agency and shall contain such information as required by the agency. Upon receipt of the completed annual renewal application, the licensing agency shall determine if the facility continues to meet the requirements established under this Part and the licensing standards adopted pursuant to this Part. The licensing agency may perform an onsite survey and inspection upon annual renewal. If the facility continues to meet the requirements established under this Part and the licensing standards adopted pursuant to this Part, a license shall be issued which is valid for one year.

D. The licensing agency may perform an onsite inspection at reasonable times as necessary to insure compliance with the provisions of this Part.

§2120.46. Operation without license; penalty

A. An adult day health care provider shall not operate without a license issued by the licensing agency. Any such provider operating without a license shall be guilty of a misdemeanor and upon conviction shall be fined no less than one hundred nor more than five hundred dollars for each such offense. It shall be the responsibility of the department to inform the appropriate district attorney of the alleged violation to assure enforcement.

B. If an adult day health care provider is operating without a license issued by the licensing agency, the department shall have the authority to issue an immediate cease and desist order to that provider. Any such provider receiving such a cease and desist order from the department shall immediately cease operation until such time as that provider is issued a license by the applicable licensing agency.

C. The department shall seek an injunction in the

Nineteenth Judicial District Court against any provider who receives a cease and desist order from the department under Subsection B of this Section and who does not cease operations immediately. Any such provider against whom an injunction is granted shall be liable to the department for attorney fees, costs, and damages.

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 McPherson, the committee substitute bill was adopted and becomes Senate Bill No. 754 by Senator Cravins, substitute for Senate Bill No. 100 by Senator Cravins.

SENATE BILL NO. 754— (Substitute of Senate Bill No. 100 by Senator Cravins)

BY SENATOR CRAVINS

AN ACT

To enact Part II-H of Chapter 11 of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:2120.41 through 2120.46, relative to adult day health care providers; to provide for purpose; to provide for definitions; to provide for licensure; to provide for rules, regulations, and licensing standards; to provide for license issuance, application, and onsite inspections; to provide for penalties; and to provide for related matters.

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

SENATE BILL NO. 208—

BY SENATORS MICHOT AND HOLLIS

AN ACT

To amend and reenact R.S. 51:2453(4), relative to the Louisiana Quality Jobs Program Act; to provide for the definition of "new direct job"; to allow employee located in certain geographic areas to be deemed "new direct job"; to provide certain criteria for such employee to be deemed "new direct job"; and to provide for related matters.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Revenue and Fiscal Affairs to Engrossed Senate Bill No. 208 by Senator Michot

AMENDMENT NO. 1

On page 2, line 10, after "**meet**" delete "**a**" and insert "**the definition of**"

AMENDMENT NO. 2

On page 2, line 18, after "**Has**" insert "**otherwise**"

AMENDMENT NO. 3

On page 2, line 21, after "**such employer**" insert "**within five years**"

AMENDMENT NO. 4

On page 2, between lines 23 and 24, insert the following:
"Section 2. The provisions of this Act shall apply to any employee employed or re-employed after August 27, 2005."

AMENDMENT NO. 5

On page 2, line 24, change "Section 2." to "Section 3."

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

SENATE BILL NO. 422—

BY SENATOR JACKSON

AN ACT

To enact R.S. 24:515.1, relative to the legislative auditor; to require the legislative auditor to develop a uniform system of reporting all sources of revenue and expenditures for use by the judicial branch of state government relative to judicial district indigent defender boards, funds, and regional defense service centers; to require annual reporting of all major sources of revenues and expenditures through the new audit formats; to provide for uniformity, standardization, and consistency in terminology and classification for annual audit reports; to provide for compliance and reporting schedules; to provide for an effective date; and to provide for related matters.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Senate and Governmental Affairs to Original Senate Bill No. 422 by Senator Jackson

AMENDMENT NO. 1

On page 1, line 3 after "expenditures" delete "for" and on line 4 delete "use by the judicial branch of state government"

AMENDMENT NO. 2

On page 1, line 12 delete "**; judicial branch funding**"

AMENDMENT NO. 3

On page 1, line 14 delete "**branch of state government as a whole**" and insert "**district indigent defender boards**"

AMENDMENT NO. 4

On page 1, line 16 after "**operating the**" delete "**judicial**" and insert "**indigent defender**"

AMENDMENT NO. 5

On page 2, lines 2 and 3 delete "**, funds, and regional defense service centers**"

AMENDMENT NO. 6

On page 2, line 6 after "**reports**" insert "**for judicial district indigent defender boards**"

AMENDMENT NO. 7

On page 2, delete lines 10 and 11 and insert "₂"

AMENDMENT NO. 8

On page 2, line 13 after "**law,**" insert "**and**" on line 14 after "**fund**" delete the remainder of the line and delete line 15 and insert "₂"

AMENDMENT NO. 9

On page 2, line 18 delete "**, and the amounts expended by source from such funds**" and delete lines 19 through 21

AMENDMENT NO. 10

On page 2, line 22 change "**₃**" to "**₄**" and delete "**by such entities**"

AMENDMENT NO. 11

On page 2, line 23 delete "**and the amounts expended by source from such funds**"

AMENDMENT NO. 12

On page 2, line 27 delete "**regardless of the reporting entity**"

AMENDMENT NO. 13

On page 2, line 28 after "**contrary,**" delete "**all**" and on line 29 delete "**entities that comprise**"

AMENDMENT NO. 14

On page 2 at the end of line 29 delete "**and regional**"

AMENDMENT NO. 15
On page 3, line 1 delete "defense service centers"

AMENDMENT NO. 16
On page 3, line 10 delete "of such entities "

AMENDMENT NO. 17
On page 3, line 11 delete "In addition, the legislative" and lines 12 through 14

AMENDMENT NO. 18
On page 3 delete lines 20 through 23

AMENDMENT NO. 19
On page 3, line 24 change "H" to "G"

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

SENATE BILL NO. 510—
BY SENATOR QUINN

AN ACT

To enact R.S. 22:658(E), relative to homeowner's insurance policies; to provide for payment and adjustment of claims arising under certain circumstances; and to provide for related matters.

Reported with amendments by the Committee on Insurance.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Insurance to Original Senate Bill No. 510 by Senator Quinn

AMENDMENT NO. 1
On page 1, delete lines 13 through 15 and insert the following:
"property damage claim with respect to damages caused by a covered peril on the basis that any of the damages to the property was caused by a non-covered peril or a combination of a covered and a non-covered peril."

On motion of Senator Cain, the committee amendment was adopted. The amended bill was read by title and 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. 5—
BY REPRESENTATIVE SALTER
AN ACT

To amend and reenact R.S. 8:78, relative to the Louisiana Cemetery Board; to provide for exemption from board authority; and to provide for related matters.

Reported with amendments by the Committee on Commerce, Consumer Protection, and International Affairs.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Commerce, Consumer Protection and International Affairs to Reengrossed House Bill No. 5 by Representative Salter

AMENDMENT NO. 1
On page 1, after line 15, insert the following:
"C. The provisions of this Chapter shall not apply to columbarium facilities owned and operated by churches for the interment of human remains."

On motion of Senator Hollis, 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. 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 Revenue and Fiscal Affairs. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 177—
BY REPRESENTATIVE SMILEY
AN ACT

To enact R.S. 49:155.6, relative to state symbols; to require the state poem to be "I Love My Louisiana" by James Ellis Richardson; and to provide for related matters.

Reported favorably by the Committee on Senate and Governmental 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. 204—
BY REPRESENTATIVE HUNTER
AN ACT

To enact R.S. 40:2009.4.1, relative to nursing homes; to require the installation of supervised automatic fire sprinkler systems; to provide for the offset of costs; to provide for violations; and to provide for related matters.

Reported favorably by the Committee on Health and Welfare. 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. 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.

Reported favorably by the Committee on Insurance. 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. 241—
BY REPRESENTATIVE DURAND
AN ACT

To amend and reenact R.S. 13:3715.1(J), relative to medical records; to add the Louisiana State Board of Physical Therapy Examiners to the list of health care provider licensing boards which are exempt from notice when subpoenaing records; and to provide for related matters.

Reported favorably by the Committee on Health and Welfare. 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. 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.

Reported favorably by the Committee on Insurance. 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. 456—

BY REPRESENTATIVE HEBERT

AN ACT

To enact R.S. 22:1478, relative to property or casualty insurance; to require that certain bills sent by an insurer to its policyholder for an insurance premium identify the property upon which the premium is due; and to provide for related matters.

Reported favorably by the Committee on Insurance. 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. 479—

BY REPRESENTATIVE FARRAR

AN ACT

To amend and reenact R.S. 22:1410(A)(1) and 2092.2(17)(b)(vi) and to enact R.S. 22:1409(G)(2)(e) and 2092.5.1, relative to title insurance; to provide for contents of title opinions; to authorize a certain organization to make filings for their members; to provide title insurers the ability to seek permission to file a deviation from certain rates; and to provide for related matters.

Reported with amendments by the Committee on Insurance.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Insurance to Reengrossed House Bill No. 479 by Representative Farrar

AMENDMENT NO. 1

On page 3, at the beginning of line 15, insert "A."

AMENDMENT NO. 2

On page 3, after line 22, insert the following:

"B. Notwithstanding any provision of law to the contrary, title insurers and title insurance rating organizations shall not be required to file with the commissioner of insurance, the Louisiana Insurance Rating Commission, or any other entity, individual loss, or expense information for any purpose other than statistical reporting associated with a statistical plan."

On motion of Senator Cain, 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. 510—

BY REPRESENTATIVE BARROW

AN ACT

To enact R.S. 40:5.5.1, relative to food service establishments; to require posting of signs at self-service buffets; and to provide for related matters.

Reported favorably by the Committee on Health and Welfare. 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. 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.

Reported favorably by the Committee on Insurance. 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. 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.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Revenue and Fiscal Affairs to Reengrossed House Bill No. 578 by Representative Hammett

AMENDMENT NO. 1

On page 1, line 9, change "the taxpayer" to "a taxpayer who"

AMENDMENT NO. 2

On page 1, line 10, after "Program" delete the comma "," and after "both" delete the comma ","

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

HOUSE BILL NO. 699—

BY REPRESENTATIVE MONTGOMERY

AN ACT

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

Reported with amendments by the Committee on Commerce, Consumer Protection, and International Affairs.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Commerce, Consumer Protection and International Affairs to Engrossed House Bill No. 699 by Representative Montgomery

AMENDMENT NO. 1

On page 1, line 11, after "channels;" insert "to provide for opt-in procedures; to provide for in-kind contributions; to provide for declaratory judgment;"

AMENDMENT NO. 2

On page 1, line 3, change "1368" to "1371"

AMENDMENT NO. 3

On page 1, line 15, change "1368" to "1371"

AMENDMENT NO. 4

On page 1, at the beginning of line 21, before "The Legislature" insert "A."

AMENDMENT NO. 5

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

"B. Competition between cable television, satellite, and other providers has promoted and continues to promote additional consumer choices for cable or video service and similar services, and the technology used to provide these services is not constrained or limited by local governmental subdivision boundaries. Accordingly, it is appropriate for the legislature of the state of Louisiana to review and update the policy of this state with regard to these services. The legislature of the state of Louisiana finds that revising the current system of regulation of these services will relieve consumers of unnecessary costs and burdens, encourage investment, and promote deployment of innovative offerings that provide competitive choices for consumers. Additionally, the legislature of the state of Louisiana finds that it is in the best interests of consumers for cable or video franchises to be non-exclusive and for requests for competitive cable or video franchises not to be unreasonably refused. The legislature of the state of Louisiana further finds that a streamlined policy framework providing statewide uniformity is necessary to allow these functionally equivalent services to compete fairly and to deploy new consumer services more quickly.

C. After the effective date of this Chapter, no local governmental subdivision may issue a cable or video franchise. A local governmental subdivision may continue to enforce existing cable or video franchises until they expire or are terminated pursuant to the provisions of this Chapter.

D. This Chapter occupies the entire field of franchising or otherwise regulating cable or video service and pre-empts any ordinance, resolution, or similar matter adopted by a local governmental subdivision that purports to address franchising or otherwise regulating cable or video service."

AMENDMENT NO. 6

On page 5, line 17, after "Section." delete the remainder of the line and delete lines 18 through 24 in their entirety.

AMENDMENT NO. 7

On page 7, between lines 12 and 13, insert the following:

"§1360. State franchise; opt-in

A. Any incumbent provider of cable or video service for any local governmental subdivision shall have the option to terminate existing franchises previously issued by such local governmental subdivision and may instead offer cable or video service in such local governmental subdivision under a certificate of state franchise issued by the secretary of state in accordance with the provisions of R.S. 45:1359.

B. An incumbent provider of cable or video service exercising its termination option shall file a statement of termination with the secretary of state on a form as required by the secretary of state and submit copies of such filing with any affected local governmental subdivision.

C. Termination of existing franchises is effective immediately upon issuance of a certificate of state franchise issued by the secretary of state."

AMENDMENT NO. 8

On page 7, line 13, change "§1360." to "§1361."

AMENDMENT NO. 9

On page 9, line 12, change "§1361." to "§1362."

AMENDMENT NO. 10

On page 10, line 18, change "§1362." to "§1363."

AMENDMENT NO. 11

On page 10, line 23, change "§1363." to "§1364."

AMENDMENT NO. 12

On page 13, between line 2 and 3, insert the following:

"§1365. In-Kind contributions

A. Local governmental subdivisions shall be prohibited from imposing in-kind compensations and grants. Notwithstanding any other provision of law to the contrary, if a local government was receiving in-kind-compensations or grants from an incumbent cable provider on the effective date of this Chapter, the holder of a state-issued certificate of franchise authority shall pay to each such local

governmental subdivision in which the holder of a state-issued certificate of franchise authority is offering cable or video service fifteen cents per month for each subscriber served by the holder of a state-issued certificate of franchise authority within the municipality or unincorporated areas of the parish until the expiration date set forth in the incumbent cable service provider's franchise agreement that was in effect as of the effective date of this Chapter, at which time such payments shall end. If an incumbent cable service provider opts to apply for a state-issued certificate of franchise authority and terminate its existing franchise agreement with a local governmental subdivision, as provided in R.S. 45:1360, all holders of a state-issued certificate of franchise authority shall continue to make payments as provided in this Section until the date the incumbent cable service provider's franchise agreement would have expired had it not been terminated. Payments made pursuant to this Section shall be in lieu of any in-kind compensation and grants.

B. Payments under this Section shall be made in the same manner as and as a part of the certificate holder's payment of franchise fees pursuant to R.S. 45:1361, and all definitions, exemptions, and administrative provisions applicable to franchise fees shall apply to such payments.

C. The holder of a state-issued certificate of franchise authority may recover from the provider's customers any contributions or grants imposed by this Section.

D. All contributions or grants paid to local governmental subdivisions under this Section are paid in accordance with 47 U.S.C. § 531 and 541(a)(4)(B) and shall be used by the local governmental subdivision as allowed by federal law only to support the capital costs incurred for the construction and operation of public, educational, and governmental access channel content and facilities.

E. No franchise fees as required in R.S. 45:1361 shall apply to the in-kind contributions paid pursuant to this Section."

AMENDMENT NO. 13

On page 13, line 3, change "§1364." to "§1366."

AMENDMENT NO. 14

On page 13, line 23, change "§1365." to "§1367."

AMENDMENT NO. 15

On page 14, line 23, change "§1366." to "§1368."

AMENDMENT NO. 16

On page 15, line 1, change "§1367." to "§1369."

AMENDMENT NO. 17

On page 15, line 14, change "§1368." to "§1370."

AMENDMENT NO. 18

On page 15, between lines 20 and 21, insert the following:

"§1371. Right to seek declaratory judgment; procedure; notice

A. Because the legislature finds and declares that questions of law may be raised by some persons with respect to the constitutionality of some of the provisions of the Competitive Cable and Video Services Act, the public welfare requires that such questions of law be resolved with expedition in order to avoid disruption of the orderly implementation of its provisions. Therefore, the legislature finds that the remedy of declaratory judgment, through the use of an expedited proceeding tried by priority and preference, to determine the constitutionality of the provisions of the Competitive Cable and Video Services Act should be immediately made available in order to avoid confusion by the public. Therefore, any domiciliary of this state may institute an action in the Nineteenth Judicial District Court seeking a declaratory judgment, through the use of a summary proceeding tried by priority and preference, to determine the constitutionality of the provisions of the Competitive Cable and Video Services Act. Any such proceeding shall be filed within ninety days following the effective date of this Chapter.

B. The attorney general and the secretary of state shall be served with a copy of the proceeding and be entitled to be heard. Any interested party may file a request for notice with the secretary of state within fifteen days following the effective date of this Chapter. Upon being served with a copy of any proceeding filed pursuant to this Section, the secretary of state shall forward a copy of

the proceeding to any interested party who has filed such a request for notice. Any interested party shall be entitled to be heard at such proceeding.

C. In the interest of further expediting this procedure, the Nineteenth Judicial District Court, First Circuit Court of Appeal, and Louisiana Supreme Court are urged to minimize all unnecessary delays and may suspend all applicable rules of court in contravention hereof and for this limited purpose."

On motion of Senator Hollis, 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. 742—

BY REPRESENTATIVE PINAC

AN ACT

To amend and reenact R.S. 40:1730.27(B), 1730.35(A) and (C), and 1730.36, relative to state building codes; to provide for effective period of emergency provisions; to provide for application process; to provide for registration; and to provide for related matters.

Reported favorably by the Committee on Commerce, Consumer Protection, and International 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. 791—

BY REPRESENTATIVES LANCASTER, SMILEY, ALARIO, DEWITT, DORSEY, HAMMETT, JEFFERSON, RICHMOND, RITCHIE, AND SALTER AND SENATORS BAIJOIE, HINES, MOUNT, AND NEVERS

AN ACT

To amend and reenact R.S. 17:2047(B) and 2048(C), R.S. 23:1871(O) and (P), R.S. 25:1223(E) and 1224(A)(introductory paragraph) and (13), R.S. 37:1005(B), and R.S. 46:2674(A)(2), to enact R.S. 36:209(H)(3) and 259(D), and to repeal Part X of Chapter 5 of Title 3 of the Louisiana Revised Statutes of 1950, comprised of R.S. 3:551.81 through 551.85, R.S. 23:103 and 1871(C)(13) and (G)(2), R.S. 25:1222(C) and 1223.1, Chapter 30 of Title 25 of the Louisiana Revised Statutes of 1950, comprised of R.S. 25:1261 through 1264, Part I of Chapter 6 of Title 30 of the Louisiana Revised Statutes of 1950, comprised of R.S. 30:401, Chapter 27 of Title 34 of the Louisiana Revised Statutes of 1950, comprised of R.S. 34:2351 through 2357, R.S. 36:109(G)(2), 209(I), (R), (T), and (Y), 239(C), 259(E)(2) and (HH), 309(H), 359(H), 629(E)(2), 744(K), 802.13, 802.20, and 919.5, Subpart C of Part III of Chapter 11 of Title 37 of the Louisiana Revised Statutes of 1950, comprised of R.S. 37:1007, R.S. 38:291(J) and 421(I), Chapter 15 of Title 41 of the Louisiana Revised Statutes of 1950, comprised of R.S. 41:1751 through 1753, Chapter 8-I of Title 45 of the Louisiana Revised Statutes of 1950, comprised of R.S. 45:844.21 through 844.25, R.S. 46:2675, Chapter 7 of Subtitle III of Title 47 of the Louisiana Revised Statutes of 1950, comprised of R.S. 47:2341 through 2347, Part VI-D of Chapter 1 of Title 48 of the Louisiana Revised Statutes of 1950, comprised of R.S. 48:109.1, R.S. 49:229.1, Chapter 40 of Title 51 of the Louisiana Revised Statutes of 1950, comprised of R.S. 51:2401 through 2406, and Act No. 319 of the 1977 Regular Session of the Legislature, relative to boards, commissions, districts, authorities, and like entities; to abolish certain boards, commissions, districts, authorities, and like entities; to remove references to, provisions for, and the powers, functions, and duties of the Louisiana Pork Promotion Board; to remove references to and provisions for the Louisiana-Mississippi Tangipahoa River Waterway Compact; to remove references to, provisions for, and the powers, functions, and duties of the Grant Parish Port Commission; to remove references to, provisions for, and the powers, functions, and duties of the Nursing Supply and Demand Commission; to remove references to, provisions for, and the powers, functions, and duties of the North Bossier Levee District; to remove references to, provisions for, and the powers, functions, and duties of the 211 Planning Advisory Board, including certain duties of the Public Service Commission relative to the study of

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

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Senate and Governmental Affairs to Engrossed House Bill No. 791 by Representative Lancaster

AMENDMENT NO. 1

On page 1, line 2 after "reenact" delete "R.S. 17:2047(B) and 2048(C), R.S. 23:1871(O) and (P),"

AMENDMENT NO. 2

On page 1, line 3 after "(13)" delete ", R.S. 37:1005(B),"

AMENDMENT NO. 3

On page 1, line 6 after "R.S. 23:103" delete "and 1871(C)(13) and (G)(2)"

AMENDMENT NO. 4

On page 1, at the end of line 9, delete "Chapter 27 of Title" and delete line 10 in its entirety and on line 11, delete "2357,"

AMENDMENT NO. 5

On page 1, line 11 after "259" delete "(E)(2) and"

AMENDMENT NO. 6

On page 1, line 12 delete "Subpart C of Part III" and delete line 13 and on line 14 delete "R.S. 37:1007,"

AMENDMENT NO. 7

On page 2, at the end of line 7, delete "to" and delete line 8 in its entirety and on line 9, delete "Grant Parish Port Commission;"

AMENDMENT NO. 8

On page 2, line 9 after "Commission" delete the remainder of the line and delete line 10 and insert "to"

AMENDMENT NO. 9

On page 3, delete lines 11 through 25

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AMENDMENT NO. 10

On page 4, delete lines 1 through 23

AMENDMENT NO. 11

On page 4, line 24 change "Section 3" to "Section 1"

AMENDMENT NO. 12

On page 5, line 14 change "Section 4" to "Section 2"

AMENDMENT NO. 13

On page 6, delete lines 4 through 16

AMENDMENT NO. 14

On page 6, line 17 change "Section 6" to "Section 3"

AMENDMENT NO. 15

On page 7, line 7 change "Section 7" to "Section 4"

AMENDMENT NO. 16

On page 7, line 8 after "R.S.23:103" delete "and 1871(C)(13) and (G)(2)"

AMENDMENT NO. 17

On page 7, delete lines 11 and 12, and insert "Revised Statutes of 1950, comprised of R.S. 30:401, R.S. 36:109(G)(2),"

AMENDMENT NO. 18

On page 7, line 13 after "259" delete "(E)(22) and"

AMENDMENT NO. 19

On page 7, line 14 after "919.5," delete the remainder of the line and on line 15 delete "Revised Statutes of 1950, comprised of R.S. 37:1007,"

AMENDMENT NO. 20

On page 7, line 23 change "Section 8" to "Section 5"

AMENDMENT NO. 21

On page 7, line 25 change "Section 9" to "Section 6"

On motion of Senator Jones, 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. 914—

BY REPRESENTATIVE TOOMY
AN ACT

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

Reported favorably by the Committee on Insurance. 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. 934—

BY REPRESENTATIVES QUEZAIRE, BOWLER, AND HUTTER
AN ACT

To amend and reenact R.S. 32:863(B)(3), (C), and (D)(1) and to enact R.S. 32:863(E), relative to compulsory motor vehicle liability security; to provide for sanctions; to provide for exceptions due to natural disaster; and to provide for related matters.

Reported favorably by the Committee on Insurance. 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. 1001—

BY REPRESENTATIVE GRAY
AN ACT

To amend and reenact R.S. 39:461.1(A)(2) and to enact Chapter 61 of Title 46 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 46:2771, relative to health care finance; to establish the Care for Evacuated Patients Program to be administered by the Department of Health and Hospitals; to provide a method of payment for the provision of medical care by nonstate hospitals with respect to certain patients who have been evacuated from a state hospital; to provide for the maximum amount and duration of such payments; to require submission of statements of costs for services to the secretary of the Department of Health and Hospitals; to provide for submission of a request for funding the payment of such costs to the Interim Emergency Board; and to provide for related matters.

Reported favorably by the Committee on Health and Welfare. 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. 1090—

BY REPRESENTATIVE FAUCHEUX
AN ACT

To enact R.S. 47:2420(F), relative to the state inheritance tax; to provide that no interest shall be assessed on certain delinquent taxes; to provide for an effective date; and to provide for related matters.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Revenue and Fiscal Affairs to Engrossed House Bill No. 1090 by Representative Fauchaux

AMENDMENT NO. 1

On page 1, line 10, after "delinquent" delete the remainder of the line, and insert:

"taxes remaining unpaid on the effective date of this Subsection shall be assessed or collected. The provisions of this Subsection shall not be construed to require a refund of interest that was due and paid on delinquent inheritance taxes prior to the effective date of this Subsection.

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

HOUSE BILL NO. 1141—

BY REPRESENTATIVES HEBERT AND SCALISE
AN ACT

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

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

HOUSE BILL NO. 1185—

BY REPRESENTATIVES DOVE, BURRELL, CROWE, FRITH, GEYMAN, T. POWELL, RITCHIE, GARY SMITH, TRAHAN, AND WHITE
AN ACT

To enact R.S. 40:1730.23(D), relative to local enforcement of building codes; to provide for plans stamped by an architect or engineer; to provide for an effective period; and to provide for related matters.

Reported favorably by the Committee on Commerce, Consumer Protection, and International 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. 1193—

BY REPRESENTATIVES BALDONE AND MCDONALD
AN ACT

To amend and reenact Children's Code Article 1131(E)(1), relative to adoptions; to authorize state police to conduct records checks; and to provide for related matters.

Reported favorably by the Committee on Health and Welfare. 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. 1205—

BY REPRESENTATIVES ST. GERMAIN AND BURNS
AN ACT

To amend and reenact R.S. 42:1123(36)(a), relative to ethics; to provide for the amount of certain specified disaster aid or relief a public employee is allowed to receive; and to provide for related matters.

Reported favorably by the Committee on Senate and Governmental 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. 1241—

BY REPRESENTATIVE BALDONE
AN ACT

To enact R.S. 44:4(41), relative to information pertaining to the credit card of a public body; to make confidential information related to a credit card issued to a public body that would enable a third person to use the credit card or access the credit card account; and to provide for related matters.

Reported favorably by the Committee on Senate and Governmental 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. 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.

Reported favorably by the Committee on Insurance. 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. 1298—

BY REPRESENTATIVES DOVE AND WHITE
AN ACT

To amend and reenact R.S. 40:1730.23(C), relative to enforcement of building codes by third-party providers who contract with a parish or municipality; to provide for limitation of liability; and to provide for related matters.

Reported favorably by the Committee on Commerce, Consumer Protection, and International 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. 1328—

BY REPRESENTATIVE KATZ
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 extension of the use of state sales tax for certain economic development projects or programs; and to provide for related matters.

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

HOUSE BILL NO. 1368— (Substitute for House Bill No. 790 by Representative Labruzzo)

BY REPRESENTATIVE LABRUZZO
AN ACT

To enact R.S. 22:1477(B)(5), relative to homeowners' insurance; to provide for disclosure of the possibility of increasing the deductible and lowering the potential cost paid; and to provide for related matters.

Reported favorably by the Committee on Insurance. 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. 1370— (Substitute for House Bill No. 1099 by Representative Gray)

BY REPRESENTATIVE GRAY
AN ACT

To enact Subpart D-1 of Part II of Chapter 3 of Title 46 of the Louisiana Revised Statutes of 1950 to be comprised of R.S. 46:286.2 through 286.4, relative to the Foster Parents' Bill of Rights; to provide for purpose; to provide for the rights of foster parents; and to provide for related matters.

Reported favorably by the Committee on Health and Welfare. 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. 1380— (Substitute for House Bill No. 1181 by Representative LaBruzzo)

BY REPRESENTATIVE LABRUZZO
AN ACT

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

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civil action; and to provide for related matters.

Reported favorably by the Committee on Commerce, Consumer Protection, and International 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. 1390— (Substitute for House Bill No. 1340 by Representative Gray)

BY REPRESENTATIVE GRAY
AN ACT

To amend and reenact R.S. 18:401.3(B), relative to the conduct of early voting in certain parishes for certain elections; to authorize the secretary of state to include the conduct of early voting in certain parishes in an emergency plan developed by the secretary of state for the conduct of an election in an area affected by a gubernatorially declared state of emergency; to provide relative to the conduct of such early voting; and to provide for related matters.

Reported favorably by the Committee on Senate and Governmental 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. 1394— (Substitute for House Bill No. 896 by Representative Walsworth)

BY REPRESENTATIVE WALSWORTH
AN ACT

To enact R.S. 37:1302, relative to the practice of medicine; to allow a physician to discount the fee charged for health care services rendered to an uninsured individual; to provide any such discount granted by a contracted physician to an uninsured individual shall not reduce the contracted reimbursement amount between a physician and a health insurance issuer; to provide for definitions; to provide for an effective date; and to provide for related matters.

Reported favorably by the Committee on Health and Welfare. 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. 1395— (Substitute for House Bill No. 1047 by Representative St. Germain)

BY REPRESENTATIVE ST. GERMAIN
AN ACT

To enact R.S. 22:1405(J) and 1405.1 through 1405.3, relative to public fire protection grading; to provide for review of public fire protection grading; to provide for a board of review; to provide for powers and duties; and to provide for related matters.

Reported favorably by the Committee on Insurance. 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.

Senator Barham in the Chair

Special Order of the Day

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

SENATE BILL NO. 106—
BY SENATOR CRAVINS

AN ACT

To enact Part III of Chapter 8 of Title 23 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 23:861 through 861.21, and R.S. 36:4(X), relative to public employment; to enact the Public Employee Partnership Act; to establish the Public Employees Labor Relations Board; to provide for the membership, powers, and duties of the board; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Bajoie	Duplessis	McPherson
Broome	Jackson	Murray
Cravins	Jones	
Total - 8		

NAYS

Adley	Ellington	Marionneaux
Amedee	Fontenot	Michot
Barham	Gautreaux B	Mount
Boasso	Gautreaux N	Quinn
Cain	Heitmeier	Romero
Chaisson	Hollis	Smith
Cheek	Kostelka	Theunissen
Dardenne	Lentini	Ullo
Dupre	Malone	
Total - 26		

ABSENT

Mr. President	Nevers	Shepherd
Fields	Schedler	
Total - 5		

The Chair declared the bill failed to pass.

Notice of Reconsideration

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

Senate Concurrent Resolutions on Second Reading Reported by Committees

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

SENATE CONCURRENT RESOLUTION NO. 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.

Reported with amendments by the Committee on Health and Welfare.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Health and Welfare to Original Senate Concurrent Resolution No. 99 by Senator Bajoie

AMENDMENT NO. 1

On page 2, at the end of line 16, change the period "." to "; and"

AMENDMENT NO. 2

On page 2, between lines 16 and 17, insert the following:

"WHEREAS, the goal of the Memorandum of Understanding offers an opportunity for Tulane University, a long-standing partner of LSU, to continue occupying its critical role with medical education that will be beneficial to the city, the state and our nation."

AMENDMENT NO. 3

On page 2, line 25, after "Veterans Affairs" delete the remainder of the line and delete line 26 and insert the following:

", to the president of the Louisiana State University system and the chief executive officer of the Louisiana State University Health Care Services Division."

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

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Fields	Schedler
Romero	Shepherd
Total - 4	

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

SENATE CONCURRENT RESOLUTION NO. 105—

BY SENATOR JONES

A CONCURRENT RESOLUTION

To urge and request the secretary of state to determine the practical and legal needs that must be taken to enable eligible voters displaced by a declared disaster to have the opportunity to vote on election day at locations in the state other than in the parish in which they are registered for all elections to be conducted in the parish in which the voter is registered, whether state, local, or federal elections.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Senate and Governmental Affairs to Original Senate Concurrent Resolution No. 105 by Senator Jones

AMENDMENT NO. 1

On page 1, line 2 delete "direct" and insert "urge and request" and change "met" to "taken"

AMENDMENT NO. 2

On page 2, line 3 change "direct" to "urge and request" and change "met" to "taken"

AMENDMENT NO. 4

On page 2, line 8 change "directs" to "urges and requests"

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

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Quinn
Total - 1

ABSENT

Fields	Schedler	Shepherd
Total - 3		

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

Senate Bills and Joint Resolutions on Third Reading and Final Passage

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

SENATE BILL NO. 81—

BY SENATOR JONES

AN ACT

To amend and reenact R.S. 13:3662(H)(1), relative to conducting telephone hearings; to provide that law enforcement officers may appear in hearings by telephone, video conference, or similar communication equipment if agreed upon by the parties; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

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Cain	Hollis	Quinn
Chaisson	Jackson	Romero
Cheek	Jones	Smith
Cravins	Kostelka	Theunissen
Dardenne	Lentini	Ullo
Total - 36		
	NAYS	
Total - 0		
	ABSENT	
Fields	Schedler	Shepherd
Total - 3		

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.

SENATE BILL NO. 748— (Substitute of Senate Bill No. 661 by Senator Barham)

BY SENATOR BARHAM

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, 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 follow 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 the appointment of a deputy director, assistant deputy directors, legal counsel, regional coordinators and assistant coordinators, and their duties, functions, and responsibilities; to provide for the 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 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 returned to the Calendar, subject to call.

Mr. President in the Chair

SENATE BILL NO. 753— (Substitute of Senate Bill No. 650 by Senator Cravins)

BY SENATOR CRAVINS

AN ACT

To amend and reenact R.S. 23:992 and to enact R.S. 23:996, relative to employment of certain aliens; to prohibit the hiring of an alien who is not entitled to lawfully reside or work in the United States; to require the filing of an affidavit with a licensing agency; to provide with respect to an agency, department, board or commission of state or a parish agency to notify the attorney general or local district attorney when an employer who operates a business in the state knowingly employs an alien who is not lawfully entitled to reside or work in the United States; to provide for the attorney general or local district attorney to issue a cease and desist order; to provide for penalties; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Duplessis	Jones
Adley	Dupre	Lentini
Amedee	Ellington	Marionneaux
Bajoie	Fontenot	McPherson
Broome	Gautreaux B	Murray
Cain	Gautreaux N	Nevers
Chaisson	Heitmeier	Smith
Cheek	Hollis	Ullo
Cravins	Jackson	
Total - 26		

NAYS

Barham	Kostelka	Quinn
Boasso	Malone	Romero
Dardenne	Michot	Theunissen
Total - 9		

ABSENT

Fields	Schedler
Mount	Shepherd
Total - 4	

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

Senate 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 Barham asked that Senate Bill No. 660 be called from the Calendar at this time for its final passage.

SENATE BILL NO. 660—
BY SENATOR BARHAM

AN ACT

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

Floor Amendments Sent Up

Senator Barham sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Barham to Engrossed Senate Bill No. 660 by Senator Barham

AMENDMENT NO. 1

On page 3, lines 23 and 25, change "January 1, 2007" to "January 1, 2008"

On motion of Senator Barham, the amendments were adopted.

Floor Amendments Sent Up

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

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator N. Gautreaux to Engrossed Senate Bill No. 660 by Senator Barham

AMENDMENT NO. 1

On page 3, between lines 22 and 23, insert:

"Section 2. The reduction in ad valorem property taxes provided for in this Act shall be considered in any decision by a state agency in determining the amount of increase in rates charged to insureds by insurance companies benefitting from this tax benefit. In addition, an estimate of the amount of the reduction in the rate charged to each insured shall be indicated on the contract, billing, or other document required to be sent to that insured. The amount of the estimate for each policy and the document upon which the reduction amount will be required to be displayed shall be determined by the Commissioner of Insurance."

AMENDMENT NO. 2

On page 3, line 23, change "Section 2" to "Section 3"

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

The bill was read by title. Senator Heitmeier asked for a ruling from the Chair as to whether the amended bill was germane to the session.

The Chair ruled that the amended bill creates a local tax and therefore is germane to the session.

Senator Barham moved the final passage of the amended bill.

ROLL CALL

The roll was called with the following result:

YEAS

Adley	Fontenot	Michot
Amedee	Gautreaux B	Mount
Barham	Gautreaux N	Nevers
Boasso	Heitmeier	Quinn
Cain	Hollis	Romero
Chaisson	Jackson	Smith
Cheek	Kostelka	Theunissen
Dardenne	Malone	Ullo
Dupre	Marionneaux	
Ellington	McPherson	
Total - 28		

NAYS

Mr. President	Cravins	Murray
Bajoie	Duplessis	
Broome	Lentini	
Total - 7		

ABSENT

Fields	Schedler
Jones	Shepherd
Total - 4	

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

Called from the Calendar

Senator Smith asked that Senate Bill No. 678 be called from the Calendar at this time.

SENATE BILL NO. 678—
BY SENATOR SMITH

AN ACT

To amend and reenact Code of Criminal Procedure Art. 887 (F)(3), relative to court costs; to provide for imposition of court costs in the Tenth Judicial District and the City Court of Natchitoches; and to provide for related matters.

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

Called from the Calendar

Senator Michot asked that Senate Bill No. 94 be called from the Calendar at this time for its final passage.

SENATE BILL NO. 94—

BY SENATORS MICHOT AND HOLLIS
AN ACT

To enact R.S. 51:1787(K), relative to economic development; to provide for additional business enterprises eligible for participation in the Louisiana Enterprise Zone Act; and to provide for related matters.

Floor Amendments Sent Up

Senator Boasso sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Boasso to Engrossed Senate Bill No. 94 by Senator Michot

AMENDMENT NO. 1

On page 1, line 2, after "enact" delete "R.S. 51:1787(K)" and insert "Chapter 31 of Title 51 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 51:2101 through 2107"

AMENDMENT NO. 2

On page 1, at the end of line 2, delete "additional" and delete line 3 in its entirety and insert the following:

"the Small Business Restoration and Revitalization Act; to provide for legislative intent; to provide for definitions; to provide procedures and requirements for participation; to provide for the awarding of contracts; to provide for the termination of the program; to provide for severability;"

AMENDMENT NO. 3

On page 1, line 6, after "Section 1." delete "R.S. 51:1787(K) is" and insert "Chapter 31 of Title 51 of the Louisiana Revised Statutes of 1950, comprised of R.S. 51:2101 through 2107, is"

AMENDMENT NO. 4

On page 1, delete lines 7 through 11, and insert the following:

"Chapter 31 - Small Business Restoration and Revitalization

§2101. Title

This Chapter shall be cited as the "Small Business Restoration and Revitalization Act of 2006."

§2102. Expression of immediate public need; hurricane devastation

A. Hurricane Katrina and Hurricane Rita devastated over ninety thousand square miles in the states of Alabama, Louisiana, and Mississippi, disrupting billions of dollars of commerce adversely impacting over one hundred twenty thousand small-sized businesses, causing in excess of seventy-five billion dollars in property damage, displacing approximately three hundred thousand households, and causing the death of more than one thousand six hundred individuals. As of March 2006, local chambers of commerce in the states of Alabama, Louisiana, and Mississippi reported that as many as two-thirds of their members have not resumed business operations in their former locations. Statistics show that forty-three percent of businesses that close following a natural disaster never reopen, and that an additional twenty-nine percent of businesses close down

permanently within two years of a natural disaster.

B. Restoration of basic services and capabilities as well as economic and social revitalization of the region impacted by Hurricane Katrina and Hurricane Rita is an immediate need requiring immediate action. More than eight months following the hurricanes, the state of Louisiana requires immediate assistance in obtaining investment to (a) rebuild damaged infrastructure, including the levee system, properties, utilities and communications, (b) remediate released sewage, oil and gas and other toxic materials, and (c) with less than three months until the beginning of the 2006 hurricane season, to improve emergency preparedness, and response and recovery measures that consider the lessons learned from the 2005 hurricane season. Immediate assistance is also necessary to assist the state in its revitalization efforts through promoting economic development by supporting small business recovery, attracting entrepreneurs to build businesses, and encouraging investment in order to create jobs and fuel growth in the state. Without this revitalization effort for the state of Louisiana, through which substantial commerce flows, the United States economy will be adversely impacted.

C. It is acknowledged and agreed that emergency circumstances exist in the state of Louisiana which pose an imminent threat to public health, welfare, safety, and public property thereby requiring emergency procurement, including sole source procurement, pursuant to R.S. 39:1597 and 1598.

§2103. Definitions

As used in this Chapter, the words defined in this Section shall have the meanings set forth below, unless the context in which they are used clearly requires a different meaning:

(1) "Administrator" means a committee consisting of one representative from the Small Business Administration, and one representative from the Louisiana Department of Economic Development, the Louisiana Department of Public Safety and Corrections, and the office of state purchasing within the division of administration. The representative of the Louisiana Department of Economic Development shall serve as chairperson of the committee. Any action of the committee as administrator shall require the consent of a majority of the committee membership.

(2) "Contracting officer" means the contracting officer within the applicable state agency.

(3) "Fair market price" shall be determined by the state agency offering the procurement requirement, in accordance with the following Subparagraphs:

(a) The estimate of a current fair market price for a new procurement requirement, or a requirement that does not have a satisfactory procurement history, shall be derived from a price or cost analysis. This price or cost analysis may take into account prevailing market conditions, commercial prices for similar products or services, or data obtained from any other state agency.

(b) The estimate of a current fair market price for a procurement requirement that has a satisfactory procurement history shall be based on recent award prices adjusted to insure comparability. These adjustments shall take into account differences in quantities, performance times, plans, specifications, transportation costs, packaging and packing costs, labor and materials costs, overhead costs, and any other additional costs which may be deemed appropriate.

(4) "Hurricane affected area" means a parish in the state for which a disaster was declared in accordance with the Robert T. Stafford Disaster Relief and Emergency Assistance Act as a result of Hurricane Katrina or Hurricane Rita, and shall include any adjoining parishes.

(5) "Performance requirements" means the work and performance requirements described in 13 CFR §124.510 and 13 CFR §125.6, as amended or supplemented, by the Small Business Administration.

(6) "Restoration and revitalization requirement" means any service, equipment procurement or other activity relating to (a) rebuilding damaged infrastructure, including the levee system, properties, utilities and communications, (b) restoring coastal regions and protecting against coastal erosion, (c) remediating

released sewage, oil and gas, and other toxic materials, (d) improving emergency preparedness, response and recovery measures that take into consideration the lessons learned from the 2005 hurricane season, and (e) providing other products or services, all in any hurricane affected area.

(7) "Small business concern" means a business concern, including its affiliates, that satisfies all of the following items:

(a) Is independently owned and operated.

(b) Is qualified as a small business under the size standards of the Small Business Act as set forth in 13 CFR §121.201.

(c) Has a principal place of business located in the state of Louisiana, or locates a principal place of business in the state of Louisiana.

(8) "State agency" means the state or a local governmental subdivision as defined in Article VI, Section 44 of the Constitution of Louisiana.

§2104. Small business concern; participation; contract goals; contract awards; performance requirements

A. Small business concerns shall have the maximum practicable opportunity, in accordance with this Chapter, to participate in the performance of contracts issued by any state agency to engage in activities toward completion of a restoration and revitalization requirement. In order to foster the participation of small business concerns for contracting opportunities with state agencies, each state agency, to the maximum extent practicable, shall comply with the following items:

(1) Comply with the intent of this Chapter to foster the participation of small business concerns as prime contractors and subcontractors.

(2) Review acquisitions of the state agency to determine if they can be set aside for small business concerns, giving consideration to the recommendations of the administrator.

(3) Structure its contracting requirements to facilitate issuance of contracts to small business concerns, taking all reasonable steps to eliminate obstacles to their participation.

(4) Avoid unnecessary and unjustified bundling of contract requirements that precludes the participation of small business concerns in procurements as prime contractors and subcontractors.

(5) Encourage prime contractors to subcontract with small business concerns.

(6) Conduct semi-annual reviews to assess the extent to which small business concerns are participating in state agency contracts.

B. The administrator and any state agency making procurements related to any restoration and revitalization requirement shall implement procurement regulations, including regulations requiring contracting plans and contracting opportunity notifications, to ensure that not less than forty percent of amounts expended for prime contracts in any fiscal year and not less than thirty percent of amounts expended for subcontracts in any fiscal year for these procurements are issued to small business concerns. A determination to award a state agency contract exclusively to a small business concern may be a unilateral determination by the contracting officer, or a determination made jointly by the contracting officer and the administrator which is based upon the recommendation of the administrator and concurred in by the contracting officer.

C. (1)(a) A contracting officer who intends to issue a prime contract related to any restoration and revitalization requirement may award the contract on a sole source basis to a small business concern that satisfies all of the following criteria:

(i) Has the capability to perform the contract in the reasonable opinion of the administrator.

(ii) Has the capability to perform the contract at a fair market price in the reasonable opinion of the contracting officer.

(b) Notwithstanding the provisions in Subparagraph (a) of this Subsection, if two or more small business concerns express an interest to perform the contract prior to its award by the state agency, and the contracting officer reasonably believes that each one of the interested small business concerns has the capability to perform the contract at a fair market price, the contracting officer may award the contract on the basis of competition

restricted to these small business concerns.

(2) Any contract for a restoration and revitalization requirement of a state agency shall not contain any value limitation.

(3) As a condition for executing a prime contract with a state agency for any restoration and revitalization requirement, any contractor, which is not a "small business concern," within the meaning of the federal Small Business Act, or which is not a small business concern, shall be required to award subcontracts, the aggregate value of which shall not be less than thirty percent of the value of the contract, to small business concerns.

D. Any small business concern that performs services, equipment procurements, or other activities under any state agency contract to complete or engage in activities involving a restoration and revitalization requirement as a prime contractor, or a subcontractor, shall comply with the performance requirements. The administrator may change the performance requirements for a state agency contract if he determines that the change is necessary or advisable in light of the restoration and revitalization requirements of the state agency, or to reflect conventional industry practices among business concerns that are below the numerical size standard for businesses in that industry category.

E. The administrator shall develop and implement an outreach program to inform small business concerns of the provisions of this Chapter. This program shall make a sustained and substantial effort to facilitate participation from small business concerns located in hurricane affected area.

§2105. Applicability

The provisions of this Chapter shall apply and shall be utilized by the administrator or a state agency making procurments related to any area covered by any presidential declaration of a major disaster issued under Section 301 of the Robert T. Stafford Disaster Relief and Emergency Assistance Act.

§2106. Conflict with other state law

In the event of any conflict between the provisions of this Chapter and those of any state, parish, or municipal law, ordinance, rule or regulation, the provisions of this Chapter shall prevail.

§2107. Severability

If any provision or item of this Chapter, or the application thereof, is held invalid, such invalidity shall not affect other provisions, items, or applications of this Chapter which can be given effect without the invalid provision, item, or application and to this end the provisions of this Chapter are hereby declared severable."

On motion of Senator Boasso, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Cravins	Schedler
Fields	Shepherd
Total - 4	

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

Senator N. Gautreaux in the Chair

House Concurrent Resolutions on Second Reading Reported by Committees

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

HOUSE CONCURRENT RESOLUTION NO. 2—
BY REPRESENTATIVES SMILEY AND SCALISE
A CONCURRENT RESOLUTION

To urge and request the legislative auditor in the auditing of state agencies, as that term is defined in R.S. 39:2, to include in the performance of such audits an examination of the fiscal efficiency of the entity by determining the relationship between fees charged and services rendered and to report entities levying excessive fees to the Legislative Audit Advisory Council and to the appropriate legislative oversight committees.

Reported favorably by the Committee on Senate and Governmental Affairs.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Cravins	Schedler
Fields	Shepherd
Total - 4	

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

June 1, 2006

HOUSE CONCURRENT RESOLUTION NO. 74—
BY REPRESENTATIVE BARROW
A CONCURRENT RESOLUTION

To direct the Department of Social Services to study all aspects relating to the parenting skills education classes for public assistance recipients required by R.S. 46:231.5 and report to the House and Senate Committees on Health and Welfare prior to March 1, 2007.

Reported favorably by the Committee on Health and Welfare.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 35

NAYS

Total - 0

ABSENT

Cravins Schedler
Fields Shepherd
Total - 4

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

HOUSE CONCURRENT RESOLUTION NO. 112—
BY REPRESENTATIVE TOOMY AND SENATORS HEITMEIER AND ULLO
A CONCURRENT RESOLUTION

To designate the German-American Cultural Center in Gretna as the official German-American Cultural Center for the state of Louisiana.

Reported favorably by the Committee on Senate and Governmental Affairs.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Dardenne Lentini Ullo
Duplessis Malone
Total - 35

NAYS

Total - 0

ABSENT

Cravins Schedler
Fields Shepherd
Total - 4

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

HOUSE CONCURRENT RESOLUTION NO. 127—
BY REPRESENTATIVES DURAND, CURTIS, DOERGE, GRAY, E. GUILLORY, M. GUILLORY, KATZ, MCDONALD, JOHN SMITH, STRAIN, AND WADDELL
A CONCURRENT RESOLUTION

To create the Louisiana Health Care Redesign Collaborative for the purpose of advising the Department of Health and Hospitals (DHH) in the development and implementation of a practical blueprint for an evidence-based, quality driven health care system for Louisiana that will guide overall health care policy and systems development in Louisiana, with an initial focus on rebuilding health care capacity in the hurricane-affected areas of the state.

Reported with amendments by the Committee on Health and Welfare.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Health and Welfare to Reengrossed House Concurrent Resolution No. 127 by Representative Durand

AMENDMENT NO. 1

On page 1, delete lines 5 through 7 in their entirety and insert in lieu thereof the following:

"the Orleans Region consisting of the parishes of Orleans, Jefferson, St. Bernard, and Plaquemines, to assist in guiding overall health care policy and system development in Louisiana."

AMENDMENT NO. 2

On page 1, line 16, after "August" delete the remainder of the line and insert in lieu thereof the following:

"2005, Hurricane Katrina ravaged"

AMENDMENT NO. 3

On page 1, line 22, change "a critical" to "an initial"

AMENDMENT NO. 4

On page 1, line 23, change "Hurricanes Katrina and Rita" to "Hurricane Katrina"

AMENDMENT NO. 5

On page 2, line 6, change "the citizens of Louisiana" to "our citizens"

AMENDMENT NO. 6

On page 2, line 19, change "Louisiana's" to "the Orleans Region's"

AMENDMENT NO. 7

On page 2, line 21, change "thirty-seven" to "forty"

AMENDMENT NO. 8

On page 2, line 25, change "leaders" to "leader"

AMENDMENT NO. 9

On page 3, line 27, after "Katrina" and before the period "." delete "or Hurricane Rita"

AMENDMENT NO. 10

On page 4, delete line 5 and insert in lieu thereof the following:

"(31) The chairman of the Louisiana Recovery Authority or his designee.

(32) Other members as considered appropriate to be selected by the chair."

AMENDMENT NO. 11

On page 4, between lines 5 and 6 insert the following:

"BE IT FURTHER RESOLVED that the direction of the Louisiana Health Care Redesign Collaborative shall be guided by a charter which shall be agreed upon and signed by its members."

AMENDMENT NO. 12

On page 4, line 14, after "seek" and before "public" delete "statewide"

AMENDMENT NO. 13

On page 4, after line 27 insert the following:

"BE IT FURTHER RESOLVED that a committee be established that shall focus on health care issues relative to the areas affected by Hurricane Rita in Region Five consisting of the parishes of Allen, Beauregard, Calcasieu, Cameron, and Jefferson Davis. The committee shall also develop a final report no later than December 31, 2007. The committee shall consist of the following members:

(1) The secretary of the Department of Health and Hospitals or his designee who shall also serve as chair of the committee.

(2) The chair of the House Health and Welfare Committee or her designee.

(3) The chair of the Senate Health and Welfare Committee or his designee.

(4) The chair and vice chair of Region 5 of the Regional Health Care Consortia.

(5) Other members from the areas affected by Hurricane Rita, particularly local government and health care officials, as considered appropriate to be selected by the secretary."

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

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

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.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Senate and Governmental Affairs to Engrossed House Concurrent Resolution No. 142 by Representative Barrow

AMENDMENT NO. 1

On page 1, line 2 delete "Health Sciences Center-"

AMENDMENT NO. 2

On page 1, line 4 after "Center" insert "or its successor institution"

AMENDMENT NO. 3

On page 2, line 24 delete "Health Sciences Center-"

AMENDMENT NO. 4

On page 2, line 26 after "Center" insert "or its successor institution"

AMENDMENT NO. 5

On page 2, line 29 delete "Health" and on line 30 delete "Sciences Center-"

AMENDMENT NO. 6

On page 2, line 30 after "and to" insert "the family of"

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

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Cravins	Schedler
Fields	Shepherd
Total - 4	

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

HOUSE CONCURRENT RESOLUTION NO. 168—

BY REPRESENTATIVES GREENE, CURTIS, DOERGE, DURAND, E. GULLORY, M. GULLORY, 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.

Reported favorably by the Committee on Health and Welfare.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Duplessis	Malone
Adley	Dupre	Marionneau
Amedee	Ellington	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		

June 1, 2006

NAYS

Total - 0

ABSENT

Fields Schedler Shepherd
Total - 3

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

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.

Reported favorably by the Committee on Senate and Governmental Affairs.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Duplessis	Malone
Adley	Dupre	Marionneaux
Amedee	Ellington	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

Fields Schedler Shepherd
Total - 3

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

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.

Reported favorably by the Committee on Commerce, Consumer Protection, and International Affairs.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Cravins Schedler
Fields Shepherd
Total - 4

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

HOUSE CONCURRENT RESOLUTION NO. 236—
BY REPRESENTATIVE HEBERT

A CONCURRENT RESOLUTION

To urge and request the commissioner of insurance to reconsider the decision to allow Louisiana Farm Bureau Mutual Insurance Company to exclude wind and hail coverages from its homeowners' policies.

Reported with amendments by the Committee on Insurance.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Insurance to Original House Concurrent Resolution No. 236 by Representative Hebert

AMENDMENT NO. 1

On page 1, line 2 delete "urge and request" and insert "direct"

AMENDMENT NO. 2

On page 2, line 14 delete "urge and request" and insert "direct"

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

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Cheek	Kostelka	Theunissen
Dardenne	Lentini	Ullo
Duplessis	Malone	
Total - 35		

NAYS

Total - 0

ABSENT

Cravins	Schedler
Fields	Shepherd
Total - 4	

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

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

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

Called from the Calendar

Senator Cheek asked that House Concurrent Resolution No. 1 be called from the Calendar at this time.

**HOUSE CONCURRENT RESOLUTION NO. 1—
BY REPRESENTATIVE WADDELL
A CONCURRENT RESOLUTION**

To amend the Department of Health and Hospitals, office of public health, rules on Medicaid reimbursement, relative to Vagus Nerve Stimulators, and to direct the Louisiana Register to print the amendments in the Louisiana Administrative Code.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dupre	Marionneau
Adley	Ellington	McPherson
Amedee	Fontenot	Michot
Bajoie	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
Duplessis	Malone	
Total - 35		

NAYS

Total - 0

ABSENT

Barham	Schedler
Fields	Shepherd
Total - 4	

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

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

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

**HOUSE BILL NO. 93—
BY REPRESENTATIVE MCVEA
AN ACT**

To amend and reenact R.S. 37:756(A), 760(A)(1), and 766 and to enact R.S. 37:753(C)(4), 760(A)(15), 761(C), 764(D), 795(B)(2)(a)(iii) and (iv) and (3)(a)(iii) and (iv), and (C), relative to the Dental Practice Act; to provide for the suspension of nominating procedures; to provide for receipts and disbursements of the board; to provide relative to the powers and duties of the board; to provide relative to the requirements of applicants for a dental license and a dental hygiene license; to provide for the supervision of dental hygienists; to increase costs and fees; 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	Duplessis	Malone
Adley	Dupre	Marionneau
Amedee	Ellington	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

Fields	Schedler	Shepherd
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. 106—
BY REPRESENTATIVE DURAND
AN ACT**

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

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	Duplessis	Marionneau
Adley	Dupre	McPherson

June 1, 2006

Amedee	Ellington	Michot
Bajoie	Fontenot	Mount
Barham	Gautreaux N	Murray
Boasso	Heitmeier	Nevers
Broome	Hollis	Quinn
Cain	Jackson	Romero
Chaisson	Jones	Smith
Cheek	Kostelka	Theunissen
Cravins	Lentini	Ullo
Dardenne	Malone	
Total - 35		

NAYS

Total - 0

ABSENT

Fields	Schedler
Gautreaux B	Shepherd
Total - 4	

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

HOUSE BILL NO. 108—
BY REPRESENTATIVE BRUNEAU AND SENATOR MURRAY
AN ACT

To amend and reenact R.S. 49:72(7) and to enact R.S. 49:78.1, relative to lobbying of the executive branch; to provide for the regulation of lobbying of the executive branch; to provide for the definition of lobbyist; to provide for certain prohibited conduct; to provide for penalties and remedies, including the defeat or voidability of certain contracts; to provide for enforcement; and to provide for related matters.

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

Mr. President in the Chair

HOUSE BILL NO. 109—
BY REPRESENTATIVE BRUNEAU AND SENATOR MURRAY
AN ACT

To amend and reenact R.S. 24:51(5) and to enact R.S. 24:56(G) and 58.1, relative to lobbying of the legislature; to provide for the regulation of lobbying of the legislature; to provide for the definition of lobbyist; to provide for certain prohibited conduct; to provide for penalties and remedies, including the defeat or voidability of certain contracts; to provide for enforcement; 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 Reengrossed House Bill No. 109 by Representative Bruneau

AMENDMENT NO. 1

On page 1, line 14, after "employed" and before "to act" insert "or engaged for compensation"

AMENDMENT NO. 2

On page 1, line 16, after "employment" and before the period "." insert "or engagement"

AMENDMENT NO. 3

On page 1, line 17, after "kind" and before "to act" insert ", including reimbursement of expenditures,"

AMENDMENT NO. 4

On page 2, line 5, after "employed" and before "and" insert "or"

engaged"

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	McPherson
Adley	Ellington	Michot
Amedee	Fontenot	Mount
Bajoie	Gautreaux B	Murray
Barham	Gautreaux N	Nevers
Boasso	Heitmeier	Quinn
Broome	Hollis	Romero
Cain	Jackson	Smith
Chaisson	Jones	Theunissen
Cheek	Kostelka	Ullo
Dardenne	Lentini	
Duplessis	Malone	
Total - 34		

NAYS

Cravins
Total - 1

ABSENT

Fields	Schedler
Marionneaux	Shepherd
Total - 4	

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.

HOUSE BILL NO. 110—
BY REPRESENTATIVE PINAC
AN ACT

To amend and reenact R.S. 37:1446(H), relative to real estate brokers; to provide that certain real estate salespersons or associates of real estate brokers are independent contractors and not employees; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Fields Schedler
Kostelka Shepherd
Total - 4

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

HOUSE BILL NO. 119—

BY REPRESENTATIVE PINAC

AN ACT

To enact R.S. 37:1449.1, relative to purchase agreements for residential real property; to require Louisiana Real Estate Commission licensees to use a uniform purchase agreement form; to provide for promulgation of the form by the commission; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Fields Schedler
Kostelka Shepherd
Total - 4

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

HOUSE BILL NO. 130—

BY REPRESENTATIVE LANCASTER

AN ACT

To amend and reenact R.S. 42:1132(B)(2)(a)(i), relative to the nominating committee for nominees for positions on the Board of Ethics; to change the composition of such nominating committee; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Duplessis	Malone
Adley	Dupre	Marionneaux
Amedee	Ellington	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

Fields	Schedler	Shepherd
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Total - 3

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. 158—

BY REPRESENTATIVE K. CARTER

AN ACT

To repeal R.S. 22:1137(A)(10) and 1139(C)(8) and Part VII of Chapter 2 of Title 22 of the Louisiana Revised Statutes of 1950, comprised of R.S. 22:1751 through 1770, relative to regulation of automobile service clubs by the commissioner of insurance.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Duplessis	Malone
Adley	Dupre	Marionneaux
Amedee	Ellington	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

Fields	Schedler	Shepherd
--------	----------	----------

Total - 3

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

HOUSE BILL NO. 197—

BY REPRESENTATIVE LANCASTER

AN ACT

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

June 1, 2006

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: Mr. President, Duplessis, Malone, Adley, Dupre, Marionneaux, Amedee, Ellington, 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

Table with 3 columns: Fields, Schedler, Shepherd. Total - 3

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. 198— BY REPRESENTATIVE LANCASTER AN ACT

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

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: Mr. President, Duplessis, Malone, Adley, Dupre, Marionneaux, Amedee, Ellington, 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

Table with 3 columns: Fields, Schedler, Shepherd. Total - 3

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. 248— BY REPRESENTATIVE K. CARTER AN ACT

To amend and reenact R.S. 22:32(5) and (9), relative to domestic incorporated insurers; to provide for the requirements of articles of incorporation of such insurers; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Mr. President, Duplessis, Malone, Adley, Dupre, Marionneaux, Amedee, Ellington, 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

Table with 3 columns: Fields, Schedler, Shepherd. Total - 3

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

HOUSE BILL NO. 250— BY REPRESENTATIVE K. CARTER AN ACT

To repeal R.S. 22:83 and 130, relative to domestic insurers; to delete the requirement of United States citizenship to serve on the board of directors or be an officer of a domestic stock insurer or a domestic mutual insurer.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Mr. President, Duplessis, Malone, Adley, Dupre, Marionneaux, Amedee, Ellington, McPherson, Bajoie, Fontenot, Michot, Barham, Gautreaux B, Mount, Boasso, Gautreaux N, Murray. Total - 36

Broome	Heitmeier	Nevers
Cain	Hollis	Quinn
Chaisson	Jackson	Romero
Cheek	Jones	Smith
Cravins	Kostelka	Theunissen
Dardenne	Lentini	Ullo

Total - 36

NAYS

Total - 0

ABSENT

Fields	Schedler	Shepherd
--------	----------	----------

Total - 3

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

HOUSE BILL NO. 252—
BY REPRESENTATIVE K. CARTER
AN ACT

To amend and reenact R.S. 22:2003(B)(5) and (9), relative to health maintenance organizations; to provide for the requirements of articles of incorporation of health maintenance organizations; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Duplessis	Malone
Adley	Dupre	Marionneaux
Amedee	Ellington	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

Fields	Schedler	Shepherd
--------	----------	----------

Total - 3

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

HOUSE BILL NO. 285—
BY REPRESENTATIVE DAMICO
AN ACT

To amend and reenact R.S. 37:1459(D), relative to the real estate commission; to provide for return of fees collected by unlicensed persons; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Duplessis	Marionneaux
Adley	Dupre	McPherson
Amedee	Ellington	Michot
Bajoie	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	Malone	

Total - 35

NAYS

Total - 0

ABSENT

Fields	Schedler
Lentini	Shepherd

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. 311—
BY REPRESENTATIVE BRUNEAU
AN ACT

To amend and reenact R.S. 42:1169(D) and to enact R.S. 42:1169 (E) and (F), relative to procedures of the board of ethics; to require the board of ethics to provide notice to the appropriate agency head or governing authority of an investigation, hearing, or consent opinion related to a public servant's reprisal for disclosure of improper acts; to require an agency to cooperate with the board's investigation and be a party to the board's investigation, hearing, or consent opinion; to provide for the stay of any action by the board if a civil action or adjudicatory action on the same matter is pending; to provide for the outcome of the civil action or adjudicatory action to resolve all related matters before the board; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Duplessis	Malone
Adley	Dupre	Marionneaux
Amedee	Ellington	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

June 1, 2006

ABSENT

Fields Schedler Shepherd
Total - 3

The Chair declared the 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.

HOUSE BILL NO. 312

BY REPRESENTATIVE WHITE

AN ACT

To amend and reenact R.S. 6:337(A), relative to mortgage lenders; to provide for payment of insurance settlement proceeds; and to provide for related matters.

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

HOUSE BILL NO. 314

BY REPRESENTATIVE WHITE

AN ACT

To amend and reenact R.S. 6:338(B)(2), relative to mortgage lenders; to provide for the date from which to calculate accrued interest; and to provide for related matters.

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

HOUSE BILL NO. 340

BY REPRESENTATIVE K. CARTER

AN ACT

To amend and reenact R.S. 22:636(G), relative to nonrenewal of certain insurance policies; to provide for notice of nonrenewal to persons with an interest in any loss covered by the policy; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Duplessis Malone
Adley Dupre Marionneaux
Amedee Ellington 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

Fields Schedler Shepherd
Total - 3

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

HOUSE BILL NO. 355

BY REPRESENTATIVES TRICHE, DOERGE, AND DURAND AND SENATOR LENTINI

AN ACT

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

Floor Amendments Sent Up

Senator Chaisson sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Chaisson to Engrossed House Bill No. 355 by Representative Triche

AMENDMENT NO. 1

On page 1, line 12, after "Notwithstanding any other provision of law," insert the following:

"subject to the safeguards on privacy and information security, and subject to the nonliability of entities that afford such access according to this Subparagraph."

AMENDMENT NO. 2

On page 2, line 7, after "(9)" change "Records" to the following:

"The names and addresses of individuals who owe or are owed support, or against or with respect to whom a support obligation is sought, and the names and addresses of employers of such individuals, as appearing in customer records"

On motion of Senator Chaisson, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Duplessis Malone
Adley Dupre Marionneaux
Amedee Ellington 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

Fields Schedler Shepherd
Total - 3

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

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**ADOPTION OF
CONFERENCE COMMITTEE REPORT**

June 1, 2006

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has adopted the Report of the Conference Committee on the disagreement to House Bill No. 66.

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

Message from the House**ADOPTION OF
CONFERENCE COMMITTEE REPORT**

June 1, 2006

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has adopted the Report of the Conference Committee on the disagreement to House Bill No. 419.

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

Message from the House**ADOPTION OF
CONFERENCE COMMITTEE REPORT**

June 1, 2006

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has adopted the Report of the Conference Committee on the disagreement to House Bill No. 1133.

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

Message from the House**CONCURRING IN
SENATE CONCURRENT RESOLUTIONS**

June 1, 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. 10—

BY SENATOR NEVERS

A CONCURRENT RESOLUTION

To urge and request the Department of Economic Development and the Department of Agriculture and Forestry to promote the use of alternative fuels and provide incentives for companies and consumers who use alternative fuels.

Reported without amendments.

SENATE CONCURRENT RESOLUTION NO. 65—

BY SENATOR SMITH

A CONCURRENT RESOLUTION

To memorialize the Congress of the United States to adopt an amendment to the Constitution of the United States to define marriage in the United States as the union between one man and one woman.

Reported without amendments.

SENATE CONCURRENT RESOLUTION NO. 59—

BY SENATOR MCPHERSON

A CONCURRENT RESOLUTION

To nominate a portion of Drake's Creek in Vernon Parish for inclusion in the Louisiana Natural and Scenic Rivers System.

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. 93—

BY SENATORS KOSTELKA, 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, LENTINI, MALONE, MARIONNEAUX, MCPHERSON, MICHOT, MOUNT, MURRAY, NEVERS, QUINN, ROMERO, SCHEDLER, SHEPHERD, SMITH, THEUNISSEN AND ULLO

A RESOLUTION

To express the sincere and heartfelt condolences of the Senate of the Legislature of Louisiana to the family of United States Navy Petty Officer 3rd Class Lee Hamilton Deal upon his death in ground combat action in Iraq.

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

SENATE RESOLUTION NO. 94—

BY SENATOR DUPRE

A RESOLUTION

To amend and readopt Senate Rule No. 13.4 of the Rules of Order of the Senate to add Paragraph (18) to such rule, relative to standing committees; to establish the Senate Standing Committee on Coastal Protection, Emergency Preparedness, and Homeland Security; and to provide for the jurisdiction of such committee

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

SENATE CONCURRENT RESOLUTION NO. 110—

BY SENATOR AMEDEE

A CONCURRENT RESOLUTION

To commend and congratulate James A. "Jimmy" Little on being named King and Champion for 2006 and receiving the coveted "Poo Yie" trophy.

June 1, 2006

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Table with 3 columns: Name, YEAS, and NAYS. Includes Fields, Schedler, Shepherd.

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

SENATE CONCURRENT RESOLUTION NO. 111— BY SENATOR HINES

A CONCURRENT RESOLUTION

To urge and request the Department of Health and Hospitals to study the issuance of Advance Directive Bracelets in addition to Do Not Resuscitate Bracelets to qualified patients with input from various organizations and associations.

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

SENATE CONCURRENT RESOLUTION NO. 112— BY SENATOR LENTINI

A CONCURRENT RESOLUTION

To add the director of the division of long-term supports and services within the Department of Health and Hospitals as a member of the Implementation Team of the Louisiana Commission on Decision-Making of Persons with Cognitive Disabilities and to require a report of such team to the Senate Committee on Judiciary A and the House Committee on Civil Law and Procedure.

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

SENATE CONCURRENT RESOLUTION NO. 113— BY SENATOR MARIONNEAUX

A CONCURRENT RESOLUTION

To urge and request the Louisiana Supreme Court, through its Chief Justice, to establish a committee to study attorney advertising and the need and feasibility of creating a standing committee to evaluate such advertising, provide written advisory opinions thereon, develop a handbook on advertising, and recommend amendments to the Rules of Professional Conduct.

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

SENATE CONCURRENT RESOLUTION NO. 114— BY SENATORS N. GAUTREAUX AND B. GAUTREAUX AND REPRESENTATIVE JACK SMITH

A CONCURRENT RESOLUTION

To commend Gage Rodriguez of Hanson Memorial High School upon his selection as an alternate representative of south Louisiana at the Hugh O'Brian World Leadership Congress in

Washington, D.C.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Name, YEAS, and NAYS. Includes Mr. President, Adley, Amedee, Bajoie, Barham, Boasso, Broome, Cain, Chaisson, Cheek, Dardenne, Duplessis, Dupre, Ellington, Fontenot, Gautreaux B, Gautreaux N, Heitmeier, Hollis, Jackson, Jones, Kostelka, Malone, Marionneaux, McPherson, Michot, Mount, Murray, Nevers, Quinn, Romero, Smith, Theunissen, Ullo.

NAYS

Total - 0

ABSENT

Table with 3 columns: Name, YEAS, and NAYS. Includes Cravins, Fields, Lentini, Schedler, Shepherd.

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

SENATE CONCURRENT RESOLUTION NO. 115— BY SENATORS MICHOT AND MOUNT

A CONCURRENT RESOLUTION

To urge and request the Louisiana Department of Economic Development to administer the Quality Jobs Program in such a way, including a change in rule or regulation if necessary, that will assist companies statewide who have experienced a reduction in the number of their employees as a result of hurricanes Katrina or Rita and who meet all the qualifications of the Quality Jobs Program, by allowing such impacted companies to count as a "new direct job" any employees who are hired or rehired in the companies' efforts to maintain, resume, restore, or increase operations in the state.

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

Messages from the House

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

Message from the House

ASKING CONCURRENCE IN HOUSE BILLS AND JOINT RESOLUTIONS

June 1, 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. 126—
BY REPRESENTATIVES TOOMY AND MARTINY AND SENATORS JONES AND LENTINI

AN ACT

To enact R.S. 13:48, relative to the salary of judges of the supreme court, courts of appeal, district courts, parish courts, and city courts; to provide for an increase in the salary paid for by the state as recommended by the Judicial Compensation Commission; and to provide for related matters.

HOUSE BILL NO. 659—
BY REPRESENTATIVE PINAC

AN ACT

To amend and reenact R.S. 6:1004.1(A) and (B)(1), 1004.2, 1006(A) and (B)(2), and 1007(A) and (B) and to enact R.S. 6:1004(D) and 1006(C), relative to the Louisiana Check Cashing Law; to provide for change of control provisions; to provide for application and renewal fees; to provide for investigation of violations; to provide relative to application and reapplication for licenses; to provide for hearings for violators; to provide for fees and name and location changes; 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. 126—
BY REPRESENTATIVES TOOMY AND MARTINY AND SENATORS JONES AND LENTINI

AN ACT

To enact R.S. 13:48, relative to the salary of judges of the supreme court, courts of appeal, district courts, parish courts, and city courts; to provide for an increase in the salary paid for by the state as recommended by the Judicial Compensation Commission; and to provide for related matters.

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

HOUSE BILL NO. 659—
BY REPRESENTATIVE PINAC

AN ACT

To amend and reenact R.S. 6:1004.1(A) and (B)(1), 1004.2, 1006(A) and (B)(2), and 1007(A) and (B) and to enact R.S. 6:1004(D) and 1006(C), relative to the Louisiana Check Cashing Law; to provide for change of control provisions; to provide for application and renewal fees; to provide for investigation of violations; to provide relative to application and reapplication for licenses; to provide for hearings for violators; to provide for fees and name and location changes; 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**

June 1, 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. 191—

BY REPRESENTATIVE PITRE
A CONCURRENT RESOLUTION

To suspend until sixty days after final adjournment of the 2007 Regular Session of the Legislature of Louisiana that portion of Act No. 57 of the 2005 Regular Session of the Louisiana Legislature that delineates the coordinates of the approximately five acres to be used by the Grand Isle Port Commission for off-bottom oyster culture.

HOUSE CONCURRENT RESOLUTION NO. 260—

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

To express the sincere and heartfelt condolences of the Legislature of Louisiana upon the death in the line of duty of Sergeant Jeremy Newchurch of the Assumption Parish Sheriff's Office.

HOUSE CONCURRENT RESOLUTION NO. 261—

BY REPRESENTATIVE GLOVER
A CONCURRENT RESOLUTION

To recognize Shreveport's Historic Music Village, the FAME (Foundation for Arts, Music and Entertainment) District, as a significant cultural, historic, and natural resource for the state of Louisiana.

HOUSE CONCURRENT RESOLUTION NO. 262—

BY REPRESENTATIVES WALSWORTH AND BALDONE
A CONCURRENT RESOLUTION

To urge and request the Veterans Affairs Commission to develop a plan for an Iraq War Memorial and to report to the legislature regarding the proposed plan not later than December 31, 2006.

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. 191—

BY REPRESENTATIVE PITRE
A CONCURRENT RESOLUTION

To suspend until sixty days after final adjournment of the 2007 Regular Session of the Legislature of Louisiana that portion of Act No. 57 of the 2005 Regular Session of the Louisiana Legislature that delineates the coordinates of the approximately five acres to be used by the Grand Isle Port Commission for off-bottom oyster culture.

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

HOUSE CONCURRENT RESOLUTION NO. 260—

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

To express the sincere and heartfelt condolences of the Legislature of Louisiana upon the death in the line of duty of Sergeant Jeremy Newchurch of the Assumption Parish Sheriff's Office.

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

ROLL CALL

The roll was called with the following result:

June 1, 2006

YEAS

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

NAYS

Total - 0

ABSENT

Cravins	Lentini	Shepherd
Fields	Schedler	
Total - 5		

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

HOUSE CONCURRENT RESOLUTION NO. 261—
BY REPRESENTATIVE GLOVER

A CONCURRENT RESOLUTION

To recognize Shreveport's Historic Music Village, the FAME (Foundation for Arts, Music and Entertainment) District, as a significant cultural, historic, and natural resource for the state of Louisiana.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Cravins	Malone	Shepherd
Fields	McPherson	
Lentini	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. 262—
BY REPRESENTATIVES WALSWORTH AND BALDONE

A CONCURRENT RESOLUTION

To urge and request the Veterans Affairs Commission to develop a plan for an Iraq War Memorial and to report to the legislature regarding the proposed plan not later than December 31, 2006.

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
TRANSPORTATION, HIGHWAYS AND PUBLIC
WORKS

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

June 1, 2006

To the President and Members of the Senate:

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

SENATE BILL NO. 158—
BY SENATOR MCPHERSON
AN ACT

To amend and reenact R.S. 32:141(D), relative to motor vehicles; to provide for removal of vehicles from the roadway following certain accidents; to provide for the responsibility of the responding law enforcement officer to remove disabled vehicles from the roadway under certain circumstances; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 240—
BY REPRESENTATIVE GREENE AND SENATOR BROOME
AN ACT

To enact R.S. 32:300.3, relative to the safe operation of motor vehicles; to provide relative to traffic rules for funeral processions; to provide for the definition of a "funeral procession"; to require the uniform identification of motor vehicles participating in funeral processions; to provide penalties for certain violations; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 890—
BY REPRESENTATIVE BAYLOR
AN ACT

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

Reported favorably.

HOUSE BILL NO. 971—
BY REPRESENTATIVES QUEZAIRE, DANIEL, DOVE, DOWNS, ERDEY,
M. GUILLORY, KATZ, KENNARD, SMILEY, AND TUCKER AND
SENATOR ELLINGTON
AN ACT

To enact R.S. 32:1504(D), relative to regulation of motor carriers; to authorize the secretary of the Department of Public Safety and Corrections to enter into certain agreements; to provide for certain limitations; and to provide for related matters.

Reported with amendments.

Respectfully submitted,
NOBLE E. ELLINGTON
Chairman

Message from the House

SIGNED HOUSE CONCURRENT RESOLUTIONS

June 1, 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. 243—

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

A CONCURRENT RESOLUTION

To commend the New Jersey State Police for their service to the city of New Orleans following Hurricane Katrina.

HOUSE CONCURRENT RESOLUTION NO. 244—

BY REPRESENTATIVE BALDONE

A CONCURRENT RESOLUTION

To commend the Office of Group Benefits for its study of the effects of obesity on health insurance.

HOUSE CONCURRENT RESOLUTION NO. 249—

BY REPRESENTATIVE MARCHAND

A CONCURRENT RESOLUTION

To recognize May 31, 2006, as Alpha Day at the Louisiana State Capitol and to express support of Alpha Kappa Alpha Sorority, Incorporated, in its effort to assist in the recovery and restoration of New Orleans, Louisiana, and those who suffered the devastation of Hurricanes Katrina and Rita; and also to focus its attention to the upgrading of the health level of African-American citizens, particularly the elderly and disabled, in Louisiana.

HOUSE CONCURRENT RESOLUTION NO. 251—

BY REPRESENTATIVE GALLOT

A CONCURRENT RESOLUTION

To express sincere and heartfelt condolences upon the death of Charlene S. Greene.

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.

Message from the House

SIGNED HOUSE BILLS AND JOINT RESOLUTIONS

May 31, 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. 21—

BY REPRESENTATIVE LAFLEUR

AN ACT

To amend and reenact R.S. 15:556(2), relative to the Louisiana Sexual Assault Task Force; to provide relative to the reporting deadlines of the task force; and to provide for related matters.

HOUSE BILL NO. 57—

BY REPRESENTATIVE TOOMY

AN ACT

To amend and reenact R.S. 13:841(A)(introductory paragraph) and (1) through (10) and (D) and to repeal R.S. 13:841(A)(11) through (77) and (E), relative to fees the clerks of the district

courts are entitled to receive in civil matters for services provided; to streamline the fees and services; to provide for a fee for marriage licenses and copies; to delete provisions authorizing a clerk to demand and receive additional fees in an amount not to exceed ten percent; to repeal certain fees of offices and services; to repeal provisions relating to service on the same person in the same proceeding but in more than one capacity; and to provide for related matters.

HOUSE BILL NO. 70—

BY REPRESENTATIVE DURAND

AN ACT

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

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.

HOUSE BILL NO. 74—

BY REPRESENTATIVE JOHNS

AN ACT

To amend and reenact Code of Criminal Procedure Articles 322(A) and 344(B)(1), (2), and (3), relative to the right to notice for a defendant's required appearance; to provide that the defendant may designate an agent to be served with the notice to appear; and to provide for related matters.

HOUSE BILL NO. 85—

BY REPRESENTATIVE T. POWELL

AN ACT

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

June 1, 2006

HOUSE BILL NO. 90—

BY REPRESENTATIVE GRAY

AN ACT

To amend and reenact Children's Code Articles 625, 644(A)(5), 684(D), (E), (F), and (G), 694(B), and 704(B) and to enact Children's Code Articles 644(A)(6) and (7) and 682(B)(4), relative to the diligent search for absent parents; to provide for the responsibility of parents involved in certain juvenile court proceedings to notify the department and their counsel of their whereabouts; to provide for the duty of a curator ad hoc to give notice to parents of their responsibility to keep their whereabouts known to their counsel and the department; to provide for the duty of parents to notify the court and counsel of contact information of alternative caregivers for their child; to provide for giving notice to persons before the court of their responsibility to give contact information of the parents and alternative caregivers; to provide for duties of the department; and to provide for related matters.

HOUSE BILL NO. 121—

BY REPRESENTATIVES JOHNS AND CROWE AND SENATOR BROOME
AN ACT

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

HOUSE BILL NO. 152—

BY REPRESENTATIVE LAFONTA

AN ACT

To enact R.S. 51:943(A)(9), (10), (11), (12), and (13), 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.

HOUSE BILL NO. 154—

BY REPRESENTATIVES STRAIN, ALEXANDER, ARNOLD, BADON, BALDONE, BARROW, BURRELL, CRANE, CROWE, DANIEL, DOERGE, DOVE, DURAND, FANNIN, FAUCHEUX, FRITH, GALLOT, GLOVER, GREENE, HARRIS, HEATON, HONEY, KATZ, KENNEY, MCDONALD, MONTGOMERY, ODINET, PINAC, PITRE, T. POWELL, QUEZAIRE, RICHMOND, RITCHIE, ROMERO, GARY SMITH, JANE SMITH, TRAHAN, TUCKER, WADDELL, AND WALKER AND SENATORS BROOME, HINES, AND NEVERS
AN ACT

To enact R.S. 17:170.1, relative to immunizations; to require certain students of postsecondary education institutions to provide documentation of certain immunizations; to require such institutions to provide information relative to certain immunizations to certain persons; to provide for exceptions; and to provide for related matters.

HOUSE BILL NO. 162—

BY REPRESENTATIVE HILL

AN ACT

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

HOUSE BILL NO. 175—

BY REPRESENTATIVE BADON

AN ACT

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

HOUSE BILL NO. 190—

BY REPRESENTATIVE MARTINY

AN ACT

To amend and reenact R.S. 40:1796, relative to the preemption of state law over local governmental ordinances regarding the sale, purchase, possession, ownership, transfer, transportation, license, or registration of firearms or ammunition; to provide for

an exception in cases of emergency or disaster; to provide for applicability in high-risk areas; to provide for definitions; and to provide for related matters.

HOUSE BILL NO. 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.

HOUSE BILL NO. 262—

BY REPRESENTATIVE PINAC

AN ACT

To amend and reenact R.S. 12:2, relative to filing requirements for certain business organizations; to provide procedures for Internet filings; to provide procedures for in-person filings; to delete requirements for acknowledgments, authentic acts, or other documentation requiring a notary public under certain circumstances; and to provide for related matters.

HOUSE BILL NO. 288—

BY REPRESENTATIVES WALKER, ANSARDI, CRAVINS, AND JOHNS

AN ACT

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

HOUSE BILL NO. 309—

BY REPRESENTATIVES WALKER AND GRAY

AN ACT

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

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.

HOUSE BILL NO. 371—

BY REPRESENTATIVE DAMICO AND SENATORS CHEEK, FONTENOT, MALONE, AND ULLO

AN ACT

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

HOUSE BILL NO. 403—

BY REPRESENTATIVE ALARIO

AN ACT

To repeal R.S. 39:1405.1(B), relative to fees to defray expenses of the State Bond Commission; to repeal the authorization to rebate excess fees collected by the State Bond Commission.

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.

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.

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.

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.

HOUSE BILL NO. 503—

BY REPRESENTATIVE GRAY

AN ACT

To amend and reenact Children's Code Articles 809(B), 833(A), 834(A), 835(A), 836(A), 837, and 838(D) and to enact Children's Code Articles 834(F), 834.1, and 837.1 through 837.6, relative to the mental capacity of children to proceed to trial; to provide for a contradictory hearing; to provide for the qualifications of a restoration service provider; to provide for evaluations of the child; and to provide for related matters.

HOUSE BILL NO. 534—

BY REPRESENTATIVE GALLOT

AN ACT

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

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.

HOUSE BILL NO. 587—

BY REPRESENTATIVE JEFFERSON

AN ACT

To enact R.S. 18:101(F) and 451.3, relative to residency or domicile requirements for qualifications for voting, candidacy, or holding office when involuntarily displaced; to provide that displaced persons remain residents of the state and parish in which they are registered to vote except under certain circumstances; and to provide for related matters.

HOUSE BILL NO. 634—

BY REPRESENTATIVES WHITE AND GLOVER

AN ACT

To amend and reenact R.S. 33:2501(C)(1) and 2561(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.

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 AND SENATORS CHEEK AND SCHEDLER

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's 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.

HOUSE BILL NO. 654—

BY REPRESENTATIVES DOERGE AND RICHMOND

AN ACT

To enact Children's Code Articles 1024.1 and 1036.2, relative to the involuntary termination of parental rights; to provide for the payment of transportation costs; to require the incarcerated parent to provide a reasonable plan for the appropriate care of his child; to require the Department of Social Services to notify the incarcerated parent of his duty; to provide time limitations; to provide for the assessment of the plan; to provide a standard notification form; and to provide for related matters.

HOUSE BILL NO. 661—

BY REPRESENTATIVES ALARIO AND SALTER

AN ACT

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

HOUSE BILL NO. 685—

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

AN ACT

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

HOUSE BILL NO. 717—

BY REPRESENTATIVE SALTER

AN ACT

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

HOUSE BILL NO. 760—

BY REPRESENTATIVES SCALISE, ALARIO, ALEXANDER, ANSARDI, ARNOLD, BADON, BALDONE, BAUDOIN, BEARD, BOWLER, BRUCE, BRUNEAU, BURNS, CAZAYOUX, CRANE, CRAVINS, CROWE, DAMICO, DANIEL, DARTEZ, DEWITT, DOERGE, DORSEY, DOVE, DOWNS, DURAND, ERDEY, FANNIN, FARRAR, FAUCHEUX, FRITH, GEYMAN, GLOVER, GREENE, M. GUILLORY, HAMMETT, HARRIS, HEATON, HEBERT, HILL, HOPKINS, HUTTER, JOHNS, KATZ, KENNARD, KENNEY, KLECKLEY, LABRUZZO, LAFLEUR, LAMBERT, LANCASTER, MARTINY, MCDONALD, MCVEA, MONTGOMERY, MORRISH, PIERRE, PINAC, PITRE, M. POWELL, T. POWELL, QUEZAIRE, RITCHIE, ROBIDEAUX, ROMERO, SALTER, SCHNEIDER, SMILEY, GARY SMITH, JACK SMITH, JANE SMITH, JOHN SMITH, ST. GERMAIN, STRAIN, THOMPSON, TOOMY, TOWNSEND, TRAHAN, TRICHE, TUCKER, WADDELL, WALKER, WALSWORTH, WHITE,

June 1, 2006

WINSTON, AND WOOTON AND SENATORS B. GAUTREUX, MCPHERSON, MOUNT, NEVERS, AND SCHEDLER
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.

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.

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.

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:

June 1, 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. 107—

BY SENATORS THEUNISSEN AND MOUNT AND REPRESENTATIVES GEYMAN, E. GUILLORY, JOHNS, KLECKLEY AND MORRISH
A CONCURRENT RESOLUTION

To urge and request the Department of Transportation and Development to expedite the process to replace the Interstate 10 Calcasieu River Bridge and its approaches and to request law enforcement officials to strictly enforce the speed limit and lane usage by motorists on the bridge.

SENATE CONCURRENT RESOLUTION NO. 108—

BY SENATOR SCHEDLER

A CONCURRENT RESOLUTION

To acknowledge and commend the outstanding efforts of the Health Services Recovery Council and its affiliated health planning groups serving the significantly impacted parishes of Cameron, Jefferson, Orleans, Plaquemines, St. Bernard, and St. Tammany, and the Greater Baton Rouge Area; recognize the Health Services Recovery Council as an integral part of this state's efforts to restore the health system and protect the health of our citizens; and urge and request the Health Services Recovery Council to continue to focus on the health care, mental health, and dental health care needs within their parishes, pursue broad regional coordination of resources within their parishes, pursue broad regional coordination across facility types and across their parishes, represent and speak on behalf of their parishes before

the legislature and at Louisiana Recovery Authority meetings or before other state or federal entities, coordinate with local community-based and state level planning efforts, serve as the coordinating council to identify and provide clear expectations for their parishes' health care recovery, serve on behalf of the residents of their parish and meet with such residents to ascertain their health care needs, and plan for future hurricane needs.

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:

June 1, 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 Bills have been properly enrolled:

SENATE BILL NO. 1—

BY SENATOR MCPHERSON AND REPRESENTATIVE BRUNEAU AND SENATORS ADLEY, AMEDEE, BARHAM, CAIN, CRAVINS, DUPLESSIS, DUPRE, ELLINGTON, HINES, HOLLIS, LENTINI, MOUNT, MURRAY, NEVERS, SCHEDLER, SMITH, N. GAUTREUX AND MARIONNEAUX AND REPRESENTATIVES STRAIN, SCHNEIDER, R. CARTER, CRAVINS, MONTGOMERY, TOWNSEND, HUNTER, ALARIO, ALEXANDER, BALDONE, BAUDOUIN, BOWLER, BURNS, CAZAYOUX, CROWE, CURTIS, DAMICO, DARTEZ, DOERGE, DOWNS, DURAND, FANNIN, FARRAR, FRITH, GREENE, E. GUILLORY, HILL, JEFFERSON, JOHNS, KLECKLEY, LAFONTA, LANCASTER, MCDONALD, MCVEA, T. POWELL, RITCHIE, ROMERO, WALSWORTH, BADON, BAYLOR, BEARD, BURRELL, CHANDLER, CRANE, DEWITT, DORSEY, ERDEY, FAUCHEUX, GLOVER, HARRIS, HEATON, HEBERT, HOPKINS, JACKSON, KATZ, KENNEY, LABRUZZO, MARCHAND, MORRELL, MORRISH, ODINET, PIERRE, PINAC, PITRE, M. POWELL, ROBIDEAUX, SCALISE, GARY SMITH, JACK SMITH, JANE SMITH, THOMPSON, TRAHAN, TRICHE, TUCKER, WADDELL, WHITE AND WINSTON
A JOINT RESOLUTION

Proposing to amend Article I, Section 4(B) and Article VI, Section 21(A) and to add Article VI, Section 21(D) of the Constitution of Louisiana, relative to the expropriation of property; to prohibit the expropriation of property by the state or a political subdivision of the state for the predominant use by or transfer to any private person or entity under certain circumstances; to provide for the definition of "public purposes"; to provide for items included in just compensation to be paid to the owner of expropriated property; to provide exceptions for the operation of public ports; and to specify an election for submission of the proposition to electors and provide a ballot proposition.

SENATE BILL NO. 9—

BY SENATOR SMITH AND REPRESENTATIVE THOMPSON
AN ACT

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

Respectfully submitted,
CHARLES D. JONES
Chairman

The foregoing Senate Bills were signed by the President of the Senate.

Message to the Governor
SIGNED SENATE BILLS

June 1, 2006

To the Honorable Governor of the State of Louisiana:

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

SENATE BILL NO. 525—

BY SENATOR N. GAUTREAUX
AN ACT

To enact Subpart G of Part II of Chapter 30 of Title 3 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 3:4694 through 4698, relative to the establishment of the terms "Cajun" and "Louisiana Creole" as certification marks; and to provide for related matters.

SENATE BILL NO. 655—

BY SENATORS ADLEY, KOSTELKA, QUINN, B. GAUTREAUX AND MURRAY AND REPRESENTATIVES DANIEL, BEARD, CRANE, DAMICO, DEWITT, FRITH, GEYMANN, HAMMETT, KATZ, LANCASTER, MARTINY, PIERRE, PITRE, T. POWELL, SCALISE, WALSWORTH, JOHNS, MCDONALD AND MONTGOMERY
AN ACT

To amend and reenact R.S. 30: 82(6), 89.1 and 2015.1(B), (C)(1), (2), and (4), (D), (E)(1), (F)(2), (H), (I), and (K) and to enact R.S. 30:29, 29.1, and 2015.1(L), relative to remediation; to provide relative to remediation of certain sites by the Department of Natural Resources; to provide relative to the remediation of oil and gas and other sites; to provide terms, conditions, procedures, requirements, definitions, and standards; to provide relative to duties and responsibilities of certain agencies; to provide relative to certain actions or claims involving environmental damage; to provide relative to parties, proceedings, orders, judgments, and awards by the court; to provide relative to remediation and cleanup arising from such actions or claims; to provide relative to oilfield sites and exploration and production sites; to provide for landowner notification of environmental testing; and to provide for related matters.

and they are hereby presented for executive approval.

Respectfully submitted,
GLENN A. KOEPP
Secretary of the Senate

Leaves of Absence

The following leaves of absence were asked for and granted:

Fields	1 Day	Schedler	1 Day
Shepherd	1 Day		

Adjournment

Senator Bajoie moved that the Senate adjourn until Monday, June 5, 2006, at 3:00 o'clock P.M.

The President of the Senate declared the Senate adjourned until 3:00 o'clock P.M. on Monday, June 5, 2006.

GLENN A. KOEPP
Secretary of the Senate
GAYE F. HAMILTON
Journal Clerk

