

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

THIRTIETH DAY'S PROCEEDINGS

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

Senate Chamber
State Capitol
Baton Rouge, Louisiana

Wednesday, June 17, 2009

The Senate was called to order at 1:20 o'clock P.M. by Hon. Sharon Weston Broome, President Pro Tempore of the Senate.

Morning Hour

CONVENING ROLL CALL

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

PRESENT

Mr. President	Dorsey	McPherson
Adley	Duplessis	Michot
Amedee	Erdey	Morrell
Appel	Gray Evans	Morrish
Broome	Guillory	Murray
Claitor	Heitmeier	Nevers
Crowe	Long	Shaw
Donahue	Martiny	Smith
Total - 24		

ABSENT

Alario	Hebert	Mount
Cheek	Jackson	Quinn
Dupre	Kostelka	Riser
Gautreaux B	LaFleur	Thompson
Gautreaux N	Marionneaux	Walsworth
Total - 15		

The President Pro Tempore of the Senate announced there were 24 Senators present and a quorum.

Prayer

The prayer was offered by Dr. Stella Righteous, following which the Senate joined in the Pledge of Allegiance to the flag of the United States of America.

Reading of the Journal

On motion of Senator Morrish, the reading of the Journal was dispensed with and the Journal of June 16, 2009, was adopted.

**Privilege Report of the
Legislative Bureau**

June 17, 2009

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. 14—
BY REPRESENTATIVE BURFORD
AN ACT

To amend and reenact R.S. 33:1448(G) and to enact R.S. 33:1448(U), relative to the premium costs of group hospital and health insurance for retired sheriffs and retired deputy sheriffs in DeSoto Parish; to provide for eligibility for payment of premium costs; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 95—
BY REPRESENTATIVE MILLS
AN ACT

To amend and reenact R.S. 33:1448(G) and to enact R.S. 33:1448(U), relative to the premium costs of group hospital and health insurance for retired sheriffs and retired deputy sheriffs in St. Martin Parish; to provide for eligibility; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 98—
BY REPRESENTATIVE DANAHAY
AN ACT

To amend and reenact R.S. 56:499.1(A), relative to use of trawls and skimmer nets in the Calcasieu Lake area; to prohibit the use of trawls at night in certain portions of the Calcasieu Lake basin; to prohibit the use of skimmer nets at night on Calcasieu Lake; to authorize the use of skimmer nets at night in specified portions of Cameron Parish west of Calcasieu Lake; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 112—
BY REPRESENTATIVE MONTOUCE
AN ACT

To amend and reenact R.S. 11:701(33)(a)(x) and (xi) and (b)(v) and to enact R.S. 11:701(33)(a)(xii), relative to the Teachers' Retirement System of Louisiana; to provide that membership in such system includes certain foreign teachers who are teaching in Louisiana on J visas; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 179—
BY REPRESENTATIVES STIAES, BARROW, AND PATRICIA SMITH
AN ACT

To amend and reenact R.S. 17:24.4(F)(4)(a), relative to requirements for pupil progression; to provide with regard to the impact of established proficiency levels on certain tests on the progress of students in grades four and eight; to require the state superintendent of education to submit recommendations to the State Board of Elementary and Secondary Education relative to expanding opportunities for student promotion in limited circumstances; to require implementation of such recommendations; to provide for effectiveness; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 191—
BY REPRESENTATIVE DOVE
AN ACT

To amend and reenact R.S. 56:700.13(C), relative to the Oyster Lease Damage Evaluation Board; to provide relative to selection of a biologist to survey oyster beds to determine quality, condition, and value of said beds; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 193—
BY REPRESENTATIVE CHANEY
AN ACT

To amend and reenact R.S. 17:191 through 197, 198, and 199, relative to school nutrition programs; to provide for rules and regulations relative to such programs; and to provide for related matters.

Reported without amendments.

June 17, 2009

HOUSE BILL NO. 246—
BY REPRESENTATIVES MCVEA, RICHARDSON, AND WHITE
AN ACT

To enact R.S. 39:562(P), relative to the issuance of bonds; to provide an increase in the bonded debt limit of certain school districts for specified purposes; to provide guidelines, conditions, and limitations relative to such debt; to provide an effective date; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 319—
BY REPRESENTATIVE WILLMOTT
AN ACT

To enact R.S. 17:81(Q) and 3996(B)(21), relative to instruction to students in public secondary schools concerning the state's safe haven relinquishments law; to provide applicability; to provide guidelines for such instruction; to provide an effective date; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 350—
BY REPRESENTATIVE TEMPLET
AN ACT

To amend and reenact R.S. 33:1975(C)(2) and R.S. 40:1392(C)(2), relative to toll tags; to provide for the cost and purchase of toll tags for free passage on the Crescent City Connection Bridge; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 354—
BY REPRESENTATIVE GIROD JACKSON AND SENATOR MURRAY
AN ACT

To amend and reenact R.S. 38:2225.2.1(A), relative to public contracts; to extend the time relative to the utilization of design-build contracts under certain circumstances; to authorize other public entities to utilize the design-build method under certain circumstances; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 390—
BY REPRESENTATIVE HENDERSON
AN ACT

To enact R.S. 40:5.3.1, relative to molluscan shellfish sanitation requirements; to authorize the Department of Health and Hospitals to grant exemptions from certain of the molluscan shellfish sanitation requirements; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 400—
BY REPRESENTATIVES WILLIAMS, ARNOLD, AUSTIN BADON, BOBBY BADON, BALDONE, BARRAS, BARROW, BILLIOT, BURFORD, HENRY BURNS, TIM BURNS, BURRELL, CARMODY, CARTER, CONNICK, CORTEZ, DIXON, DOWNS, ELLINGTON, FOIL, GALLOT, GISCLAIR, GREENE, MICKEY GUILLORY, GUINN, HARDY, HARRISON, HINES, HONEY, HOWARD, HUTTER, MICHAEL JACKSON, KATZ, KLECKLEY, LABRUZZO, LAFONTA, LEBAS, LIGI, MILLS, NORTON, NOWLIN, PEARSON, PERRY, RICHARD, RICHMOND, RITCHIE, ROY, GARY SMITH, JANE SMITH, PATRICIA SMITH, STIAES, TUCKER, WILLMOTT, AND WOOTON
AN ACT

To amend and reenact R.S. 17:17.1(A)(1) and to enact R.S. 17:17.1(D), relative to required physical activity for students; to require public schools to provide at least thirty minutes of physical activity each school day for students in grades seven and eight; to provide for the establishment of school health advisory councils; to provide for council purposes, membership, and compensation; to provide for effectiveness; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 402—
BY REPRESENTATIVE TIM BURNS
AN ACT

To amend and reenact Sections 1(A), 2(C), and 4(3) of Act No. 164 of the 1984 Regular Session of the Legislature and to enact Sections 2(G) and 4.1 of Act No. 164 of the 1984 Regular Session of the Legislature, relative to the Municipal Police Employees Civil Service in the city of Mandeville; to provide that the position of chief of police shall not be in the classified service; to provide relative to the right of selection, appointment, supervision, and discharge for such position; to provide relative to the Municipal Police Employees Civil Service Board; to provide relative to the appointment, terms, and duties and responsibilities of board members; to provide relative to the political activities of board members and certain employees of the city; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 421—
BY REPRESENTATIVE DOERGE
AN ACT

To amend and reenact R.S. 11:1481(1)(a)(iii)(aa), relative to the Louisiana Assessors' Retirement Fund; to provide relative to required remittances due the fund; to provide relative to collection procedures for such required remittances; to provide an effective date; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 425—
BY REPRESENTATIVE DOERGE
AN ACT

To amend and reenact R.S. 47:302.15, 322.47, and 332.53, relative to special treasury funds created for disposition of certain state sales taxes on hotel occupancy in Webster Parish; to provide for the use and deposit of monies into the Webster Parish Convention and Visitors Commission Fund; to change the name of the Webster Parish Convention and Visitors Bureau Fund to the Webster Parish Convention and Visitors Commission Fund; to provide for the use, deposit, and transfers of monies in the Webster Parish Convention and Visitors Bureau Fund; to provide an effective date; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 478—
BY REPRESENTATIVE HARRISON
AN ACT

To amend and reenact R.S. 10:9-309(1), 311(b), 501(a)(3), 515(i), and 516(a)(3), and R.S. 34:851.20(M)(1) and (3), 852.1, 852.2(2), (3), and (7) through (17), 852.3(A), 852.4(A) and (B)(2), (3), and (6), 852.5, 852.6, 852.7(A)(4) and (B), 852.8, 852.10, 852.11(B) and (C), 852.12, 852.14(A) and (C), 852.15, 852.16(A), (D) through (H), and (I)(1) and (3), 852.17, and 852.20 and to enact R.S. 10:9-504(5) and R.S. 34:851.20(M)(4) and (5), 852.2(18), and 852.23, relative to titling; to provide for titling and registering of certain vessels and outboard motors; and to provide for perfection of security interests in certain motors; to provide for effectiveness of certain financing statements; to provide for definitions; to provide for certificates of title; to provide for form and content of application for title and certificate of title; to provide for duplicate titles; to provide for exemptions; to provide for manufacturers and dealers; to provide for transfer of and interest in outboard motors; to provide for liens; to provide for rules and regulations; and to provide for related matters.

Reported without amendments.

June 17, 2009

HOUSE BILL NO. 481—BY REPRESENTATIVE ST. GERMAIN
AN ACT

To amend and reenact R.S. 33:2181(A) and (B), relative to the investigation of fire employees; to provide definitions; to provide minimum standards for investigations; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 500—BY REPRESENTATIVE BALDONE
AN ACT

To amend and reenact R. S. 38:291(U)(1) and 329(J)(introductory paragraph) and to repeal R.S. 38:329(H), relative to the Terrebonne Levee and Conservation District, to provide for millages collected in Terrebonne Parish; to revert certain land in the possession of the Atchafalaya Basin Levee District for certain purposes to the Terrebonne Levee and Conservation District; to repeal certain required distribution amounts; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 501—BY REPRESENTATIVE HOFFMANN
AN ACT

To enact R.S. 33:2491.4, relative to municipal fire and police civil service; to provide relative to the establishment and maintenance of promotional employment lists for the various classes of positions in the classified police service in the city of West Monroe; to provide relative to the period of time a name may remain on any such list; to provide relative to tests to determine the eligibility of applicants for entry upon any such list; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 516—BY REPRESENTATIVES WILLIAMS, ELLINGTON, FANNIN, ELBERT GULLORY, HAZEL, LIGI, MCVEA, MORRIS, PEARSON, SMILEY, GARY SMITH, PATRICIA SMITH, AND STIAES
AN ACT

To enact Subpart Q-1, to be comprised of R.S. 39:100.121, and Q-2, to be comprised of R.S. 39:100.125, of Part II-A of Chapter 1 of Subtitle I of Title 39 of the Louisiana Revised Statutes of 1950, relative to state funds; to establish the Center of Excellence for Autism Spectrum Disorder Fund as a special treasury fund; to provide for deposit, use, and investment of monies in the fund; to establish the Walking the Walk for Our Kids Fund as a special treasury fund; to provide for deposit, use, and investment of monies in the fund; to provide for an effective date; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 531—BY REPRESENTATIVES HENRY AND LABRUZZO
AN ACT

To enact R.S. 17:236.3, relative to the eligibility of students in state-approved home study programs to participate in interscholastic athletics in public elementary and secondary schools; to provide applicability; to provide guidelines and conditions for participation; to provide limitations; to provide effectiveness; to provide an effective date; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 535—BY REPRESENTATIVE WILLIAMS
AN ACT

To amend and reenact R.S. 36:801.5(B) and to enact Part IV-C of Chapter 9 of Title 17 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 17:2048.52, and R.S. 36:651(AA)(3), relative to creating the Simulation Medical Training and Education Council for Louisiana; to provide for its purpose; to

provide for membership; to provide for governance of the council; to provide for staffing and facilities; to provide for compensation; to provide for reporting requirements; to place the council within the Louisiana Health Works Commission and the Department of Education; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 540—BY REPRESENTATIVES BOBBY BADON AND MONTOUCET AND SENATOR B. GAUTREAUX
AN ACT

To amend and reenact R.S. 11:103(B)(3)(introductory paragraph) and (e)(introductory paragraph) and (i)(aa) and to enact R.S. 11:103(B)(3)(e)(i)(cc), relative to the Firefighters' Retirement System; to provide with respect to extending the period of amortizing actuarial gains and losses; to provide an effective date; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 542—BY REPRESENTATIVE LABRUZZO
AN ACT

To enact R.S. 56:642(C), relative to certain commercial licenses and permits issued by the Department of Wildlife and Fisheries; to provide for payment methods; to provide for rules and regulations; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 546—BY REPRESENTATIVE PERRY
AN ACT

To enact R.S. 41:727.1, relative to the transfer of certain sixteenth section lands by the Vermilion Parish School Board; to authorize the school board to sell certain specified sixteenth section properties; to provide relative to proceeds of the sales; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 557—BY REPRESENTATIVE HOWARD
AN ACT

To amend and reenact R.S. 47:302.37(B), relative to the Sabine Parish Tourism Improvement Fund; to change the name of the recipient of the monies in the fund to the Sabine Parish Tourist and Recreation Commission; to provide for an effective date; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 568—BY REPRESENTATIVE HUTTER
AN ACT

To enact R.S. 17:3129.9 through 3129.15 and R.S. 36:651(BB) and 801.5(C), relative to public postsecondary education institutions; to provide for a comprehensive system of articulation and transfer of credit between and among public education institutions; to provide for the creation of a statewide articulation and transfer council and its membership, powers, and duties; to provide for a statewide articulation agreement; to provide for a common core curriculum; to provide relative to the length of degree programs; to provide for the transfer of specified courses and associate degrees; to provide relative to admission of transfer students to four-year colleges and universities; to provide for implementation timelines; to provide for reporting requirements; to provide for program rules; to provide for effectiveness; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 582—

BY REPRESENTATIVE BURRELL
AN ACT

To amend and reenact R.S. 33:2740.38(B), relative to the Shreveport Downtown Development District; to change the boundaries of the district; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 587—

BY REPRESENTATIVES HARRISON AND BALDONE
AN ACT

To amend and reenact R.S. 56:424.1(A) and 433.1(A) and (B), and to enact R.S. 56:433.2, relative to the Oyster Seed Ground Vessel Permit; to repeal the requirements which must be met to qualify for the permit; to provide penalties; and to provide for related matters.

Reported with amendments.

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed House Bill No. 587 by Representative Harrison

AMENDMENT NO. 1

On page 2, line 24, following "shall" and before "for" change "only be eligible for a permit" to "be eligible for a permit only"

HOUSE BILL NO. 590—

BY REPRESENTATIVES BARROW AND PATRICIA SMITH
AN ACT

To amend and reenact R.S. 17:238, relative to the placement in school and education of certain children; to require the governing authority of each public elementary and secondary school to enact a policy ensuring that children in foster care may remain enrolled in certain schools; to require that such governing authorities and the Department of Social Services provide transportation to and from school for certain children in foster care under certain circumstances; to provide for an effective date; and to provide for related matters.

Reported with amendments.

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Engrossed House Bill No. 590 by Representative Barrow

AMENDMENT NO. 1

In Senate Committee Amendment No. 3, proposed by the Senate Committee on Education, and adopted by the Senate on June 16, 2009, line 10, change "Chapter 17" to "Chapter 7"

HOUSE BILL NO. 622—

BY REPRESENTATIVE WILLMOTT
AN ACT

To amend and reenact R.S. 33:4762(A) and (C), relative to the removal of dangerous structures; to provide for the type of notice required prior to the removal of dangerous structures by certain political subdivisions; to provide additional procedures for notice in cases of grave public emergency; to provide for applicability and effectiveness in certain parishes; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 637—

BY REPRESENTATIVES PONTI AND ARNOLD
AN ACT

To amend and reenact R.S. 40:1730.53(2), (5)(a) and (d), and (6), 1730.60, 1730.62(B) and (C)(introductory paragraph), and 1730.65(C)(1) and to enact R.S. 40:1730.53(5)(e), (7), (8), and (9), 1730.63(C), 1730.67, and 1730.68, relative to the Industrialized Building Act; to provide for changes to definitions; to provide for new definitions; to provide for

inspections by the fire marshal; to provide for exemptions for decals or insignia; to provide for fees; to provide for the Industrialized Building Program Fund; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 644—

BY REPRESENTATIVES TALBOT, LABRUZZO, LIGI, LOPINTO, AND WILLMOTT AND SENATORS APPEL, MARTINY, AND MORRELL
AN ACT

To enact R.S. 33:1236(49)(f), relative to Jefferson Parish; to provide for the enforcement of local building and property law and ordinance violations by adding judgments for such violations to the ad valorem tax rolls of the parish or municipalities therein; to provide for the adoption of ordinances and procedures for adding judgments to the ad valorem tax rolls; to provide for collection and enforcement of said judgments; to provide for a designated proper party defendant in actions to contest the levy; to provide for the continued enforceability of such judgments; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 652—

BY REPRESENTATIVE NORTON
AN ACT

To amend and reenact R.S. 48:35, relative to the Department of Transportation and Development; to provide with respect to the adoption of minimum safety guidelines by the Department of Transportation and Development for highway design, maintenance, and construction; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 661—

BY REPRESENTATIVE MORRIS
AN ACT

To enact R.S. 19:2(12) and Chapter 11 of Title 30 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 30:1101 through 1111, relative to the storage of carbon dioxide; to provide for expropriation; to provide for the duties and powers of the commissioner of conservation; to provide for definitions; to provide for public hearings; to provide for enforcement; to provide for compliance orders; to provide for penalties; to provide for certificates of public convenience and necessity; to provide for certificates of completion; to provide for liability; to provide for the Geologic Storage Trust Fund; to provide for fees; to provide for uses of the fund; to provide for accounting and reports of the fund; to provide for site-specific trust accounts; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 666—

BY REPRESENTATIVE HENRY
AN ACT

To amend and reenact R.S. 32:387(H)(1)(c) and (J)(1) and (2)(a), relative to permits for transportation of sealed containers; to provide for a single-trip permit for a sealed ocean container to be issued for the container rather than the transport vehicle; to require certain information on the permit application form; to provide for transfer of the permit to another vehicle under certain circumstances; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 670—

BY REPRESENTATIVE ERNST
AN ACT

To amend and reenact R.S. 40:600.62(2) and (3), 600.63, 600.65, and 600.67, relative to The Road Home Program and The Road Home Corporation; to provide relative to the purpose of the corporation; to provide relative to the sale of property by the corporation; to provide for audit of the corporation by the

legislative auditor; to provide relative to the nature of the corporation with respect to the state and its subdivisions; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 719—

BY REPRESENTATIVES CHANEY, AUSTIN BADON, HENRY BURNS, CONNICK, HENRY, HOFFMANN, LIGI, SIMON, AND TUCKER
AN ACT

To amend and reenact R.S. 39:1514(A)(1)(introductory paragraph) and 1798.6(A)(2), to enact R.S. 39:1514(D), and to repeal R.S. 39:1514(A)(1)(a) and (e), relative to multiyear contracts; to extend the allowable period for multiyear contracts; to repeal certain exceptions; to provide for certain contracts between the Office Facilities Corporation and various state agencies to effectuate leases or subleases of certain properties; to require certain prior approvals; to provide for an effective date; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 731—

BY REPRESENTATIVES DOWNS, ARMES, AUBERT, HENRY BURNS, TIM BURNS, CARMODY, CARTER, CHAMPAGNE, CONNICK, CORTEZ, DIXON, DOVE, FOIL, HARDY, HOFFMANN, LITTLE, PERRY, PUGH, RITCHIE, ROBIDEAUX, SIMON, SMILEY, JANE SMITH, PATRICIA SMITH, AND THIBAUT AND SENATORS APPEL, CROWE, KOSTELKA, LONG, MICHOT, SMITH, AND WALSWORTH
AN ACT

To amend and reenact R.S. 14:92.2(A)(2)(c) and R.S. 17:221(A)(1) and (2) and Children's Code Article 728(4) and to enact R.S. 14:92.2(B)(4) and R.S. 17:233(B)(1)(d)(iii) and (iv), all relative to the habitual absence and tardiness of students from school; to provide relative to the crime of improper supervision of a minor as it relates to habitually absent or tardy students; to provide penalties and minimum conditions of probation for certain violations by parents or legal custodians of such students including fines, school or community service, attendance in parenting classes and family counseling programs, and the suspension of certain licenses; to provide relative to multiple offenses committed by parents or legal guardians; to provide relative to definitions; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 741—

BY REPRESENTATIVES AUSTIN BADON, ARMES, BALDONE, BILLIOT, HENRY BURNS, TIM BURNS, CARTER, CHAMPAGNE, CHANDLER, CONNICK, CORTEZ, DOVE, DOWNS, FOIL, GISCLAIR, MICKEY GUILLORY, HARDY, HINES, HOFFMANN, KATZ, LITTLE, MILLS, PERRY, PUGH, RITCHIE, ROBIDEAUX, ROY, SIMON, SMILEY, JANE SMITH, THIBAUT, TUCKER, AND WOOTON AND SENATORS APPEL, CROWE, DUPLESSIS, KOSTELKA, LONG, MICHOT, SMITH, AND WALSWORTH
AN ACT

To amend and reenact R.S. 17:81.9(A), (B), and (C) and to enact R.S. 17:81.9(L) and 430, relative to hiring procedures for public school employees; to provide relative to procedures and requirements for the disclosure of information regarding certain instances of sexual misconduct, abuse, and neglect committed by applicants for public school employment; to provide that violation of such disclosure requirements by any such applicant shall be a misdemeanor offense; to provide for penalties; to require applicants to sign certain statements prior to being hired; to provide for exceptions; to provide for definitions; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 767—

BY REPRESENTATIVES WILLIAMS AND SIMON
AN ACT

To amend and reenact R.S. 17:197.1(B)(2), relative to school nutrition; to provide relative to beverages offered for sale to students in public high schools; to provide for effectiveness; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 775—

BY REPRESENTATIVE GUINN
AN ACT

To amend and reenact R.S. 49:953(C) and R.S. 56:6(10), relative to the rulemaking authority of the Department of Wildlife and Fisheries; to provide for petitions by an interested person; to provide for authority to adopt rules and regulations; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 787—

BY REPRESENTATIVES BALDONE, AUBERT, BILLIOT, HENRY BURNS, DIXON, DOVE, GUINN, HOWARD, AND WOOTON AND SENATORS DUPRE AND MORRISH
AN ACT

To amend and reenact R.S. 38:301.1, relative to coastal area levee districts and parish governing authorities; to provide for certain levee districts and local parish governments to submit elevation reports; to provide for the name change of the office of public works, hurricane flood protection, and intermodal transportation; to provide for the authority to establish adequate drainage, flood control, and water resource development; to provide authority to enter into contracts or other agreements; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 794—

BY REPRESENTATIVES TUCKER, BALDONE, BILLIOT, BROSETT, TIM BURNS, CARMODY, CARTER, CORTEZ, DIXON, DOVE, DOWNS, FANNIN, FOIL, GISCLAIR, GREENE, HARRISON, HENDERSON, HENRY, HINES, ROSALIND JONES, KATZ, LAMBERT, LIGI, LOPINTO, PETERSON, PONTI, POPE, RICHARDSON, ROBIDEAUX, SCHRODER, SMILEY, JANE SMITH, TEMPLET, THIBAUT, WHITE, AND WILLMOTT
AN ACT

To enact R.S. 17:3138 and R.S. 36:651(N), relative to a comprehensive review of postsecondary education in Louisiana; to provide for the creation of the Postsecondary Education Review Commission and to provide for its composition, powers, duties, compensation, staffing and support, and funding; to require the commission to conduct a review of postsecondary education in the state and to provide for the scope of the review and a report thereon; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 796—

BY REPRESENTATIVES PETERSON, HARDY, AND GARY SMITH
AN ACT

To amend and reenact R.S. 38:330.1(B)(1)(a), (C)(1)(a)(introductory paragraph), (i), (ii), and (iii), (2)(a), (G), and (K)(3), relative to the Southeast Flood Protection Authority East and West; to remove territorial jurisdiction under the Authority Board East; to reduce the number of members of the Authority Board East; to provide for members' qualifications; to provide relative to the membership of the nominating committee; to provide relative to the duties of the nominating committee; to provide relative to a board member's fiduciary duty to the board; to provide an exception for certain public employees to serve as members on either board; and to provide for related matters.

Reported with amendments.

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed House Bill No. 796 by Representative Peterson

AMENDMENT NO. 1

In Senate Committee Amendment No. 4, proposed by the Senate Committee on Transportation, Highways and Public Works, and adopted by the Senate on June 16, 2009, line 26, change "minium" to "minimum"

AMENDMENT NO. 2

In Senate Committee Amendment No. 4, proposed by the Senate Committee on Transportation, Highways and Public Works, and adopted by the Senate on June 16, 2009, line 28, change "posses" to "possess"

AMENDMENT NO. 3

In Senate Committee Amendment No. 4, proposed by the Senate Committee on Transportation, Highways and Public Works, and adopted by the Senate on June 16, 2009, line 29, following "either" and before "(i)" insert "Item"

HOUSE BILL NO. 833—

BY REPRESENTATIVES DOVE, BOBBY BADON, BILLIOT, HENRY BURNS, CHAMPAGNE, FOIL, HENDERSON, LAMBERT, LANDRY, LITTLE, MONTOUCET, AND MORRIS AND SENATORS DUPRE AND MORRISH

AN ACT

To amend and reenact R.S. 36:4(Z), 351(C)(1), 358(B), 501(B) and (C)(1), 502(A) and (B), and 508.3(A), (B), (C), (F), and (G), R.S. 38:81, 100(introductory paragraph), 101(A) and (B), 102, 103(A) and (B), 106(A)(1) and (2)(introductory paragraph) and (B), 107(A), 108, and 109, R.S. 49:214.1 and 214.2, R.S. 56:421(B)(introductory paragraph) and (1), (C), and (E)(4), 424(H), 425(E), 427.1(C), 432.1(A), (B)(introductory paragraph) and (1)(a), (2), (3), and (4), (C)(introductory paragraph) and (1), (D)(1), and 432.2, to enact R.S. 35:410, R.S. 49:214.3.1, 214.4.1 and 214.4.2, 214.5.1 through 214.5.8, and 214.6.1 through 214.6.11, and R.S. 56:421(B)(13), and to repeal R.S. 36:4(J), R.S. 38:84, Chapter 3-A of Title 38 of the Louisiana Revised Statutes of 1950, comprised of R.S. 38:241 through 251, Subpart A of Part II of Chapter 2 of Title 49 of the Louisiana Revised Statutes of 1950, comprised of R.S. 49:213.1 through 213.12, and 49:214.3 through 214.16, relative to hurricane protection, flood control, and coastal restoration; to create the Office of Coastal Protection and Restoration in the office of the governor; to consolidate functions relative to hurricane protection, flood control, and coastal restoration under the authority of that office; to provide relative to the powers, duties, functions, and responsibilities of that office; provides for the interrelations between the governor's executive assistant for coastal activities, the Coastal Protection and Restoration Authority, the Governor's Advisory Commission on Coastal Protection, Restoration, and Conservation, and the Office of Coastal Protection and Restoration. and to provide for related matters.

Reported with amendments.

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Re-Reengrossed House Bill No. 833 by Representative Dove

AMENDMENT NO. 1

In Senate Committee Amendment No. 13, proposed by the Senate Committee on Natural Resources, and adopted by the Senate on June 16, 2009, on page 2, line 4, at the end of the line, insert "" and on line 21, change "are hereby repealed in their" to "is hereby repealed in its""

AMENDMENT NO. 2

On page 28, lines 6 and 9, following "the" and before "appointments" insert "two"

AMENDMENT NO. 3

On page 41, lines 25 and 28, following "Subsection B" insert "of this Section"

AMENDMENT NO. 4

On page 47, line 10, following "of the" and before "master plan" delete "comprehensive"

AMENDMENT NO. 5

On page 49, line 20, following "authority of" change "R.S. 49:214.5.2(A)(8)" to "R.S. 49:214.5.2(A)(7)""

AMENDMENT NO. 6

On page 58, line 13, following "may" delete the remainder of the line, and insert "be used only as provided in this Section. The"

AMENDMENT NO. 7

On page 60, line 4, following "may" and before "as" change "only be used" to "be used only"

AMENDMENT NO. 8

On page 62, line 12, following "432.1(A)" and before ",(2),(3)" change "(B)(1)(a)" to "(B)(introductory paragraph) and (1)(a)"

HOUSE BILL NO. 853—

BY REPRESENTATIVE ROBIDEAUX
AN ACT

To authorize and provide for the transfer, sale, exchange, or lease of certain state real property in Lafayette Parish to any governmental entity or nonprofit corporation property described herein; and to provide for related matters.

Reported with amendments.

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed House Bill No. 853 by Representative Robideaux

AMENDMENT NO. 1

On page 1, line 8, following "convey" change "sale" to "sell"

AMENDMENT NO. 2

On page 1, line 18, following "and" delete "/"or"

HOUSE BILL NO. 883—

BY REPRESENTATIVE PERRY
AN ACT

To repeal Part VI of Chapter 3 of Title 25 of the Louisiana Revised Statutes of 1950, comprised of R.S. 25:295 through 295.3, relative to the Vermilion Parish Law Library Commission; to repeal such commission and the powers, rights, and duties of such commission; to provide for the transfer of any assets or liabilities of the commission; and to provide for related matters.

Reported without amendments.

Respectfully submitted,
ROB MARIONNEAUX
Chairman

Adoption of Legislative Bureau Report

On motion of Senator Marionneaux, the Legislative Bureau amendments were adopted and the Bills and Joint Resolutions were read by title and passed to a third reading.

Message from the House

**CONCURRING IN
SENATE CONCURRENT RESOLUTIONS**

June 16, 2009

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. 132—
 BY SENATORS MICHOT AND SHAW AND REPRESENTATIVE
 ROBIDEAUX

A CONCURRENT RESOLUTION
 To declare the year 2010 as "The Year of the Song."

Reported without amendments.

SENATE CONCURRENT RESOLUTION NO. 133—
 BY SENATOR BROOME

A CONCURRENT RESOLUTION
 To commend the Urban Restoration Enhancement Corporation for
 the North Baton Rouge Youth Development Program and to
 recognize the participants of the 2009 program.

Reported without amendments.

SENATE CONCURRENT RESOLUTION NO. 134—
 BY SENATORS QUINN, CHAISSON AND GRAY EVANS

A CONCURRENT RESOLUTION
 To create and provide for the John J. Hainkel, Jr., Home and
 Rehabilitation Center Study Commission to study changing the
 governance structure of the center and to make
 recommendations; to study the advisability of reorganizing the
 governance of the facility, and to make recommendations to the
 legislature for continued operation of the center as a public
 model, long-term care facility by submitting a report on the
 findings of the study to the House Committee on Health and
 Welfare, the Senate Committee on Health and Welfare, and the
 governor no later than March 1, 2010.

Reported without amendments.

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

Message from the House

DISAGREEMENT TO HOUSE BILL

June 16, 2009

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of
 Representatives has refused to concur in the proposed Senate
 Amendment(s) to House Bill No. 600 by Representative Johnson,
 and ask the President to appoint on the part of the Senate a committee
 to confer with a like committee from the House on the disagreement.

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

Message from the House

DISAGREEMENT TO HOUSE BILL

June 16, 2009

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of
 Representatives has refused to concur in the proposed Senate
 Amendment(s) to House Bill No. 76 by Representative Willmott,
 and ask the President to appoint on the part of the Senate a committee
 to confer with a like committee from the House on the disagreement.

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

Introduction of Senate Resolutions

Senator Shaw asked for and obtained a suspension of the rules
 to read Senate Resolutions a first and second time.

SENATE RESOLUTION NO. 111—
 BY SENATORS SHAW, MICHOT AND THOMPSON
 A RESOLUTION

To designate June 18, 2009 as "Louisiana Music Day."

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

SENATE RESOLUTION NO. 112—
 BY SENATOR BROOME
 A RESOLUTION

To commend Ashleigh Clare-Kearney on capturing two individual
 national titles in vault and floor as a member of the Louisiana
 State University gymnastics team.

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

**Introduction of
 Senate Concurrent Resolutions**

Senator Broome asked for and obtained a suspension of the rules
 to read Senate Concurrent Resolutions a first and second time.

SENATE CONCURRENT RESOLUTION NO. 135—
 BY SENATOR BROOME
 A CONCURRENT RESOLUTION

To express the sincere condolences of the Legislature of Louisiana
 upon the death of Johnny L. Thomas, Sr.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dupre	McPherson
Amedee	Erdey	Michot
Appel	Gray Evans	Morrell
Broome	Guillory	Morrish
Cheek	Hebert	Murray
Crowe	Heitmeier	Nevers
Donahue	Jackson	Shaw
Dorsey	Long	Smith
Duplessis	Martiny	
Total - 26		

NAYS

Total - 0

ABSENT

Adley	Kostelka	Riser
Alario	LaFleur	Thompson
Claitor	Marionneaux	Walsworth
Gautreaux B	Mount	
Gautreaux N	Quinn	
Total - 13		

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

June 17, 2009

Message from the House

ASKING CONCURRENCE IN HOUSE CONCURRENT RESOLUTIONS

June 16, 2009

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. 111— BY REPRESENTATIVE HUTTER

A CONCURRENT RESOLUTION

To urge and request the Department of Transportation and Development to conduct a safety study of the Intracoastal Waterway LA 47 Bridge located in Orleans Parish and to report study findings and recommendations to the House Committee on Transportation, Highways and Public Works prior to the convening of the 2010 Regular Session.

HOUSE CONCURRENT RESOLUTION NO. 83— BY REPRESENTATIVE SIMON

A CONCURRENT RESOLUTION

To urge and request all parish tax assessors of Louisiana to develop a written notification system to inform the citizens of this state of the availability of the special assessment levels for ad valorem taxes on their homestead as authorized by Article VII, Section 18(G)(1) of the Constitution of Louisiana.

HOUSE CONCURRENT RESOLUTION NO. 99— BY REPRESENTATIVE MCVEA

A CONCURRENT RESOLUTION

To urge and request the Department of Culture, Recreation and Tourism to study methods of raising additional revenue through state historic sites.

HOUSE CONCURRENT RESOLUTION NO. 162— BY REPRESENTATIVE PETERSON

A CONCURRENT RESOLUTION

To urge and request the division of administration to develop, conduct, and otherwise provide for an education and training program to train agency officials concerning performance-based budgeting practices.

HOUSE CONCURRENT RESOLUTION NO. 169— BY REPRESENTATIVE CONNICK

A CONCURRENT RESOLUTION

To direct the Louisiana State Law Institute to study the feasibility of incorporating into Louisiana consumer credit and consumer protection laws, as may be applicable, the federal Credit Card Accountability and Disclosure Act of 2009, and to make specific recommendations for revisions to Louisiana laws in order to adopt the act in this state.

HOUSE CONCURRENT RESOLUTION NO. 37— BY REPRESENTATIVE PATRICIA SMITH

A CONCURRENT RESOLUTION

To urge and request each city, parish, and other local public school board to select a high school student from its school district to serve as a student representative on the school board in an informative, advisory, and nonvoting capacity.

HOUSE CONCURRENT RESOLUTION NO. 68— BY REPRESENTATIVE DIXON

A CONCURRENT RESOLUTION

To urge and request the State Board of Elementary and Secondary Education to study standards it uses to approve alternative education programs as such standards relate to providing sufficient counseling services and appropriate security and to submit a written report of its findings, including any recommendations for legislation relative to the issue, to the House Committee on Education and the Senate Committee on

Education not later than sixty days prior to the beginning of the 2010 Regular Session.

HOUSE CONCURRENT RESOLUTION NO. 128— BY REPRESENTATIVE HARDY

A CONCURRENT RESOLUTION

To urge and request the House Committee on House and Governmental Affairs and the Senate Committee on Senate and Governmental Affairs to meet and function as a joint committee to study possible strategies, methods, and policies to discourage the mishandling, misuse, and misappropriation of public funds and procedures to recover public funds which may have been mishandled, misused, or misappropriated.

HOUSE CONCURRENT RESOLUTION NO. 131— BY REPRESENTATIVE PATRICIA SMITH AND SENATOR BROOME

A CONCURRENT RESOLUTION

To urge and request the State Board of Elementary and Secondary Education to develop and adopt policies detailing all of the options and intervention strategies available to schools that are in danger of being taken over by the state and placed under the jurisdiction of the Recovery School District and to submit a written report on the status of such policies.

HOUSE CONCURRENT RESOLUTION NO. 151— BY REPRESENTATIVES PATRICIA SMITH AND DIXON AND SENATOR BROOME

A CONCURRENT RESOLUTION

To urge and request the State Board of Elementary and Secondary Education to study the feasibility and advisability of returning certain schools that have been transferred to the jurisdiction of the Recovery School District to the local school systems from which they were transferred under certain circumstances and to submit a written report on study findings and recommendations.

HOUSE CONCURRENT RESOLUTION NO. 163— BY REPRESENTATIVE HARRISON

A CONCURRENT RESOLUTION

To authorize and request the secretaries of the Department of Health and Hospitals and the Department of Social Services to study the consolidation of the two departments into one department and to present a plan for such consolidation and related information to the legislature.

HOUSE CONCURRENT RESOLUTION NO. 108— BY REPRESENTATIVE GISCLAIR

A CONCURRENT RESOLUTION

To urge and request the Department of Transportation and Development to reduce the speed limit of vehicles traveling on Louisiana Highway 3235 in Lafourche Parish.

HOUSE CONCURRENT RESOLUTION NO. 170— BY REPRESENTATIVES CONNICK, MILLS, AND TIM BURNS

A CONCURRENT RESOLUTION

To direct the Louisiana State Law Institute to study and report on the feasibility and possible consequences of raising the homestead exemption from seizure provided by R.S. 20:1 and the feasibility and possible consequences of prohibiting creditors from enforcing certain judgments, specifically those based on unsecured credit card debt, through the seizure of a homestead.

HOUSE CONCURRENT RESOLUTION NO. 53— BY REPRESENTATIVE HUTTER

A CONCURRENT RESOLUTION

To urge and request the State Board of Elementary and Secondary Education to develop and implement an age-appropriate unit on hurricane awareness for students in each grade in all city, parish, and other local public school systems.

HOUSE CONCURRENT RESOLUTION NO. 54— BY REPRESENTATIVE HUTTER

A CONCURRENT RESOLUTION

To urge and request the state Department of Education to compile statistics for each city, parish, and other local public school system relative to where teachers employed by each system who became certified in 1999 or thereafter received their bachelor's degrees and to submit a written report of findings to the House

Committee on Education and the Senate Committee on Education not later than sixty days prior to the beginning of the 2010 Regular Session of the Legislature.

HOUSE CONCURRENT RESOLUTION NO. 101—

BY REPRESENTATIVE SIMON
A CONCURRENT RESOLUTION

To urge and request the public postsecondary education management boards and the governing authorities of certain independent colleges and universities to ensure that the institutions under their respective jurisdictions that offer a graduate program in architecture include in such program instruction on certain design principles.

HOUSE CONCURRENT RESOLUTION NO. 154—

BY REPRESENTATIVE TUCKER
A CONCURRENT RESOLUTION

To urge and request the House Committee on Health and Welfare and the Senate Committee on Health and Welfare to meet and function as a joint committee to study the complaint handling procedures of all health care boards and commissions, including how complaints are received, investigated, and adjudicated.

HOUSE CONCURRENT RESOLUTION NO. 164—

BY REPRESENTATIVES PATRICIA SMITH, ARMES, AUSTIN BADON, CARMODY, CHANDLER, CHANEY, DOWNS, HOFFMANN, AND LEGER
A CONCURRENT RESOLUTION

To urge and request the State Board of Elementary and Secondary Education to conduct an in-depth study of the financial burden on local school systems imposed by the rising costs of providing for health care benefits for school system retirees, particularly for school systems losing student population to the Recovery School District or for other reasons such as natural disasters, to recommend solutions for meeting this substantial responsibility and to submit a written report of its findings and recommendations, including any recommendations for legislation relative to the issue, to the House Committee on Education and the Senate Committee on Education not later than sixty days prior to the beginning of the 2010 Regular Session of the Legislature.

HOUSE CONCURRENT RESOLUTION NO. 165—

BY REPRESENTATIVE DIXON
A CONCURRENT RESOLUTION

To urge and request the State Board of Elementary and Secondary Education to develop, adopt, and implement a policy, as part of the school and district accountability system, to provide for an alternate method of assessing the overall performance of certain types of public schools and to submit a written report on the status of such policy implementation.

HOUSE CONCURRENT RESOLUTION NO. 168—

BY REPRESENTATIVE LEGER
A CONCURRENT RESOLUTION

To urge and request the State Board of Elementary and Secondary Education to create a task force to study and review the recommendations in its study in response to House Resolution No. 155 of the 2008 Regular Session of the Legislature and to submit a report of its findings and recommendations to the House Committee on Education and the Senate Committee on Education by not later than January 31, 2010.

HOUSE CONCURRENT RESOLUTION NO. 189—

BY REPRESENTATIVE LOPINTO
A CONCURRENT RESOLUTION

To amend and readopt Joint Rule No. 4(B)(1), (4), (5), and (6) of the Joint Rules of the Senate and House of Representatives and to adopt Joint Rule No. 4(B)(7) of the Joint Rules of the Senate and House of Representatives, relative to fiscal notes; to authorize the executive director of House Legislative Services and the administrator of Senate Legislative Services to request a fiscal note at prefiling or introduction; to authorize any member of the legislature to request a fiscal note on any measure in the possession of his house of the legislature; and to provide for related matters.

HOUSE CONCURRENT RESOLUTION NO. 84—

BY REPRESENTATIVE LABRUZZO
A CONCURRENT RESOLUTION

To urge and request the House and Senate committees on governmental affairs, in consultation with the Department of Social Services, to study the feasibility of implementing a daycare facility in the state capitol complex.

HOUSE CONCURRENT RESOLUTION NO. 117—

BY REPRESENTATIVE MILLS AND SENATOR HEBERT
A CONCURRENT RESOLUTION

To designate the town of Henderson as the Gateway to the Atchafalaya Basin and designates a portion of Louisiana Highway 352 as the Atchafalaya Basin Parkway.

HOUSE CONCURRENT RESOLUTION NO. 147—

BY REPRESENTATIVE SIMON
A CONCURRENT RESOLUTION

To direct all local governing authorities and public emergency service providers to cease assessing accident response fees or any similar assessment against persons utilizing emergency services and to express intent of the legislature that such fees and assessments are contrary to state law.

HOUSE CONCURRENT RESOLUTION NO. 218—

BY REPRESENTATIVE RICHARD
A CONCURRENT RESOLUTION

To authorize and request the Louisiana State Law Institute to study and propose a revised codification of Title 33 of the Louisiana Revised Statutes of 1950.

HOUSE CONCURRENT RESOLUTION NO. 219—

BY REPRESENTATIVE CARMODY AND SENATOR CHEEK
A CONCURRENT RESOLUTION

To commend and congratulate Ethan Traveny Skaggs of Caddo Parish Magnet High School, son of Raymond and Michelle Skaggs, upon his selection as an alternate representative of Louisiana at the Hugh O'Brian World Leadership Congress in Washington, D.C.

HOUSE CONCURRENT RESOLUTION NO. 220—

BY REPRESENTATIVES HONEY, BARROW, AND PATRICIA SMITH
A CONCURRENT RESOLUTION

To commend and salute Coach Roger Cador upon his twenty-fifth year at the helm of the Southern University baseball program.

HOUSE CONCURRENT RESOLUTION NO. 223—

BY REPRESENTATIVE GISCLAIR
A CONCURRENT RESOLUTION

To commend Trevor Joseph Eymard of South Lafourche High School upon his selection as a representative of south Louisiana at the Hugh O'Brian World Leadership Congress in Washington, D.C.

HOUSE CONCURRENT RESOLUTION NO. 224—

BY REPRESENTATIVE SMILEY
A CONCURRENT RESOLUTION

To urge and request the commissioner of administration to study options to reduce the number of state employees contained in the General Appropriation Act and Ancillary Appropriation Act and to report recommendations of reductions from the study to the Joint Legislative Committee on the Budget in conjunction with submission of the Executive Budget for Fiscal Year 2010-2011.

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

House Concurrent Resolutions

Senator B. Gautreaux asked for and obtained a suspension of the rules to read House Concurrent Resolutions a first and second time.

June 17, 2009

HOUSE CONCURRENT RESOLUTION NO. 37—
BY REPRESENTATIVE PATRICIA SMITH
A CONCURRENT RESOLUTION

To urge and request each city, parish, and other local public school board to select a high school student from its school district to serve as a student representative on the school board in an informative, advisory, and nonvoting capacity.

The resolution was read by title and referred by the President to the Committee on Education.

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

To urge and request the State Board of Elementary and Secondary Education to develop and implement an age-appropriate unit on hurricane awareness for students in each grade in all city, parish, and other local public school systems.

The resolution was read by title and referred by the President to the Committee on Education.

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

To urge and request the state Department of Education to compile statistics for each city, parish, and other local public school system relative to where teachers employed by each system who became certified in 1999 or thereafter received their bachelor's degrees and to submit a written report of findings to the House Committee on Education and the Senate Committee on Education not later than sixty days prior to the beginning of the 2010 Regular Session of the Legislature.

The resolution was read by title and referred by the President to the Committee on Education.

HOUSE CONCURRENT RESOLUTION NO. 68—
BY REPRESENTATIVE DIXON
A CONCURRENT RESOLUTION

To urge and request the State Board of Elementary and Secondary Education to study standards it uses to approve alternative education programs as such standards relate to providing sufficient counseling services and appropriate security and to submit a written report of its findings, including any recommendations for legislation relative to the issue, to the House Committee on Education and the Senate Committee on Education not later than sixty days prior to the beginning of the 2010 Regular Session.

The resolution was read by title and referred by the President to the Committee on Education.

HOUSE CONCURRENT RESOLUTION NO. 83—
BY REPRESENTATIVE SIMON
A CONCURRENT RESOLUTION

To urge and request all parish tax assessors of Louisiana to develop a written notification system to inform the citizens of this state of the availability of the special assessment levels for ad valorem taxes on their homestead as authorized by Article VII, Section 18(G)(1) of the Constitution of Louisiana.

The resolution was read by title and referred by the President to the Committee on Revenue and Fiscal Affairs.

HOUSE CONCURRENT RESOLUTION NO. 84—
BY REPRESENTATIVE LABRUZZO
A CONCURRENT RESOLUTION

To urge and request the House and Senate committees on governmental affairs, in consultation with the Department of Social Services, to study the feasibility of implementing a daycare facility in the state capitol complex.

The resolution was read by title and referred by the President to the Committee on Senate and Governmental Affairs.

HOUSE CONCURRENT RESOLUTION NO. 99—
BY REPRESENTATIVE MCVEA
A CONCURRENT RESOLUTION

To urge and request the Department of Culture, Recreation and Tourism to study methods of raising additional revenue through state historic sites.

The resolution was read by title and referred by the President to the Committee on Education.

HOUSE CONCURRENT RESOLUTION NO. 101—
BY REPRESENTATIVE SIMON
A CONCURRENT RESOLUTION

To urge and request the public postsecondary education management boards and the governing authorities of certain independent colleges and universities to ensure that the institutions under their respective jurisdictions that offer a graduate program in architecture include in such program instruction on certain design principles.

The resolution was read by title and referred by the President to the Committee on Education.

HOUSE CONCURRENT RESOLUTION NO. 108—
BY REPRESENTATIVE GISCLAIR
A CONCURRENT RESOLUTION

To urge and request the Department of Transportation and Development to reduce the speed limit of vehicles traveling on Louisiana Highway 3235 in Lafourche Parish.

The resolution was read by title and referred by the President to the Committee on Transportation, Highways and Public Works.

HOUSE CONCURRENT RESOLUTION NO. 111—
BY REPRESENTATIVE HUTTER
A CONCURRENT RESOLUTION

To urge and request the Department of Transportation and Development to conduct a safety study of the Intracoastal Waterway LA 47 Bridge located in Orleans Parish and to report study findings and recommendations to the House Committee on Transportation, Highways and Public Works prior to the convening of the 2010 Regular Session.

The resolution was read by title and referred by the President to the Committee on Transportation, Highways and Public Works.

HOUSE CONCURRENT RESOLUTION NO. 117—
BY REPRESENTATIVE MILLS AND SENATOR HEBERT
A CONCURRENT RESOLUTION

To designate the town of Henderson as the Gateway to the Atchafalaya Basin and designate a portion of Louisiana Highway 352 as the Atchafalaya Basin Parkway.

The resolution was read by title and referred by the President to the Committee on Local and Municipal Affairs.

HOUSE CONCURRENT RESOLUTION NO. 128—
BY REPRESENTATIVE HARDY
A CONCURRENT RESOLUTION

To urge and request the House Committee on House and Governmental Affairs and the Senate Committee on Senate and Governmental Affairs to meet and function as a joint committee to study possible strategies, methods, and policies to discourage the mishandling, misuse, and misappropriation of public funds and procedures to recover public funds which may have been mishandled, misused, or misappropriated.

The resolution was read by title and referred by the President to the Committee on Senate and Governmental Affairs.

HOUSE CONCURRENT RESOLUTION NO. 131—
BY REPRESENTATIVE PATRICIA SMITH AND SENATOR BROOME
A CONCURRENT RESOLUTION

To urge and request the State Board of Elementary and Secondary Education to develop and adopt policies detailing all of the options and intervention strategies available to schools that are

in danger of being taken over by the state and placed under the jurisdiction of the Recovery School District and to submit a written report on the status of such policies.

The resolution was read by title and referred by the President to the Committee on Education.

HOUSE CONCURRENT RESOLUTION NO. 147—

BY REPRESENTATIVE SIMON

A CONCURRENT RESOLUTION

To direct all local governing authorities and public emergency service providers to cease assessing accident response fees or any similar assessment against persons utilizing emergency services and to express intent of the legislature that such fees and assessments are contrary to state law.

The resolution was read by title and referred by the President to the Committee on Local and Municipal Affairs.

HOUSE CONCURRENT RESOLUTION NO. 151—

BY REPRESENTATIVES PATRICIA SMITH AND DIXON AND SENATOR BROOME

A CONCURRENT RESOLUTION

To urge and request the State Board of Elementary and Secondary Education to study the feasibility and advisability of returning certain schools that have been transferred to the jurisdiction of the Recovery School District to the local school systems from which they were transferred under certain circumstances and to submit a written report on study findings and recommendations.

The resolution was read by title and referred by the President to the Committee on Education.

HOUSE CONCURRENT RESOLUTION NO. 154—

BY REPRESENTATIVE TUCKER

A CONCURRENT RESOLUTION

To urge and request the House Committee on Health and Welfare and the Senate Committee on Health and Welfare to meet and function as a joint committee to study the complaint handling procedures of all health care boards and commissions, including how complaints are received, investigated, and adjudicated.

The resolution was read by title and referred by the President to the Committee on Health and Welfare.

HOUSE CONCURRENT RESOLUTION NO. 162—

BY REPRESENTATIVE PETERSON

A CONCURRENT RESOLUTION

To urge and request the division of administration to develop, conduct, and otherwise provide for an education and training program to train agency officials concerning performance-based budgeting practices.

The resolution was read by title and referred by the President to the Committee on Finance.

HOUSE CONCURRENT RESOLUTION NO. 163—

BY REPRESENTATIVE HARRISON

A CONCURRENT RESOLUTION

To authorize and request the secretaries of the Department of Health and Hospitals and the Department of Social Services to study the consolidation of the two departments into one department and to present a plan for such consolidation and related information to the legislature.

The resolution was read by title and referred by the President to the Committee on Health and Welfare.

HOUSE CONCURRENT RESOLUTION NO. 164—

BY REPRESENTATIVES PATRICIA SMITH, ARMES, AUSTIN BADON, CARMODY, CHANDLER, CHANEY, DOWNS, HOFFMANN, AND LEGER

A CONCURRENT RESOLUTION

To urge and request the State Board of Elementary and Secondary Education to conduct an in-depth study of the financial burden on local school systems imposed by the rising costs of providing for health care benefits for school system retirees, particularly

for school systems losing student population to the Recovery School District or for other reasons such as natural disasters, to recommend solutions for meeting this substantial responsibility and to submit a written report of its findings and recommendations, including any recommendations for legislation relative to the issue, to the House Committee on Education and the Senate Committee on Education not later than sixty days prior to the beginning of the 2010 Regular Session of the Legislature.

The resolution was read by title and referred by the President to the Committee on Education.

HOUSE CONCURRENT RESOLUTION NO. 165—

BY REPRESENTATIVE DIXON

A CONCURRENT RESOLUTION

To urge and request the State Board of Elementary and Secondary Education to develop, adopt, and implement a policy, as part of the school and district accountability system, to provide for an alternate method of assessing the overall performance of certain types of public schools and to submit a written report on the status of such policy implementation.

The resolution was read by title and referred by the President to the Committee on Education.

HOUSE CONCURRENT RESOLUTION NO. 168—

BY REPRESENTATIVE LEGER

A CONCURRENT RESOLUTION

To urge and request the State Board of Elementary and Secondary Education to create a task force to study and review the recommendations in its study in response to House Resolution No. 155 of the 2008 Regular Session of the Legislature and to submit a report of its findings and recommendations to the House Committee on Education and the Senate Committee on Education by not later than January 31, 2010.

The resolution was read by title and referred by the President to the Committee on Education.

HOUSE CONCURRENT RESOLUTION NO. 169—

BY REPRESENTATIVE CONNICK

A CONCURRENT RESOLUTION

To direct the Louisiana State Law Institute to study the feasibility of incorporating into Louisiana consumer credit and consumer protection laws, as may be applicable, the federal Credit Card Accountability and Disclosure Act of 2009, and to make specific recommendations for revisions to Louisiana laws in order to adopt the act in this state.

The resolution was read by title and referred by the President to the Committee on Commerce, Consumer Protection, and International Affairs.

HOUSE CONCURRENT RESOLUTION NO. 170—

BY REPRESENTATIVES CONNICK, MILLS, AND TIM BURNS

A CONCURRENT RESOLUTION

To direct the Louisiana State Law Institute to study and report on the feasibility and possible consequences of raising the homestead exemption from seizure provided by R.S. 20:1 and the feasibility and possible consequences of prohibiting creditors from enforcing certain judgments, specifically those based on unsecured credit card debt, through the seizure of a homestead.

The resolution was read by title and referred by the President to the Committee on Revenue and Fiscal Affairs.

HOUSE CONCURRENT RESOLUTION NO. 189—

BY REPRESENTATIVE LOPINTO

A CONCURRENT RESOLUTION

To amend and readopt Joint Rule No. 4(B)(1), (4), (5), and (6) of the Joint Rules of the Senate and House of Representatives and to adopt Joint Rule No. 4(B)(7) of the Joint Rules of the Senate and House of Representatives, relative to fiscal notes; to authorize the executive director of House Legislative Services and the administrator of Senate Legislative Services to request a fiscal

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note at prefiling or introduction; to authorize any member of the legislature to request a fiscal note on any measure in the possession of his house of the legislature; and to provide for related matters.

The resolution was read by title and referred by the President to the Committee on Senate and Governmental Affairs.

HOUSE CONCURRENT RESOLUTION NO. 218—
BY REPRESENTATIVE RICHARD
A CONCURRENT RESOLUTION

To authorize and request the Louisiana State Law Institute to study and propose a revised codification of Title 33 of the Louisiana Revised Statutes of 1950.

The resolution was read by title and referred by the President to the Committee on Local and Municipal Affairs.

HOUSE CONCURRENT RESOLUTION NO. 219—
BY REPRESENTATIVE CARMODY AND SENATOR CHEEK
A CONCURRENT RESOLUTION

To commend and congratulate Ethan Traveny Skaggs of Caddo Parish Magnet High School, son of Raymond and Michelle Skaggs, upon his selection as an alternate representative of Louisiana at the Hugh O'Brian World Leadership Congress in Washington, D.C.

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	McPherson
Adley	Erdey	Michot
Amedee	Gautreaux B	Morrell
Appel	Gray Evans	Morrish
Broome	Guillory	Murray
Cheek	Hebert	Nevers
Claitor	Heitmeier	Quinn
Crowe	Jackson	Shaw
Dorsey	LaFleur	Smith
Duplessis	Martiny	
Total - 29		

NAYS

Total - 0

ABSENT

Alario	Long	Thompson
Donahue	Marionneaux	Walsworth
Gautreaux N	Mount	
Kostelka	Riser	
Total - 10		

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

HOUSE CONCURRENT RESOLUTION NO. 220—
BY REPRESENTATIVES HONEY, BARROW, AND PATRICIA SMITH
A CONCURRENT RESOLUTION

To commend and salute Coach Roger Cador upon his twenty-fifth year at the helm of the Southern University baseball program.

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	Michot
Adley	Erdey	Morrell
Amedee	Gautreaux B	Morrish
Appel	Gray Evans	Mount
Broome	Guillory	Murray
Cheek	Hebert	Nevers
Claitor	Heitmeier	Quinn
Crowe	Jackson	Shaw
Donahue	LaFleur	Smith
Dorsey	Martiny	
Duplessis	McPherson	
Total - 31		

NAYS

Total - 0

ABSENT

Alario	Long	Thompson
Gautreaux N	Marionneaux	Walsworth
Kostelka	Riser	
Total - 8		

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

HOUSE CONCURRENT RESOLUTION NO. 223—
BY REPRESENTATIVE GISCLAIR
A CONCURRENT RESOLUTION

To commend Trevor Joseph Eymard of South Lafourche High School upon his selection as a representative of south Louisiana at the Hugh O'Brian World Leadership Congress in Washington, D.C.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dupre	Martiny
Adley	Erdey	McPherson
Amedee	Gautreaux B	Michot
Appel	Gautreaux N	Morrell
Broome	Gray Evans	Morrish
Cheek	Guillory	Mount
Claitor	Hebert	Murray
Crowe	Heitmeier	Nevers
Donahue	Jackson	Quinn
Dorsey	LaFleur	Shaw
Duplessis	Long	Smith
Total - 33		

NAYS

Total - 0

ABSENT

Alario	Marionneaux	Thompson
Kostelka	Riser	Walsworth
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. 224—

BY REPRESENTATIVE SMILEY
A CONCURRENT RESOLUTION

To urge and request the commissioner of administration to study options to reduce the number of state employees contained in the General Appropriation Act and Ancillary Appropriation Act and to report recommendations of reductions from the study to the Joint Legislative Committee on the Budget in conjunction with submission of the Executive Budget for Fiscal Year 2010-2011.

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	Erdey	McPherson
Adley	Gautreaux B	Michot
Amedee	Gautreaux N	Morrell
Appel	Gray Evans	Morrish
Broome	Guillory	Mount
Cheek	Hebert	Murray
Claitor	Heitmeier	Nevers
Crowe	Jackson	Quinn
Dorsey	LaFleur	Shaw
Duplessis	Long	Smith
Dupre	Martiny	
Total - 32		

NAYS

Total - 0

ABSENT

Alario	Marionneaux	Walsworth
Donahue	Riser	
Kostelka	Thompson	
Total - 7		

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

Reports of Committees

The following reports of committees were received and read:

REPORT OF COMMITTEE ON

REVENUE AND FISCAL AFFAIRS

Senator Robert M. Marionneaux, Jr., Chairman on behalf of the Committee on Revenue and Fiscal Affairs, submitted the following report:

June 16, 2009

To the President and Members of the Senate:

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

HOUSE BILL NO. 3—

BY REPRESENTATIVE GREENE
AN ACT

To enact the Omnibus Bond Authorization Act of 2009, relative to the implementation of a five-year capital improvement program;

to provide for the repeal of certain prior bond authorizations; to provide for new bond authorizations; to provide for authorization and sale of such bonds by the State Bond Commission; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 110—

BY REPRESENTATIVES JANE SMITH, ABRAMSON, ANDERS, ARMES, ARNOLD, BALDONE, BILLIOT, BURFORD, HENRY BURNS, TIM BURNS, BURRELL, CARMODY, CARTER, CHAMPAGNE, CONNICK, CORTEZ, DANAHAY, DOERGE, DOVE, DOWNS, ELLINGTON, FOIL, GALLOT, GISCLAIR, GREENE, MICKY GUILLORY, GUINN, HARRISON, HAZEL, HENDERSON, HENRY, HINES, HOFFMANN, HOWARD, SAM JONES, KATZ, KLECKLEY, LAMBERT, LANDRY, LIGI, LITTLE, MCVEA, MILLS, MORRIS, NORTON, NOWLIN, PEARSON, PERRY, PONTI, POPE, RICHARD, RICHARDSON, RITCHIE, ROBIDEAUX, SCHRODER, SIMON, GARY SMITH, ST. GERMAIN, TUCKER, WADDELL, WHITE, WILLIAMS, AND WILLMOTT AND SENATORS DUPRE, N. GAUTREAUX, AND THOMPSON

AN ACT

To enact R.S. 47:6035 and to repeal R.S. 47:38 and 287.757 and R.S. 51:2458(2), relative to individual income and corporate income tax credits; to increase the tax credit for the cost of qualified clean-burning motor vehicle fuel property; to increase the tax credit for the purchase of a motor vehicle with qualified clean-burning motor vehicle fuel property installed by the vehicle's manufacturer; to provide relative to certain definitions; to provide for the refund of the tax credit under certain circumstances; to authorize the promulgation of rules and regulations under certain circumstances; to authorize a qualified employer who receives a rebate in the Louisiana Quality Jobs Program to also claim the tax credit for the conversion of vehicles to alternative fuel usage; to provide for an effective date; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 251—

BY REPRESENTATIVES GREENE, BALDONE, BARRAS, HENRY, HOFFMANN, HONEY, RICHARD, RICHMOND, RITCHIE, AND JANE SMITH

AN ACT

To amend and reenact R.S. 47:301(16)(g), relative to sales and use tax on factory built homes; to clarify references to manufactured, mobile, modular, and factory built homes; to provide for an effective date; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 307—

BY REPRESENTATIVE GREENE
AN ACT

To amend and reenact R.S. 47:305(D)(1)(n), relative to the sales and use tax; to provide relative to the state sales and use tax exemption on food sold for preparation and consumption in the home; to provide relative to certain limitations; to provide for an effective date; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 338—

BY REPRESENTATIVE GREENE
AN ACT

To amend and reenact R.S. 47:293(9)(a)(xvi), 297.10(A), 297.11, and 297.12(A)(introductory paragraph) and (B)(1), relative to individual income tax deductions; to provide for eligibility for deductions for tuition and other educational expenses related to elementary and secondary education; to provide with respect to eligible expenses; and to provide for related matters.

Reported favorably.

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HOUSE BILL NO. 473—
BY REPRESENTATIVES LITTLE, BALDONE, HENRY, HOFFMANN, HONEY, NOWLIN, PERRY, RICHARD, RICHMOND, RITCHIE, AND JANE SMITH

AN ACT

To enact R.S. 47:305.62 and 321(H)(3), relative to the sales and use tax; to authorize a state sales and use tax exemption for certain commercial farm irrigation equipment; to provide for the effectiveness and applicability of the state sales and use tax exemption; to provide for an effective date; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 578—
BY REPRESENTATIVES RICHMOND, ABRAMSON, ARNOLD, BALDONE, BARRAS, BARROW, BILLIOT, BURRELL, DANAHAY, DIXON, GALLOT, HARDY, HENDERSON, HINES, HOFFMANN, HONEY, GIROD JACKSON, MICHAEL JACKSON, ROSALIND JONES, LAFONTA, MILLS, NOWLIN, PERRY, RITCHIE, JANE SMITH, PATRICIA SMITH, STIAES, AND WILLIAMS

AN ACT

To amend and reenact R.S. 47:297(K) and (O) and 287.752, to enact R.S. 47:287.786, and to repeal R.S. 47:287.748, relative to state income tax credits to reduce recidivism of persons released from custody in Louisiana; to provide for and increase the individual and corporation income tax credits for the employment of certain persons convicted of certain crimes; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 753—
BY REPRESENTATIVE RICHMOND

AN ACT

To amend and reenact R.S. 47:6016(B)(1)(c) and (E), relative to the new markets tax credit; to increase the maximum amount of qualified low-income community investments that may be issued by a single business; to provide for the allocation of tax credits; to provide for an effective date; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 868— (Substitute for House Bill No. 484 by Representative Little)

BY REPRESENTATIVE LITTLE
AN ACT

To amend and reenact R.S. 47:1515.3(A), (B), and (C), relative to timber severance taxes; to provide relative to the authority of the Department of Revenue and the Department of Agriculture and Forestry to enter into agreements to collect timber severance taxes; to authorize the commissioner of the Department of Agriculture and Forestry to appoint a director under certain circumstances; and to provide for related matters.

Reported with amendments.

Respectfully submitted,
ROBERT M. MARIONNEAUX, JR.
Chairman

REPORT OF COMMITTEE ON

COMMERCE, CONSUMER PROTECTION AND INTERNATIONAL AFFAIRS

Senator Ann D. Duplessis, Chairman on behalf of the Committee on Commerce, Consumer Protection and International Affairs, submitted the following report:

June 17, 2009

To the President and Members of the Senate:

I am directed by your Committee on Commerce, Consumer Protection and International Affairs to submit the following report:

HOUSE BILL NO. 66—
BY REPRESENTATIVE GUINN
AN ACT

To repeal R.S. 37:3112(B)(2) and 3115.1, relative to continuing education of auctioneers; to repeal the requirement that licensed auctioneers take six hours of continuing education annually.

Reported favorably.

HOUSE BILL NO. 276—
BY REPRESENTATIVE FANNIN
AN ACT

To amend and reenact R.S. 40:1730.26(2), relative to the state uniform construction code; to provide for oversight by the legislature with regards to the updated state uniform construction code; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 541—
BY REPRESENTATIVES MICKEY GUILLORY AND WOOTON
AN ACT

To amend and reenact R.S. 21:52, relative to guide dogs; to provide for the access of guide dogs in training to public areas; to provide for trainers of guide dogs; and to provide for related matters.

Reported favorably.

Respectfully submitted,
ANN D. DUPLESSIS
Chairman

REPORT OF COMMITTEE ON HEALTH AND WELFARE

Senator Willie L. Mount, Chairman on behalf of the Committee on Health and Welfare, submitted the following report:

June 17, 2009

To the President and Members of the Senate:

I am directed by your Committee on Health and Welfare to submit the following report:

HOUSE BILL NO. 687—
BY REPRESENTATIVES PEARSON AND TUCKER
AN ACT

To enact R.S. 37:796, 796.1, and 796.2, relative to the practice of dentistry; to authorize the Louisiana State Board of Dentistry to adopt rules to provide for the issuance of a permit to dentists who wish to provide dental services at locations other than the dental office; to provide for the adoption of rules to establish criteria and standards for providing dental services at locations other than the dental office; to provide for time periods for the adoption of the rules; to require that dentists providing dental services at locations other than the dental office shall be licensed to practice dentistry in Louisiana; to provide for minimum coverage of malpractice insurance; to provide for the removal of board members for the failure to timely adopt rules; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 772—
BY REPRESENTATIVES WILLMOTT, BALDONE, BILLIOT, HENRY BURNS, CHANDLER, DANAHAY, DOERGE, GISCLAIR, GUINN, HARRISON, HAZEL HILL, HOFFMANN, HOWARD, SAM JONES, KATZ, LEBAS, POPE, RICHARD, JANE SMITH, ST. GERMAIN, TUCKER, AND WADDELL

AN ACT

To amend and reenact R.S. 40:1300.1, 1300.2(2) and (4), 1300.3(A), 1300.4(B) and (C), and 1300.5(A) and (B) and to enact R.S. 40:1300.2(5) and (6), 1300.5(C) through (H), and 1300.5.1,

relative to the Health Professional Development Program; to provide for scholarships to medical or dental students who are from rural or urban underserved areas; to restrict scholarship funds to those students who are willing to practice in rural or urban underserved areas; to provide for definitions; to create the Scholarship Awards Committee; to create the Nursing Scholarship Program; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 806—

BY REPRESENTATIVE KATZ

AN ACT

To amend and reenact R.S. 44:4.1(B)(21) and to enact R.S. 37:2501(8), (9), (10), (11), and (12) and 2505.1, relative to the Board of Examiners of Nursing Facility Administrators; to provide for definitions; to authorize the board to obtain criminal history record information; to restrict the release of confidential information; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 905— (Substitute for House Bill No. 838 by Representative Landry)

BY REPRESENTATIVE LANDRY

AN ACT

To enact R.S. 46:1414.1, relative to child care facilities; to mandate the disclosure of recordation on the state central registry for owners, operators, current or prospective employees, and volunteers in child care facilities licensed by the department; to require any such persons to sign certain statements prior to and during employment, volunteering, ownership, or operation of or in a child care facility licensed by the department; to provide that falsification of such statements shall be a misdemeanor offense; to provide for penalties; to provide for a process of appeal; and to provide for related matters.

Reported favorably.

Respectfully submitted,
WILLIE L. MOUNT
Chairman

REPORT OF COMMITTEE ON

SENATE AND GOVERNMENTAL AFFAIRS

Senator Robert W. Kostelka, Chairman on behalf of the Committee on Senate and Governmental Affairs, submitted the following report:

June 17, 2009

To the President and Members of the Senate:

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

HOUSE CONCURRENT RESOLUTION NO. 1—

BY REPRESENTATIVES FOIL, BARRAS, BURFORD, HENRY BURNS, CARMODY, CARTER, CHAMPAGNE, CONNICK, CORTEZ, CROMER, DANAHAY, HARRISON, HENDERSON, HENRY, LANDRY, LEGER, LIGI, LOPINTO, NOWLIN, PEARSON, PERRY, PONTI, PUGH, RICHARDSON, SCHRODER, SIMON, ST. GERMAIN, TALBOT, TEMPLET, AND WILLMOTT

A CONCURRENT RESOLUTION

To create and establish the Constitutional Convention Study Commission to undertake all necessary study to examine the feasibility and advisability of calling a convention to revise the Constitution of Louisiana and, if a convention is found to be feasible and advisable, to make recommendations to the legislature for calling such a convention.

Reported with amendments.

HOUSE CONCURRENT RESOLUTION NO. 3—

BY REPRESENTATIVES PONTI, BARRAS, BURFORD, HENRY BURNS, CARMODY, CARTER, CHAMPAGNE, CHANEY, CONNICK, CORTEZ, DANAHAY, FOIL, GALLOT, HARRISON, HAZEL, HENRY, HOWARD, LANDRY, LEGER, LIGI, LITTLE, LOPINTO, MONICA, MORRIS, NOWLIN, PEARSON, PERRY, PETERSON, POPE, PUGH, RICHARDSON, SCHRODER, SIMON, JANE SMITH, TALBOT, TEMPLET, AND WILLMOTT

A CONCURRENT RESOLUTION

To direct state agencies to maximize efficiency, minimize waste, and save taxpayer dollars, to be prepared to address their efforts in this regard at sunset review hearings and other legislative proceedings, and to deliver an annual report to the House and Senate governmental affairs committees and to direct state agency staff members responsible for monitoring legislation affecting their respective agencies to take immediate notice of this Resolution so that action can begin accordingly.

Reported with amendments.

HOUSE CONCURRENT RESOLUTION NO. 89—

BY REPRESENTATIVE BARROW

A CONCURRENT RESOLUTION

To urge and request all civil service systems in the state to utilize electronic testing procedures for applicants for classified positions and to report to the legislature by February 1, 2010, on progress towards implementing such procedures.

Reported favorably.

HOUSE CONCURRENT RESOLUTION NO. 90—

BY REPRESENTATIVE BILLIOT

A CONCURRENT RESOLUTION

To adopt Joint Rule No. 21 of the Joint Rules of the Senate and House of Representatives to provide for electronic notification of instruments referred to committees.

Reported favorably.

HOUSE CONCURRENT RESOLUTION NO. 100—

BY REPRESENTATIVE DIXON

A CONCURRENT RESOLUTION

To urge and request the Department of State Civil Service to study and the State Civil Service Commission to consider imposing time limits within which an appointing authority must conduct an investigation of an employee and take disciplinary action against the employee or lose the right to do so.

Reported favorably.

HOUSE CONCURRENT RESOLUTION NO. 202—

BY REPRESENTATIVE WILLIAMS

A CONCURRENT RESOLUTION

To urge and request the division of administration to study the feasibility of consolidating state office space in Shreveport into a central downtown location.

Reported favorably.

HOUSE BILL NO. 88—

BY REPRESENTATIVE MCVEA

AN ACT

To amend and reenact R.S. 42:63(A)(3), relative to dual officeholding and dual employment; to authorize an employee of the United States government to serve as a part-time elected official; to provide for definitions; to provide exceptions; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 194—

BY REPRESENTATIVE DIXON

AN ACT

To amend and reenact R.S. 18:135(A), relative to registration of voters; to provide relative to the close of registration records; to

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provide relative to application for registration and changes in a registration; to provide for definitions; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 420—

BY REPRESENTATIVE RICHARD

AN ACT

To amend and reenact R.S. 18:59(A), 103(A), 109, 115(A)(1) and (F)(2)(d), 151(B), 152(C)(1), 175, 196(A)(1), 423(E), 427(A), 428(A), (B), and (C), 431(B)(5), 433(A)(3), (B)(4), (G)(1) and (2)(introductory paragraph), (H)(1)(introductory paragraph), (I), and (J), 465(E)(1), 562(A)(2), 566.2(C), 1253(E), 1254(A) and (C), 1255(A), 1272(A), 1275.1(B), 1275.8, 1306(A)(2) and (3) and (B)(1), 1307(B)(2), 1308(C), 1309(A)(3), (B)(1), (C), (D)(1), (E)(2), (I), and (J), 1315(C)(2) and (3)(a), 1363(A), 1373, 1400.3(D), 1505.1(D), and 1505.2(H)(6)(a)(introductory paragraph), (Q)(3)(a)(ii), and (R)(3)(a)(ii), to enact R.S. 18:1253(F), 1254(E), 1309(K), and 1363(H), and to repeal R.S. 18:433(A)(2) and 1372, relative to the Louisiana Election Code; to revise the system of laws comprising the Louisiana Election Code; to provide relative to deputy registrars of voters; to provide relative to the registration of voters; to provide relative to changes in registrations; to provide relative to records used for the conduct of the registrar's office; to provide relative to the duties of registrars; to provide relative to reports and lists produced by the Department of State; to provide relative to the inactive list of voters; to provide relative to allocation of voting machines for precincts; to provide relative to parish boards of election supervisors; to provide relative to watchers; to provide relative to law enforcement officers; to provide relative to courses of instruction conducted by the clerk; to provide relative to election commissioners; to provide relative to nominating petitions; to provide relative to procedures and requirements for voting; to provide relative to provisional voting; to provide relative to nominations for candidates for presidential electors; to provide relative to application for voting and voting absentee by mail; to provide relative to early voting; to provide relative to election expenses; to provide relative to congressional elections; to provide relative to early voting commissioners; to provide relative to challenges of absentee by mail and early voting ballots; to provide relative to the preparation and testing of voting machines; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 507—

BY REPRESENTATIVE PUGH

AN ACT

To amend and reenact R.S. 3:3010 and R.S. 18:3(C), 107(B), (C), and (D), 110(A)(3), 112, 151(A) and (C), 152(A)(1)(introductory paragraph), (a), and (b), (B), and (D), 152.1, 176(A)(3)(b), (B), and (C), 198(C), and 564(D)(1)(b) and to repeal R.S. 18:152(A)(2), relative to records of registrars of voters; to provide for the maintenance of records of the registrars of voters; to provide for the form of the records; to provide relative to the retention of the records; to provide relative to changes to the records; to provide for the procedures of registrars relative to the use of the records; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 513—

BY REPRESENTATIVES RICHARD, BALDONE, BROSSETT, DOVE, GALLOT, GISCLAIR, HARRISON, HONEY, KATZ, PETERSON, ROBIDEAUX, GARY SMITH, AND WILLIAMS

AN ACT

To amend and reenact R.S. 11:441(A)(1)(d) and to enact R.S. 11:441.2, relative to early retirement; to enact the Early Retirement and Payroll Reduction Act; to provide for a reduction in state employment and for early retirement of members of the Louisiana State Employees' Retirement System; to provide for eligibility, retirement benefits, restrictions on hiring new employees, abolition of vacated positions,

restrictions on appropriated funds, and funding; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 520—

BY REPRESENTATIVE CROMER

AN ACT

To amend and reenact R.S. 18:103(A), 104(A)(15), and 105(A) and to enact R.S. 18:115.1, relative to registration of voters; to provide for electronic registration of voters; to provide relative to changes in registration; to provide relative to the powers and duties of the secretary of state; to provide relative to the powers and duties of registrars of voters; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 645—

BY REPRESENTATIVE ELLINGTON AND SENATOR APPEL

AN ACT

To amend and reenact R.S. 18:192(A)(1)(a), relative to the annual canvass of persons registered to vote; to provide for when the canvass shall be conducted; to provide relative to the duties of registrars of voters and the Department of State; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 896— (Substitute for House Bill No. 49 by Representative Richard)

BY REPRESENTATIVE RICHARD

AN ACT

To amend and reenact R.S. 42:1124.3(A) and to enact R.S. 42:1124.2(G)(4) and (J) and 1124.3(D)(3), relative to financial disclosure; to require certain disclosures by certain public servants; to provide for the content of such disclosures; to provide for effectiveness; and to provide for related matters.

Reported favorably.

Respectfully submitted,
JOHN R. SMITH
Vice Chairman

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

HOUSE BILL NO. 33—

BY REPRESENTATIVES LEGER, WHITE, BROSSETT, ABRAMSON, BALDONE, BARROW, BURFORD, HENRY BURNS, DOVE, GISCLAIR, HARDY, HARRISON, HAZEL, HONEY, HOWARD, GIROD JACKSON, ROSALIND JONES, LIGI, LITTLE, LOPINTO, PETERSON, RICHMOND, ROY, SCHRODER, GARY SMITH, JANE SMITH, PATRICIA SMITH, ST. GERMAIN, STIAES, TEMPLET, THIBAUT, TUCKER, AND WILLMOTT

AN ACT

To amend and reenact R.S. 44:4.1(B)(7), to enact Chapter 15 of Title 15 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 15:1601 through 1614, and R.S. 36:4(O), and to repeal R.S. 15:262, relative to witness protection; to enact the Witness Protection Services Act; to provide for the development and administration of the witness protection services program; to provide for definitions; to provide for legislative findings; to create the Witness Protection Services Board within the office of the governor; to provide for the membership of the board; to provide for the powers and duties of the board; to authorize the receipt of per diem by certain members of the board; to provide for the purposes of the program; to provide for the components of the program; to provide procedures for obtaining witness protection services; to provide for applicability; to provide for immunity from lawsuits resulting from the delivery or failure to deliver witness protection services; to provide that no right or cause of action is created by the provisions of this Act; to provide for implementation; to provide public records

exceptions; to provide exceptions to the open meetings laws; and to provide for related matters.

Reported favorably by the Committee on Judiciary B. The bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 34—
BY REPRESENTATIVES FANNIN, CHANDLER, HARDY, ROY, AND SIMON

AN ACT

To amend and reenact R.S. 33:1448(G) and to enact R.S. 33:1448(U), relative to the premium costs of group hospital and health insurance for retired sheriffs and retired deputy sheriffs in Bienville Parish; to provide for eligibility for payment of premium costs; and to provide for related matters.

Reported favorably by the Committee on Finance. The bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 90—
BY REPRESENTATIVES LIGI AND LEGER

AN ACT

To amend and reenact R.S. 14:102.1(A)(1)(h) and (2)(b) and (B)(5) and to enact R.S. 14:102.1(A)(2)(c) and (d) and (3) and (B)(6), relative to the crime of cruelty to animals; to revise certain elements constituting the crime of simple cruelty to animals and revise penalties for violations thereof; to revise certain elements constituting the crime of aggravated cruelty to animals and revise the penalties for violations thereof; and to provide for related matters.

Reported favorably by the Committee on Judiciary C. The bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 111—
BY REPRESENTATIVE LAMBERT

AN ACT

To enact R.S. 13:2583.4, relative to the appointment of a deputy constable in Ascension Parish; to authorize a constable of a justice of the peace court in Ascension Parish to appoint a deputy; to provide for compensation; to provide for qualifications of office; to provide for residency requirements; to provide for prohibitions; and to provide for related matters.

Reported favorably by the Committee on Judiciary B. The bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 118—
BY REPRESENTATIVE JANE SMITH

AN ACT

To amend and reenact Code of Criminal Procedure Article 682, relative to the appointment of a substitute for a recused district attorney; to remove requirement that the substitute attorney be from the same judicial district as the district attorney who has been recused; and to provide for related matters.

Reported favorably by the Committee on Judiciary B. The bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 171—
BY REPRESENTATIVE HILL

AN ACT

To amend and reenact R.S. 15:574.4(H)(4)(r) and Code of Criminal Procedure Article 895(A)(13), relative to persons on probation and parole; to authorize law enforcement officers to conduct searches of convicted sex offenders while on probation or parole; and to provide for related matters.

Reported favorably by the Committee on Judiciary B. The bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 202—
BY REPRESENTATIVES RICHARDSON, HENRY BURNS, LEGER, AND WHITE AND SENATOR ADLEY

AN ACT

To amend and reenact R.S. 46:1844(W)(1)(a) and (3), relative to the basic rights of crime victims; to provide for the confidentiality of crime victims who are minors and victims of sex offenses regardless of the date of the offense; and to provide for related matters.

Reported favorably by the Committee on Judiciary C. The bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 244—
BY REPRESENTATIVE ROY

AN ACT

To amend and reenact R.S. 13:5304(B)(3)(f), R.S. 15:574.4.1(B) and Code of Criminal Procedure Article 900(A)(6)(a) and (b) and to enact R.S. 15:574.4.1(A)(6) and (J) and Code of Criminal Procedure Article 900(A)(6)(c), relative to the drug division probation program; to authorize the court to order that a defendant who has been placed on probation by the drug division probation program, and who has had his probation revoked for a technical violation, be committed to the custody of the Department of Public Safety and Corrections and be required to serve in the intensive incarceration program; to provide for the period of time the defendant may be sentenced to intensive incarceration; to provide that upon successful completion of intensive incarceration the defendant shall return to active, supervised probation with the drug division probation program; to provide for applicability; to provide for resentencing when a defendant is denied entry into the intensive incarceration program; and to provide for related matters.

Reported favorably by the Committee on Judiciary B. The bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 523—
BY REPRESENTATIVE ERNST

AN ACT

To amend and reenact R.S. 14:95.2.1(A), to enact R.S. 14:95.2.1(D), and to repeal R.S. 40:1379.3(N)(9), relative to illegal carrying of a firearm at a parade; to provide for increased penalties for illegal carrying of a firearm at a parade; to remove element of the crime requiring that the firearm be used in the commission of a crime of violence; to provide for exceptions; to repeal prohibition regarding a concealed weapon being carried at a parade or demonstration; and to provide for related matters.

Reported with amendments by the Committee on Judiciary B.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Judiciary B to Reengrossed House Bill No. 523 by Representative Ernst

AMENDMENT NO. 1

On page 2, between lines 28 and 29, insert the following:
"(7) Any person lawfully engaged in hunting or a sport shooting activity on any public or private property where such hunting or sport shooting activity is lawfully permitted. For the purposes of this Paragraph, "sport shooting activity" means a competitive or recreational activity that involves the use and discharge of any firearm, including but not limited to trap, skeet and target shooting."

On motion of Senator Martiny, the committee amendment was adopted. The amended bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 538—
BY REPRESENTATIVE ANDERS

AN ACT

To amend and reenact R.S. 3:263, 265(B), and 266(13) and (19) and to enact R.S. 3:262(D), 266(22), and 283.1 and R.S. 35:410, relative to the Louisiana Agricultural Finance Authority; to revise legislative findings; to expand definitions; to revise the

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powers of authority; to provide for certain loans and guarantees for agricultural plants; to provide for restrictions; to provide for reports; to provide for a special fund; to provide for positions; to provide for administration and implementation; to provide for ex officio notaries public; and to provide for related matters.

Reported favorably by the Committee on Finance. The bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 574—
BY REPRESENTATIVES RICHMOND AND HARDY
AN ACT

To enact R.S. 13:587.4 and 1344, relative to specialized divisions or sections of state district courts; to authorize any district court by vote of the judges to adopt specialized divisions or sections having specified subject matter jurisdiction; to authorize a division or section to provide for an expedited docket for violent crimes involving a dangerous weapon or homicides; to create a homicide section in the Criminal District Court for the parish of Orleans; to authorize the district attorney's office to request an expedited docket for cases involving crimes of violence committed with a dangerous weapon and homicides; to provide for assignment of a judge to a Homicide Section of the Criminal District Court for the parish of Orleans; to provide for cases to be assigned to a homicide section; to authorize the judges en banc to assign other crimes committed using a firearm to the homicide section; to provide for transfer of cases; to provide for expedited handling of pretrial writs and appeals from the homicide section; and to provide for related matters.

Reported favorably by the Committee on Judiciary B. The bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 630—
BY REPRESENTATIVES HONEY, RICHMOND, AND LEGER
AN ACT

To enact R.S. 15:574.4(A)(4) and R.S. 40:966(H), relative to parole eligibility; to provide with respect to eligibility for parole consideration for certain offenders convicted of certain controlled dangerous substances violations involving heroin; and to provide for related matters.

Reported favorably by the Committee on Judiciary B. The bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 712—
BY REPRESENTATIVE GARY SMITH
AN ACT

To enact Code of Criminal Procedure Article 202(E) and R.S. 49:251.4, relative to warrant of arrest; to provide that a justice of the peace shall not have the authority to issue a warrant for arrest unless he has received a certificate of completion for the required training course which has included education on the proper issuance of arrest warrants; to provide for the Attorney General's Arrest Warrants Course for Justices of the Peace; to require the attorney general's training course for justices of the peace to include specified subject matter areas; to provide for implementation; and to provide for related matters.

Reported with amendments by the Committee on Judiciary B.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Judiciary B to Reengrossed House Bill No. 712 by Representative Gary Smith

AMENDMENT NO. 1
On page 2, line 2, delete "Additional justice of the peace training course."

AMENDMENT NO. 2
On page 2, delete lines 20 and 21

AMENDMENT NO. 3
On page 2, line 23, after "general, and" delete the remainder of the line and delete lines 24 and 25 and insert the following: "shall be a course of training included in the Justice of the Peace Training Course."

AMENDMENT NO. 4
On page 3, line 10, after "the Peace." delete the remainder of the line and delete line 11

AMENDMENT NO. 5
On page 3, line 14, between "every" and "year" insert "other"

AMENDMENT NO. 6
On page 3, delete lines 22 through 24 in their entirety

AMENDMENT NO. 7
On page 3, line 25, change "M." to "L."

On motion of Senator Martiny, the committee amendment was adopted. The amended bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 864—
BY REPRESENTATIVE RICHMOND
AN ACT

To enact R.S. 46:1816(E) and to repeal Code of Criminal Procedure Article 887(E), relative to additional fees assessed in relation to violations of criminal statutes and local ordinances; to continue the existing fees assessed in specified matters which are used for funding the training of and the providing of other assistance to local law enforcement agencies; to repeal provisions providing for fees to fund local law enforcement agencies; and to provide for related matters.

Reported with amendments by the Committee on Judiciary B.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Judiciary B to Reengrossed House Bill No. 864 by Representative Richmond

AMENDMENT NO. 1
On page 1, line 2, after "To" and before "enact" insert the following: "amend and reenact R.S. 46:1816(B)(2) to"

AMENDMENT NO. 2
On page 1, line 9, before "R.S. 46:1816(E)" insert "R.S. 46:1816(B)(2) is hereby amended and reenacted and"

AMENDMENT NO. 3
On page 1, between lines 11 and 12 insert the following:
"B. The fund shall be composed of:
* * *
(2) All monies paid as a cost levied on criminal actions, as provided by R.S. 46:1816(D) and (E).
* * *"

On motion of Senator Martiny, the committee amendment was adopted. The amended bill was read by title and referred to the Legislative Bureau.

Rules Suspended

Senator Michot asked for and obtained a suspension of the rules to recall House Bill No. 667 from the Committee on Finance.

HOUSE BILL NO. 667—
BY REPRESENTATIVE FANNIN
AN ACT

To provide for the establishment and reestablishment of agency ancillary funds, to be specifically known as internal service funds, auxiliary accounts, or enterprise funds for certain state institutions, officials, and agencies; to provide for appropriation of funds; and to regulate the administration of said funds.

On motion of Senator Michot, House Bill No. 667 was read by title and recommitted to the Committee on Finance.

Rules Suspended

Senator Michot asked for and obtained a suspension of the rules to recall House Bill No. 857 from the Committee on Finance.

HOUSE BILL NO. 857—
BY REPRESENTATIVE FANNIN
AN ACT

To supplement the General Appropriation Act by appropriating funds from certain sources to be allocated to designated agencies and purposes in specified amounts for the purpose of making appropriations from federal monies received as a result of the American Recovery and Reinvestment Act of 2009 for Fiscal Year 2009-2010; to provide for an effective date; and to provide for related matters.

On motion of Senator Michot, House Bill No. 857 was read by title and recommitted to the Committee on Finance.

Rules Suspended

Senator Michot asked for and obtained a suspension of the rules to recall House Bill No. 863 from the Committee on Finance.

HOUSE BILL NO. 863—
BY REPRESENTATIVES FANNIN AND TUCKER AND SENATORS MICHOT AND CHAISSON
AN ACT

To appropriate funds to defray the expenses of the Louisiana Judiciary, including the Supreme Court, Courts of Appeal, District Courts, Criminal District Court of Orleans Parish, and other courts; and to provide for related matters.

On motion of Senator Michot, House Bill No. 863 was read by title and recommitted to the Committee on Finance.

Rules Suspended

Senator Michot asked for and obtained a suspension of the rules to recall House Bill No. 869 from the Committee on Finance.

HOUSE BILL NO. 869—
BY REPRESENTATIVE TUCKER
AN ACT

To appropriate funds for Fiscal Year 2009-2010 to defray the expenses of the Louisiana Legislature, including the expenses of the House of Representatives and the Senate, of legislative service agencies, and of the Louisiana State Law Institute; and otherwise to provide with respect to the appropriations and allocations herein made.

On motion of Senator Michot, House Bill No. 869 was read by title and recommitted to the Committee on Finance.

Rules Suspended

Senator Michot asked for and obtained a suspension of the rules to recall House Bill No. 870 from the Committee on Finance.

HOUSE BILL NO. 870—
BY REPRESENTATIVE FANNIN
AN ACT

To provide with respect to the Revenue Sharing Fund and the allocation and distribution thereof for Fiscal Year 2009-2010; and to provide for related matters.

On motion of Senator Michot, House Bill No. 870 was read by title and recommitted to the Committee on Finance.

Rules Suspended

Senator Michot asked for and obtained a suspension of the rules to recall House Bill No. 878 from the Committee on Finance.

HOUSE BILL NO. 878—
BY REPRESENTATIVE TUCKER
AN ACT

To appropriate federal funds from the Community Development Block Grant for Fiscal Year 2009-2010 for paying off debt incurred by governments and infrastructure improvements as a result of hurricanes; to provide for an effective date; and to provide for related matters.

On motion of Senator Michot, House Bill No. 878 was read by title and recommitted to the Committee on Finance.

Rules Suspended

Senator Michot asked for and obtained a suspension of the rules to recall House Bill No. 879 from the Committee on Finance.

HOUSE BILL NO. 879—
BY REPRESENTATIVES TUCKER, CONNICK, LEGER, AND PETERSON
AN ACT

To appropriate funds and to make certain changes in appropriations from certain sources and purposes in specific amounts for the making of supplemental appropriations for Fiscal Year 2008-2009; to provide for an effective date; and to provide for related matters.

On motion of Senator Michot, House Bill No. 879 was read by title and recommitted to the Committee on Finance.

Rules Suspended

Senator Michot asked for and obtained a suspension of the rules to recall House Bill No. 881 from the Committee on Finance.

HOUSE BILL NO. 881—
BY REPRESENTATIVE FANNIN
AN ACT

To appropriate funds and to make certain reductions in appropriations from certain sources to be allocated to designated agencies and purposes in specific amounts for the making of supplemental appropriations and reductions for said agencies and purposes for Fiscal Year 2008-2009; and to provide for related matters.

On motion of Senator Michot, House Bill No. 881 was read by title and recommitted to the Committee on Finance.

Reconsideration

Pursuant to the previous notice given, the vote by which House Bill No. 880 failed to pass on Tuesday, June 16, 2009, was reconsidered.

HOUSE BILL NO. 880—
BY REPRESENTATIVES TEMPLET, ARMES, AUBERT, HENRY BURNS, GISCLAIR, GUINN, HOWARD, NORTON, AND POPE
AN ACT

To amend and reenact R.S. 40:1322(B), relative to convenience fees; to authorize the Department of Public Safety and Corrections to charge a convenience fee when a customer pays for a transaction in certain ways; and to provide for related matters.

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

**Senate Bills and Joint Resolutions
Returned from the House of Representatives
with Amendments, Subject to Call**

June 17, 2009

Called from the Calendar

Senator Duplessis asked that Senate Bill No. 146 be called from the Calendar.

SENATE BILL NO. 146—

BY SENATORS DUPLESSIS, APPEL, CROWE, MICHOT, SMITH AND WALSWORTH AND REPRESENTATIVES HENRY BURNS, CHAMPAGNE, CORTEZ, FOIL, LITTLE, PUGH, ROBIDEAUX, SIMON, SMILEY, JANÉ SMITH AND THIBAUT

AN ACT

To amend and reenact R.S. 17:3981(4), 3982(A)(1)(a) and (B), 3983(C)(1)(a), and 3991(C)(1)(c)(iii) and (E), relative to charter schools; to provide relative to the review and evaluation of charter school proposals; to provide relative to public school facilities and property made available to charter schools; to provide relative to the vote required to convert an existing public school to a charter school; to provide relative to enrollment preferences; to provide relative to support or affiliation with charter schools by certain religious organizations or institutions; and to provide for related matters.

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

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Education to Reengrossed Senate Bill No. 146 by Senator Duplessis

AMENDMENT NO. 1

On page 2, line 29, between "terms." and "If" insert the following: **"In return for the use of the facility and its contents, the chartering group shall pay a share of the local school board's bonded indebtedness to be calculated in the same manner as set forth in R.S. 17:1990(C)(2)(a)(i)."**

AMENDMENT NO. 2

On page 3, after line 27, insert the following: **"(1) Be supported by or affiliated with any religion or religious organization or institution; however, a charter school may receive from any such organization or institution support or student services including but not limited to mentoring, volunteering, fund-raising, or tutoring."**

AMENDMENT NO. 3

On page 4, at the beginning of line 1, change "**(1)**" to "(2)"

AMENDMENT NO. 4

On page 4, at the beginning of line 3, change "**(2)**" to "(3)"

AMENDMENT NO. 5

On page 4, at the beginning of line 4, change "**(3)**" to "(4)"

AMENDMENT NO. 6

On page 4, at the beginning of line 6, change "**(4)**" to "(5)"

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed Senate Bill No. 146 by Senator Duplessis

AMENDMENT NO. 1

On page 4, line 6, following "has" and before "nolo" change "plead" to "pled"

AMENDMENT NO. 2

On page 4, line 15, following "or" and before "nolo" change "plead" to "pled"

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Erdey	Martiny
Adley	Gautreaux B	McPherson
Amedee	Gautreaux N	Michot
Appel	Gray Evans	Morrish
Broome	Guillory	Mount
Cheek	Hebert	Murray
Donahue	Heitmeier	Nevers
Dorsey	Jackson	Quinn
Duplessis	LaFleur	Shaw
Dupre	Long	Smith
Total - 30		

NAYS

Claitor
Total - 1

ABSENT

Alario	Marionneaux	Thompson
Crowe	Morrell	Walsworth
Kostelka	Riser	
Total - 8		

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

Called from the Calendar

Senator Hebert asked that Senate Bill No. 177 be called from the Calendar.

SENATE BILL NO. 177—

BY SENATOR MARTINY

AN ACT

To amend and reenact R.S. 22:14(B), 16, 18(A), 33(A)(introductory paragraph), 35(C), 72(B), 88(E), (I), and (O), 236.4(C) and (E), 255, 259, 264, 267(D), 310, 337(B), 369, 371, 389, 391, 457(C), 584(D)(1)(b), 588(A)(1), 590(B), 595, 613(A)(3), (C)(2), and (D)(3)(b), 614(A)(9) and (C)(2), 615(A)(5), 616(A)(3), 634(A)(3), (C)(2), and (D)(2), 635(A)(3), (7), and (9) and (C)(2), 636(A)(3) and (5), 637(A)(introductory paragraph) and (A)(3), 638(introductory paragraph), 656(B), 661, 674(A)(3) and (B), 694(D)(1)(introductory paragraph), 709(A), (B), and (C), 731(D), 732(A) and (C), 821(G), 833(C)(3), 855(E)(1), 972(A) and (B), 974, 1071(C)(3)(d), 1141, 1143(A)(introductory paragraph) and (B)(introductory paragraph), 1211(B), 1451(E), 1453(A)(1), 1465(A)(3)(a), (B), and (C), 1466(A), (B), (D), and (E), 1469(A), 1470(B), 1471(C), 1529(A), 1546(B)(1)(d), 1547(G), 1549(G), 1550(G), 1554(B), (C), and (D), 1559(G), 1571(H), 1627(A)(introductory paragraph), 1671(C), 1672(B) and (C), 1699(B), 1700(C), (D), and (E), 1731(A)(introductory paragraph), 1793(C), 1837(A)(introductory paragraph) and (B)(introductory paragraph), 1860(A)(introductory paragraph) and (B)(introductory paragraph), 1968, 1969, 1970, 1995(B), 2060(B)(2), 2090(B), 2147(A)(2), 2191, 2193, 2194, 2198, 2204, 2205, 2206, 2208, 2242(C)(3), Article VIII(4)(a) of R.S. 22:2381, and R.S. 22:2401, to enact R.S. 22:33(D), 588(C), 694(D)(4), 709(E), 731(F), 833(D), 1143(D), 1211(C), 1453(D), 1471(E), 1472(C), 1529(C), 1549(K), 1550(K), 1837(C), 1860(C), 2060(C), and 2422(C), and to repeal R.S. 22:2192, 2196, and 2199 through 2203, relative to the Department of Insurance; to provide with respect to administrative hearings for that department held by the Division of Administrative Law; to provide for public hearings held by that department; to make certain technical changes; and to provide for related matters.

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

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Insurance to Reengrossed Senate Bill No. 177 by Senator Martiny

AMENDMENT NO. 1

On page 1, line 8, after "731(D)," change "732(A) and (C)," to "732(C),"

AMENDMENT NO. 2

On page 2, line 16, after "731(D)," change "732(A) and (C)," to "732(C),"

AMENDMENT NO. 3

On page 29, at the end of line 12, delete "in" and at the beginning of line 13, delete "accordance and compliance with R.S. 49:961"

AMENDMENT NO. 4

On page 29, delete lines 21 through 25 in their entirety

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed Senate Bill No. 177 by Senator Martiny

AMENDMENT NO. 1

On page 1, line 5, following "616 (A)(3)" and before ",(C)(2)" change "634 (A)(3)" to "634 (A)(introductory paragraph) and (3)"

AMENDMENT NO. 2

On page 1, line 6, following "(D)(2)," and before ",(7)" change "635 (A)(3)" to "635 (A)(introductory paragraph) and (3)"

AMENDMENT NO. 3

On page 1, line 6, following "(C)(2)" and before "and (5)" change "636 (A)(3)" to "636 (A)(introductory paragraph) and (3)"

AMENDMENT NO. 4

On page 2, line 13, following "616 (A)(3)" and before ",(C)(2)" change "634 (A)(3)" to "634 (A)(introductory paragraph) and (3)"

AMENDMENT NO. 5

On page 2, line 13, following "(D)(2)," and before ",(7)" change "635 (A)(3)" to "635 (A)(introductory paragraph) and (3)"

AMENDMENT NO. 6

On page 2, line 14, following "(C)(2)" and before "and (5)" change "636 (A)(3)" to "636 (A)(introductory paragraph) and (3)"

AMENDMENT NO. 7

On page 3, lines 18-19, change "Division of Administrative Law" to "division of administrative law"

AMENDMENT NO. 8

On page 4, line 7, change "Division of Administrative Law" to "division of administrative law"

AMENDMENT NO. 9

On page 7, line 22, change "Division of Administrative Law" to "division of administrative law"

AMENDMENT NO. 10

On page 9, lines 7, 8, 10 and 25, change "Division of Administrative Law" to "division of administrative law"

AMENDMENT NO. 11

On page 11, line 3, following "process" and before "Subsection" change "under" to "provided in"

AMENDMENT NO. 12

On page 15, line 12, following "relating to" and before "hearing" insert "a"

AMENDMENT NO. 13

On page 16, line 10, change "371" to "370"

AMENDMENT NO. 14

On page 16, line 20, following "provided in" and before ", have" change "370" to "369"

AMENDMENT NO. 15

On page 16, lines 27-28, change "Division of Administrative Law" to "division of administrative law"

AMENDMENT NO. 16

On page 18, line 11, change "Division of Administrative Law" to "division of administrative law"

AMENDMENT NO. 17

On page 31, line 4, before "shall issue" insert "the commissioner"

AMENDMENT NO. 18

On page 51, line 2, following "ten" change "days" to "days"

AMENDMENT NO. 19

On page 52, lines 18-19, following "He" and before "shall" change "Division of Administrative Law" to "division of administrative law"

AMENDMENT NO. 20

On page 52, line 29, change "Division of Administrative Law" to "division of administrative law"

AMENDMENT NO. 21

On page 53, lines 9, 12, 25 and 27, change "Division of Administrative Law" to "division of administrative law"

AMENDMENT NO. 22

On page 53, line 21, following "R.S." and before ":950" change "22" to "49"

AMENDMENT NO. 23

On page 54, lines 4, 5, 6, 13 and 14, change "Division of Administrative Law" to "division of administrative law"

AMENDMENT NO. 24

On page 57, lines 12, 13 and 16, change "Division of Administrative Law" to "division of administrative law"

AMENDMENT NO. 25

On page 58, line 18, change "Division of Administrative Law" to "division of administrative law"

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Roy to Reengrossed Senate Bill No. 177 by Senator Martiny

AMENDMENT NO. 1

On page 2, line 1, after "2242(C)(3)," delete "Article VIII(4)(a) of R.S. 22:2381,"

AMENDMENT NO. 2

On page 2, line 25, after "2242(C)(3)," delete "Article VIII(4)(a) of R.S. 22:2381,"

AMENDMENT NO. 3

On page 34, line 15, after "notice" delete the remainder of the line and insert "and a public hearing prior"

AMENDMENT NO. 4

On page 34, line 16, after the period "." delete the remainder of the line and insert "If, after a public hearing, the commissioner"

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AMENDMENT NO. 5

On page 45, at the end of line 7, insert "after a hearing conducted in accordance with the Administrative Procedure Act, R.S. 49:950 et seq."

AMENDMENT NO. 6

On page 59, delete lines 7 through 27 in their entirety

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Mr. President, Dupre, Martiny, Adley, Erdey, McPherson, Amedee, Gautreaux B, Michot, Appel, Gautreaux N, Morrell, Broome, Gray Evans, Morrish, Cheek, Guillory, Mount, Claitor, Hebert, Murray, Crowe, Heitmeier, Nevers, Donahue, Jackson, Quinn, Dorsey, LaFleur, Shaw, Duplessis, Long, Smith, Total - 33

NAYS

Total - 0

ABSENT

Table with 3 columns: Alario, Marionneaux, Thompson, Kostelka, Riser, Walsworth, Total - 6

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

Senator Mount in the Chair

Senate Concurrent Resolutions on Second Reading Reported by Committees

SENATE CONCURRENT RESOLUTION NO. 90— BY SENATOR BROOME

A CONCURRENT RESOLUTION

To urge and request the Louisiana Office of Student Financial Assistance to study the benefits of the Go Grant program and to identify the adequacy of current funding sources provided to the program and to the students.

Reported favorably by the Committee on Finance.

Floor Amendments Sent Up

Senator Broome sent up floor amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Broome to Original Senate Concurrent Resolution No. 90 by Senator Broome

AMENDMENT NO. 1

On page 1, line 2, change the second "to" to "and the Board of Regents to jointly"

AMENDMENT NO. 2

On page 1 between lines 4 and 5, insert the following: "WHEREAS, the Board of Regents has the constitutional charge to plan, coordinate, and have budgetary responsibility for all public postsecondary education as well as other powers, duties, and responsibilities provided by law; and"

AMENDMENT NO. 3

On page 2, line 6, change "to" to "and the Board of Regents to jointly"

AMENDMENT NO. 4

On page 2, line 15, change "shall" to "and the Board of Regents shall jointly"

On motion of Senator Broome, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Mr. President, Erdey, McPherson, Adley, Gautreaux B, Michot, Amedee, Gautreaux N, Morrell, Appel, Gray Evans, Morrish, Broome, Guillory, Mount, Cheek, Hebert, Murray, Claitor, Heitmeier, Nevers, Crowe, Jackson, Quinn, Donahue, LaFleur, Shaw, Dorsey, Long, Smith, Duplessis, Martiny, Total - 32

NAYS

Total - 0

ABSENT

Table with 3 columns: Alario, Marionneaux, Walsworth, Dupre, Riser, Kostelka, Thompson, Total - 7

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

Senator Broome in the Chair

Senate Bills and Joint Resolutions on Third Reading and Final Passage

SENATE BILL NO. 80— BY SENATORS CHEEK AND BROOME AN ACT

To enact Part LXVI of Chapter 5 of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:1300.291 through 1300.293, relative to Medicaid reimbursement; to provide for definitions; to provide for Medicaid reimbursement for certain health services providers; and to provide for related matters.

Floor Amendments Sent Up

Senator Marionneaux sent up floor amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Marionneaux on behalf of the Legislative Bureau to Reengrossed Senate Bill No. 80 by Senator Cheek

AMENDMENT NO. 1

On page 1, line 7, following "Statutes" and before ",," insert "of 1950"

AMENDMENT NO. 2

On page 1, line 16, following "**Center**" and before "**on**" change "**solely focused**" to "**focused solely**"

AMENDMENT NO. 3

On page 1, line 16, following "**and**" and before "**is**" insert "**that**"

On motion of Senator Marionneaux, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Erdey	McPherson
Amedee	Gautreaux B	Michot
Appel	Gautreaux N	Morrell
Broome	Gray Evans	Morrish
Cheek	Guillory	Mount
Claitor	Hebert	Murray
Crowe	Heitmeier	Nevers
Donahue	Jackson	Quinn
Dorsey	LaFleur	Shaw
Duplessis	Long	Smith
Dupre	Martiny	
Total - 32		

NAYS

Total - 0

ABSENT

Adley	Marionneaux	Walsworth
Alario	Riser	
Kostelka	Thompson	
Total - 7		

The Chair declared the amended bill was passed, ordered reengrossed and sent to the House. Senator Cheek moved to reconsider the vote by which the bill was passed and laid the motion on the table.

SENATE BILL NO. 266—
BY SENATOR THOMPSON

AN ACT

To amend and reenact R.S. 3:4411(A), relative to the timber severance tax; to increase the portion of the timber severance tax allocated to the state which is dedicated to the Forestry Productivity Fund; and to provide for related matters.

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

Message from the House

DISAGREEMENT TO HOUSE BILL

June 17, 2009

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has refused to concur in the proposed Senate Amendment(s) to House Bill No. 119 by Representative H. Burns, and ask the President to appoint on the part of the Senate a committee to confer with a like committee from the House on the disagreement.

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

Message from the House

DISAGREEMENT TO HOUSE BILL

June 17, 2009

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has refused to concur in the proposed Senate Amendment(s) to House Bill No. 629 by Representative Landry, and ask the President to appoint on the part of the Senate a committee to confer with a like committee from the House on the disagreement.

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

Message from the House

DISAGREEMENT TO HOUSE BILL

June 17, 2009

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has refused to concur in the proposed Senate Amendment(s) to House Bill No. 729 by Representative Billiot, and ask the President to appoint on the part of the Senate a committee to confer with a like committee from the House on the disagreement.

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

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

HOUSE CONCURRENT RESOLUTION NO. 76—
BY REPRESENTATIVE HARRISON
A CONCURRENT RESOLUTION

To urge and request the attorney general to study the training requirements for justices of the peace who have attained the age of seventy and consider a reduction or elimination of such training requirements.

Reported favorably by the Committee on Judiciary B.

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:

YEAS

Mr. President	Erdey	McPherson
Adley	Gautreaux B	Michot
Amedee	Gautreaux N	Morrell
Appel	Gray Evans	Morrish

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Broome	Guillory	Mount
Cheek	Hebert	Murray
Crowe	Heitmeier	Nevers
Donahue	Jackson	Quinn
Dorsey	LaFleur	Shaw
Duplessis	Long	Smith
Dupre	Martiny	
Total - 32		

NAYS

Total - 0

ABSENT

Alario	Marionneaux	Walsworth
Claitor	Riser	
Kostelka	Thompson	
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. 115—
 BY REPRESENTATIVES ROSALIND JONES AND BALDONE
 A CONCURRENT RESOLUTION

To authorize and direct the Louisiana State Law Institute to study all aspects of the laws regarding discovery in criminal cases, and report its findings and make specific recommendations for legislation to the House of Representatives prior to the convening of the 2011 Regular Session of the Legislature of Louisiana.

Reported favorably by the Committee on Judiciary B.

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	Erdey	McPherson
Adley	Gautreaux B	Michot
Amedee	Gautreaux N	Morrell
Appel	Gray Evans	Morrish
Broome	Guillory	Mount
Cheek	Hebert	Murray
Crowe	Heitmeier	Nevers
Donahue	Jackson	Quinn
Dorsey	LaFleur	Shaw
Duplessis	Long	Smith
Dupre	Martiny	
Total - 32		

NAYS

Total - 0

ABSENT

Alario	Marionneaux	Walsworth
Claitor	Riser	
Kostelka	Thompson	
Total - 7		

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**

HOUSE BILL NO. 689—
 BY REPRESENTATIVES PETERSON, HARRISON, LEGER, AND
 WILLIAMS AND SENATOR LAFLEUR
 AN ACT

To enact Subpart Q of Part II-A of Chapter 1 of Subtitle I of Title 39 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 39:100.121, relative to state funds; to create the Louisiana Statewide Educational Facilities Fund as a special fund in the state treasury; to provide for the deposit, use, and investment of monies in the fund; to provide for an effective date; and to provide for related matters.

Floor Amendments Sent Up

Senator Chaisson sent up floor amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Chaisson to Engrossed House Bill No. 689 by Representative Peterson

AMENDMENT NO. 1

On page 1, line 2, after "To" delete the remainder of the line, and on line 3 change "Revised Statutes of 1950, to be comprised of R.S. 39:100.121," to "authorize and provide"

AMENDMENT NO. 2

On page 1, line 4, change "Louisiana Statewide Educational Facilities" to "Higher Education Restoration"

AMENDMENT NO. 3

On page 1, line 8, after "Section 1." delete the remainder of the line, and delete lines 9 through 18, and on page 2, delete lines 1 through 8, and insert the following:

"A. There is hereby established in the state treasury a special fund to be known as the "Higher Education Restoration Fund", hereinafter referred to as the "fund".

B. Out of the monies remaining in the Bond Security and Redemption Fund after a sufficient amount is allocated from that fund to pay all obligations secured by the full faith and credit of the state that become due and payable, the treasurer in each fiscal year shall pay into the fund an amount equal to the total amount of additional revenue received by the state through Section 2 of this Act.

C. The monies in the fund shall be appropriated by the legislature solely for the purpose of providing funding for higher education.

D. All unexpended and unencumbered monies in the fund at the end of a fiscal year shall remain in the fund and be available for appropriation in the next fiscal year in the same manner as allocated herein. Monies in the fund shall be invested in the same manner as the monies in the state general fund, and all interest earned on the investment of the monies in the fund shall be deposited into the state general fund.

Section 2. Section 2 of Act No. 399 of the 2007 Regular Session of the Legislature of Louisiana is hereby amended and reenacted to read as follow:

"Section 2. The provisions of R.S. 47:293(2)(c) as enacted in this Act, regardless of any subsequent redesignation and any contrary provision in this Act, shall become effective for all taxable periods beginning on or after January 1, 2012 and the remaining provisions of this Act shall become effective for all taxable periods beginning on or after January 1, 2007."

Section 3. 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 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	Gautreaux B	McPherson
Adley	Gray Evans	Michot
Amedee	Guillory	Morrell
Broome	Hebert	Morrish
Cheek	Heitmeier	Mout
Claitor	Jackson	Murray
Dorsey	Kostelka	Nevers
Duplessis	LaFleur	Quinn
Dupre	Long	Thompson
Erdey	Martiny	
Total - 29		

NAYS

Appel	Gautreaux N	Shaw
Crowe	Riser	Walsworth
Total - 6		

ABSENT

Alario	Marionneaux
Donahue	Smith
Total - 4	

The Chair declared the amended bill was passed and ordered it returned to the House. Senator Chaisson moved to reconsider the vote by which the bill was passed and laid the motion on the table.

Notice Regarding Vote

Senator Donahue stated he appeared as absent on the vote on House Bill No. 689. He had intended to vote nay on the bill. He asked that the Official Journal so state.

Notice Regarding Vote

Senator Smith stated he appeared as absent on the vote on House Bill No. 689. He had intended to vote nay on the bill. He asked that the Official Journal so state.

Mr. President in the Chair

HOUSE BILL NO. 802—
BY REPRESENTATIVE FANNIN
AN ACT

To repeal R.S. 22:2371, relative to state funds; to abolish the Insure Louisiana Incentive Program Fund; to provide for the transfer, dedication, use, and appropriation as specified of certain treasury funds; to provide for effective dates; and to provide for related matters.

Floor Amendments Sent Up

Senator Michot sent up floor amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Michot to Engrossed House Bill No. 802 by Representative Fannin

AMENDMENT NO. 1

In Senate Committee Amendment No. 2, proposed by the Senate Committee on Finance and adopted by the Senate on June 16, 2009, on page 1, line 5, change "Section 8." to "Section 7."

AMENDMENT NO. 2

In Senate Committee Amendment No. 2, proposed by the Senate Committee on Finance and adopted by the Senate on June 16, 2009, on page 1, line 9, change "Section 9." to "Section 8."

AMENDMENT NO. 3

In Senate Committee Amendment No. 2, proposed by the Senate Committee on Finance and adopted by the Senate on June 16, 2009, on page 3, line 35, change "Section 10." to "Section 9."

AMENDMENT NO. 4

In Senate Committee Amendment No. 2, proposed by the Senate Committee on Finance and adopted by the Senate on June 16, 2009, on page 3, line 45, change "Section 11." to "Section 10."

AMENDMENT NO. 5

In Senate Committee Amendment No. 2, proposed by the Senate Committee on Finance and adopted by the Senate on June 16, 2009, on page 3, after line 48, insert the following:

"Section 11.A. There is hereby established in the state treasury a special fund to be known as the "Higher Education Restoration Fund", hereinafter referred to as the "fund".

B. Out of the monies remaining in the Bond Security and Redemption Fund after a sufficient amount is allocated from that fund to pay all obligations secured by the full faith and credit of the state that become due and payable, the treasurer in each fiscal year shall pay into the fund an amount equal to the total amount of additional revenue received by the state through the proceeds generated as a result of the passage of the Act which originated as House Bill No. 689 of the 2009 Regular Session of the Legislature.

C. The monies in the fund shall be appropriated by the legislature solely for the purpose of providing funding for higher education.

D. All unexpended and unencumbered monies in the fund at the end of a fiscal year shall remain in the fund and be available for appropriation in the next fiscal year in the same manner as allocated herein. Monies in the fund shall be invested in the same manner as the monies in the state general fund, and all interest earned on the investment of the monies in the fund shall be deposited into the state general fund.

Section 12. Notwithstanding the provisions of the Act which originated as Senate Bill No. 193 of the 2009 Regular Session of the Legislature, R.S. 22:2364, or R.S. 22:2371, the Insure Louisiana Incentive Program Fund shall not be abolished by the passage of the Act which originated as Senate Bill No. 193 or any other Act of the 2009 Regular Session of the Legislature and the unexpended and unencumbered balance in the Insure Louisiana Incentive Program Fund shall remain in the fund. The provisions of this Act shall supersede the provisions of that Act which originated as Senate Bill No. 193 of the 2009 Regular Session or any other Act enacted at the 2009 Regular Session concerning the Insure Louisiana Incentive Program.

Section 13. The state treasurer is hereby authorized and directed to transfer from the state general fund for fiscal year 2008-2009 receipts of One Hundred Eighteen Million Dollars to be deposited in and credited to the Higher Education Restoration Fund."

AMENDMENT NO. 6

Delete Senate Committee Amendments No. 3 and 4, proposed by the Senate Committee on Finance and adopted by the Senate on June 16, 2009

AMENDMENT NO. 7

On page 1, line 2, delete "repeal R.S. 22:2371," and insert "amend and reenact R.S. 39:94(C)(4),"

AMENDMENT NO. 8

On page 1, line 2, and change "abolish the Insure Louisiana Incentive" to "create the Rainy Day Fund;"

AMENDMENT NO. 9

On page 1, line 3, change "Program Fund;" to "to create the Higher Education Restoration Fund; to provide for the deposit, use, and investment of monies in the funds;"

AMENDMENT NO. 10

On page 1, delete lines 7 through 12, and insert the following:

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"Section 1. A. There is hereby established in the state treasury a special fund to be known as the "Rainy Day Fund", hereinafter referred to as the "fund".

B. Upon consent by two-thirds of the elected members of each house of the legislature authorizing the Revenue Estimating Conference to incorporate a portion, not to exceed one-third of the balance of the Budget Stabilization Fund, into the official forecast, the treasurer shall transfer into the fund the difference between the amount authorized to be appropriated, used, or withdrawn from the Budget Stabilization Fund and the amount actually appropriated from the Budget Stabilization Fund for fiscal year 2009-2010. The monies transferred to the fund shall be available for appropriation in a subsequent fiscal year.

C. All unexpended and unencumbered monies in the fund at the end of a fiscal year shall remain in the fund and be available for appropriation in a subsequent fiscal year. Monies in the fund shall be invested in the same manner as the monies in the state general fund, and all interest earned on the investment of the monies in the fund shall be deposited into the state general fund.

Section 2. R.S. 39:94(C)(4) is hereby amended and reenacted as follows:

§94. Budget Stabilization Fund

* * *

C. The money in the fund shall not be available for appropriation except under the following conditions:

* * *

(4)(a) No appropriation or deposit to the fund shall be made if such appropriation or deposit would cause the balance in the fund to exceed four percent of total state revenue receipts for the previous fiscal year. For the purposes of this Section, total state revenue receipts shall not include any monies received by the state from the Federal Emergency Management Administration or other federal sources providing disaster relief assistance.

(b) Notwithstanding any provision of this Section to the contrary, no appropriation or deposit to the fund shall be made in the same fiscal year as an appropriation, use or withdrawal is made from the fund or until such time as the official forecast exceeds the actual collections of state general fund (direct) revenue for fiscal year 2008."

AMENDMENT NO. 11

On page 6, delete lines 27 through 30

AMENDMENT NO. 12

On page 7, line 1, change "Section 7." to "Section 6."

AMENDMENT NO. 13

On page 7, line 9, change "Section 8. Sections 4, 5, and 6" to "Section 14. Sections 1, 2, 4, 5, 7, 8, 9, 10, 11, 12, 13, 14, and 15"

AMENDMENT NO. 14

On page 7, line 13, change "Sections 4, 5, and 6" to "Sections 1, 2, 4, 5, 7, 8, 9, 10, 11, 12, 13, 14, and 15"

AMENDMENT NO. 15

On page 7, line 15, change "Section 9. Sections 1, 2, 3, and 7" to "Section 15. Sections 3 and 6"

AMENDMENT NO. 16

On page 7, line 16, change "Sections 1, 2, 3, and" to "Sections 3 and 6"

AMENDMENT NO. 17

On page 7, at the beginning of line 17, delete "7"

On motion of Senator Michot, 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

Table with 3 columns: Name, Yeas, Nays. Lists names like Mr. President, Adley, Amedee, Appel, Broome, Cheek, Claitor, Crowe, Donahue, Dorsey, Duplessis, Dupre, Erdey, and totals for Yeas (37) and Nays (0).

NAYS

Total - 0

ABSENT

Table with 2 columns: Name, Absent. Lists Alario and Total - 2.

The Chair declared the amended bill was passed and ordered it returned to the House. Senator Michot moved to reconsider the vote by which the bill was passed and laid the motion on the table.

HOUSE BILL NO. 813—

BY REPRESENTATIVE CONNICK AN ACT

To amend and reenact R.S. 45:200.4, relative to motor vehicle liability policies; to increase the minimal automobile insurance policy limits for public carrier vehicles; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Name, Yeas, Nays. Lists names like Mr. President, Adley, Amedee, Appel, Broome, Cheek, Claitor, Crowe, Donahue, Dorsey, Duplessis, Dupre, Erdey, and totals for Yeas (35) and Nays (2).

NAYS

Table with 2 columns: Name, Nays. Lists Donahue and Total - 2.

ABSENT

Table with 2 columns: Name, Absent. Lists Alario and Total - 2.

The Chair declared the bill was passed and ordered it returned to the House. Senator Hebert moved to reconsider the vote by which the bill was passed and laid the motion on the table.

Rules Suspended

Senator Gray Evans asked for and obtained a suspension of the rules to revert to the order of:

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

Called from the Calendar

Senator Gray Evans asked that Senate Bill No. 90 be called from the Calendar.

SENATE BILL NO. 90—
BY SENATORS GRAY EVANS AND LAFLEUR
AN ACT

To enact Part XII of Chapter 1 of Title 17 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 17:409.1 through 409.7, and to enact R.S. 36:651(BB), relative to school facilities; to create and provide for the Louisiana Statewide Education Facilities Authority in the Department of Education; to provide for a board of commissioners and an advisory council and for their membership, powers, duties, and functions; to provide for rules; to provide relative to program participation; to provide relative to ownership and control of public school facilities funded through the authority; to provide relative to implementation and funding; and to provide for related matters.

Floor Amendments Sent Up

Senator Marionneaux sent up floor amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Marionneaux on behalf of the Legislative Bureau to Reengrossed Senate Bill No. 90 by Senator Gray Evans

AMENDMENT NO. 1
On page 3, line 23, following "necessary" and before "the" change "to" to "for"

AMENDMENT NO. 2
On page 4, line 29, following "funds that" change "must" to "shall"

AMENDMENT NO. 3
On page 5, line 5, before "of this Section" change "(B)(5)" to "(B)(4)"

On motion of Senator Marionneaux, the amendments were adopted.

Floor Amendments Sent Up

Senator Gray Evans sent up floor amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Gray Evans to Reengrossed Senate Bill No. 90 by Senator Gray Evans

AMENDMENT NO. 1
On page 3, between lines 8 and 9, insert the following:
"(3) Appointing authorities shall ensure that the membership of the board is balanced geographically and that the membership is diverse."

On motion of Senator Gray Evans, the amendments were adopted.

Floor Amendments Sent Up

Senator Gray Evans sent up floor amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Gray Evans to Engrossed Senate Bill No. 90 by Senator Gray Evans

AMENDMENT NO. 1
On page 3, delete lines 18 through 27

AMENDMENT NO. 2
On page 3, line 28, change "I" to "G," and after "organize" delete the remainder of the line and place in lieu thereof the following: "no later than October 16, 2009."

AMENDMENT NO. 3
On page 3, delete line 29

AMENDMENT NO. 4
On page 4, delete lines 1 through 3

AMENDMENT NO. 5
On page 4, delete lines 6 through 8

AMENDMENT NO. 6
On page 4, line 9, change "(2)" to "(1)"

AMENDMENT NO. 7
On page 4, delete lines 12 through 13

AMENDMENT NO. 8
On page 4, line 14, change "(4)" to "(2)", after "Council" delete the remainder of the line and insert "to develop a formula mechanism through which to assess and prioritize applications for funding for local projects submitted by city, parish, and other local public school boards based on best practices. Such formula shall, at a minimum, include the following:"

AMENDMENT NO. 9
On page 4, delete lines 15 through 20

AMENDMENT NO. 10
On page 4, line 26, delete "proportionally"

AMENDMENT NO. 11
On page 4, line 28, after "Centers" insert ", proportional to public school populations within each region"

AMENDMENT NO. 12
On page 5, line 4, after "except" delete the remainder of the line and insert in lieu thereof the following: "on an emergency basis to repair school facilities damaged by fire, flood, wind, storm, earthquake, hurricane, or any other natural occurrence."

AMENDMENT NO. 13
On page 5, delete line 5 in its entirety

AMENDMENT NO. 14
On page 5, delete lines 6 through 10

AMENDMENT NO. 15
On page 5, between lines 10 and 11, insert the following:
"(3) Establish design specifications for school facility repair, renovation, and construction projects approved for funding by the board including, but not limited to, energy efficiency and construction materials.
"(4) Review and evaluate existing funding mechanisms to support the construction and or rehabilitation of schools in the state of Louisiana.
"(5) Issue a report of its findings to the Louisiana legislature by December 2010."

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AMENDMENT NO. 16

On page 5, line 11, after "B." insert "If the appropriate funds are available," and change "The" to "the"

AMENDMENT NO. 17

On page 5, delete lines 12 and 13, and insert the following in lieu thereof:

"(1) Conduct a statewide assessment of public schools facilities to assess and evaluate the quality and condition of existing public school facilities and compile a school-by-school inventory of facility deficiencies and needs."

AMENDMENT NO. 18

On page 5, delete lines 14 through 29

AMENDMENT NO. 19

On page 6, delete lines 1 through 5 and insert the following:

"(2) Review applications from city, parish, and other local public school boards for funding for school facility repairs, renovations, and construction.

(3) Employ a qualified executive director who shall have a background in construction, architecture, or finance to administer the functions, responsibilities, and policies of the authority and whose duties shall include, but not be limited to the following:

(a) Manage and administer the daily functions of the authority and perform all other functions necessary to the effective operation of the authority.

(b) Employ necessary staff to carry out the duties and functions of the authority. Such staff may include a financial director, a chief of architectural services, a liaison for local school systems, and any other necessary support staff.

(4) Submit to the Joint Legislative Committee on the Budget the formula mechanism through which to assess and prioritize applications for funding for local projects submitted by city, parish, and other local public school boards based on best practices.

(5) Issue an annual report to the Louisiana legislature of the authority's activity in the previous budget year."

AMENDMENT NO. 20

On page 7, line 16, delete "A. ", and after "funds" and before "provided" insert "that may be"

AMENDMENT NO. 21

On page 7, delete lines 21 and 22

On motion of Senator Gray Evans, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President, Dupre, Michot, Amedee, Erdey, Morrell, Appel, Gautreaux B, Morrish, Broome, Gray Evans, Mount, Cheek, Hebert, Murray, Claitor, Heitmeier, Nevers, Dorsey, Jackson, Quinn, Duplessis, LaFleur, Thompson, Total - 24

NAYS

Crowe, Riser, Smith, Kostelka, Shaw, Walsworth, Total - 6

ABSENT

Adley, Gautreaux N, Marionneau, Alario, Guillory, Martiny, Donahue, Long, McPherson, Total - 9

The Chair declared the amended bill was passed, ordered reengrossed and sent to the House. Senator Gray Evans moved to reconsider the vote by which the bill was passed and laid the motion on the table.

Rules Suspended

Senator Mount asked for and obtained a suspension of the rules to revert to the Morning Hour.

Message from the House

PASSED SENATE BILLS AND JOINT RESOLUTIONS

June 17, 2009

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. 43— BY SENATOR MURRAY

AN ACT

To amend and reenact R.S. 33:9108(E) and to enact R.S. 33:9106.2(D), relative to the Orleans Parish Communication District; to provide for an extension of the special fixed rate emergency telephone service charge; to provide relative to reestablishing the original charge; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 49— BY SENATOR ERDEY

AN ACT

To enact R.S. 13:2575.3, relative to administrative adjudication for code and ordinance violations; to provide for procedures for Livingston Parish; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 117— BY SENATOR ERDEY

AN ACT

To enact R.S. 33:3887.3, relative to sewerage districts; to authorize an increase in per diem payable to board members of the Livingston Parish Sewer District No. 2; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 118— BY SENATOR ERDEY

AN ACT

To enact R.S. 33:3887.3, relative to sewerage districts; to authorize an increase in per diem payable to board members of the Livingston Parish Sewer District No. 1; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 121—
BY SENATOR LONG

AN ACT

To enact R.S. 11:609, relative to retired peace officers; to allow officers to purchase their firearms upon retirement; to provide for criteria; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 124—
BY SENATOR JACKSON

AN ACT

To amend and reenact R.S. 11:3719(A) and 3720, and to repeal R.S. 11:3731(E), relative to the police pension fund for the city of Shreveport; to provide for authority of the board of trustees; to provide relative to the board's authority to invest the pension fund's assets; to allow the board to award benefit increases under certain circumstances; to repeal the requirement that the city use excess proceeds for expenses other than payment of pension fund liabilities; to provide for an effective date; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 217—
BY SENATOR MORRISH

AN ACT

To amend and reenact R.S. 33:4067(B), relative to the Cameron Parish Water and Wastewater Board for District No.1; to decrease the membership of the board of commissioners; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 264—
BY SENATORS KOSTELKA, ADLEY, ALARIO, AMEDEE, APPEL, BROOME, CHEEK, DORSEY, DUPLESSIS, DUPRE, ERDEY, B. GAUTREAU, N. GAUTREAU, GRAY EVANS, GUILLORY, HEBERT, HEITMEIER, JACKSON, LONG, MARIONNEAUX, MARTINY, MCPHERSON, MICHOT, MORRELL, MOUNT, MURRAY, NEVERS, QUINN, RISER, SHAW, SMITH, THOMPSON AND WALSWORTH

AN ACT

To enact R.S. 11:2175.1, relative to the authority of the board of trustees of the Sheriffs' Pension and Relief Fund; relative to employer contributions; to establish a funding deposit account; to provide for an effective date; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 119—
BY SENATOR ERDEY

AN ACT

To enact R.S. 33:4564.7, relative to the Livingston Parish Recreation District No. 3; to increase the per diem of the board of commissioners; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 240—
BY SENATOR MOUNT

AN ACT

To enact R.S. 33:3811.2 and 3812(H), relative to Calcasieu Parish; to provide for the creation of waterworks districts and subdistricts; to provide for the expansion of the board of waterworks districts and subdistricts; and to provide for related matters.

Reported with amendments.

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

Introduction of
Senate Concurrent Resolutions

Senator Duplessis asked for and obtained a suspension of the rules to read Senate Concurrent Resolutions a first and second time.

SENATE CONCURRENT RESOLUTION NO. 136—
BY SENATORS DUPLESSIS, MURRAY AND MORRELL
A CONCURRENT RESOLUTION

To recognize the fortieth anniversary of the first lunar landing and to mark this occasion by recalling Louisiana's role in that mission.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Gautreaux B	Michot
Adley	Gautreaux N	Morrell
Amedee	Gray Evans	Morrish
Appel	Guillory	Mount
Broome	Hebert	Murray
Cheek	Heitmeier	Nevers
Crowe	Jackson	Quinn
Donahue	Kostelka	Riser
Dorsey	LaFleur	Shaw
Duplessis	Long	Smith
Dupre	Martiny	Thompson
Erdey	McPherson	Walsworth

Total - 36

NAYS

Total - 0

ABSENT

Alario	Claitor	Marionneaux
Total - 3		

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

Supplemental Reports of Committees

The following reports of committees were received and read:

REPORT OF COMMITTEE ON
SENATE AND GOVERNMENTAL AFFAIRS

Senator Robert W. Kostelka, Chairman on behalf of the Committee on Senate and Governmental Affairs, submitted the following report:

June 17, 2009

To the President and Members of the Senate:

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

HOUSE BILL NO. 827—
BY REPRESENTATIVE SIMON
AN ACT

To amend and reenact R.S. 18:101(B), 102.1, 106(B) and (C), 114(F)(2), 115(F)(2)(a), 152(C)(4), 425(B)(1), 531(B), 533(A)(1), 564(A), (B)(5), (D), and (E), 1303(F) and (I), 1306(E)(2), 1307(G), 1310(B)(2), 1333, 1334(A)(introductory paragraph) and (1) and (D), to enact R.S. 18:106.1, 1307(H), 1309.3, 1310(C), and 1461(A)(24), and to repeal R.S. 18:1309(E)(5), 1321, 1331, 1332, and 1335, relative to the

Louisiana Election Code; to revise the system of laws comprising the Louisiana Election Code, particularly with respect to voters with special needs; to provide relative to the duties of registrars of voters; to provide relative to the registration of voters; to provide relative to changes in registrations; to provide relative to procedures and requirements for voting; to provide relative to commissioners; to provide relative to assistance in voting; to provide relative to application for voting and voting absentee by mail; to provide relative to early voting; to provide relative to voting early for certain persons residing in a nursing home; to provide relative to polling places and parish governing authorities duties relative thereto; to remove certain provisions for special programs for physically handicapped voters; to provide relative to election offenses; to provide for penalties; to provide for certain duties of the Louisiana State Law Institute with respect to the revisions; and to provide for related matters.

Reported favorably.

Respectfully submitted,
JOHN R. SMITH
Vice Chairman

Privilege Report of the Committee on Senate and Governmental Affairs

ENROLLMENTS

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

June 17, 2009

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 Bill has been properly enrolled:

SENATE BILL NO. 280—
BY SENATOR CHAISSON

AN ACT

To enact R.S. 42:1119(G), relative to the employment of certain employees; to permit the employment of certain immediate family members by certain elected officials under certain circumstances; and to provide for related matters.

Respectfully submitted,
ROBERT W. "BOB" KOSTELKA
Chairman

The foregoing Senate Bill was signed by the President of the Senate.

Privilege Report of the Committee on Senate and Governmental Affairs

ENROLLMENTS

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

June 17, 2009

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. 129—
BY SENATOR DONAHUE AND REPRESENTATIVE SCHRODER
A CONCURRENT RESOLUTION

To commend Morgan Elizabeth Laurent of Fountainbleau High School, daughter of Denise and Merrill Laurent, upon her selection as a representative of Louisiana at the Hugh O'Brian World Leadership Congress in Washington, D.C.

SENATE CONCURRENT RESOLUTION NO. 131—
BY SENATOR CLAITOR AND REPRESENTATIVE CARTER
A CONCURRENT RESOLUTION

To commend and congratulate the Louisiana State University Fighting Tigers football team and Head Coach Les Miles for their accomplishments in the 2008 season and for winning the Chick-fil-A Bowl.

Respectfully submitted,
ROBERT W. "BOB" KOSTELKA
Chairman

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

ATTENDANCE ROLL CALL

PRESENT

Mr. President	Gautreaux B	Morrell
Adley	Gautreaux N	Morrish
Amedee	Gray Evans	Mount
Appel	Guillory	Murray
Broome	Hebert	Nevers
Cheek	Heitmeier	Quinn
Claitor	Jackson	Riser
Crowe	Kostelka	Shaw
Donahue	LaFleur	Smith
Dorsey	Long	Thompson
Duplessis	Martiny	Walsworth
Dupre	McPherson	
Erdey	Michot	
Total - 37		

ABSENT

Alario	Marionneaux
Total - 2	

Leaves of Absence

The following leaves of absence were asked for and granted:

Alario	1 Day	Marionneaux	1 Day
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Adjournment

On motion of Senator Thompson, at 3:20 o'clock P.M. the Senate adjourned until Thursday, June 18, 2009, at 1:00 o'clock P.M.

The President of the Senate declared the Senate adjourned until 1:00 o'clock P.M. on Thursday, June 18, 2009.

GLENN A. KOEPP
Secretary of the Senate

DIANE O' QUIN
Journal Clerk