

**LOUISIANA SENATE  
ORDER OF THE DAY  
TUESDAY, MAY 22, 2012**

**Senate Bills on Second Reading**

SB 767

**Senate Resolutions 2nd Reading**

SR 129, 130, 131, 132, 133, 134, 135, 136, 137, 138

**Senate Resolutions 2nd Reading Subject to Call**

SR 53, 89, 90

**Senate Concurrent Resolutions 2nd Reading**

SCR 119, 120, 121, 122, 123, 124, 125

**House Bills on Second Reading Subject to Call**

HB 316

**House Concurrent Resolutions 2nd Reading**

HCR 59, 86, 90, 92, 106, 107, 113, 158, 159, 160, 161, 162,  
163, 164, 165, 166, 167

**House Concurrent Resolutions 2nd Reading Subject to Call**

HCR 135

**Reconsideration**

HB 543

**Senate Bills Returned from House Subject to Call**

SB 173

**Senate Resolutions Reported by Committee to be Adopted**

SR 120

**Senate Bills 3rd Reading and Final Passage**

SB 408, 409, 562, 600, 670, 766

**Senate Bills 3rd Reading and Final Passage Subject to Call**

SB 33, 170, 217, 220, 233, 311, 346, 444, 463, 482, 541, 546,  
558, 577, 603, 717, 749, 760

**Senate Bills 3rd Reading and Final Passage Ordered Subject to Call**

SB 727

**House Concurrent Resolutions Reported by Committee to be adopted**

HCR 23, 65, 79, 95, 100, 128, 152

**House Bills 3rd Reading and Final Passage**

HB 73, 80, 172, 292, 319, 349, 357, 362, 365, 385, 510, 541,  
639, 710, 715, 721, 767, 823, 846, 867, 936, 952, 1014, 1015,  
1016, 1025, 1034, 1063, 1065, 1096, 1102, 1111, 1113, 1120, 1143, 1178,  
1188, 1207

**House Bills 3rd Reading and Final Passage Subject to Call**

HB 256, 338, 361, 363, 378, 585, 594, 616, 781, 805, 912, 950,  
955, 960, 1144

**Instruments Pending Senate Conference**

SB 98, 262, 313, 520  
HB 94, 231, 447, 586, 589, 596, 615

**LOUISIANA SENATE  
DAILY DIGEST  
TUESDAY, MAY 22, 2012**

TODAYS DATE: May 21, 2012  
TIME: 6:10 PM  
LEG. DAY: 39  
PAGE: 1

**Senate Bills on Second Reading**

SB 767 MURRAY SPECIAL DISTRICTS  
Creates the New Orleans Hospitality Zone. (gov sig)

**Senate Resolutions 2nd Reading**

SR 129 BROOME SENATE  
Recognizes Tuesday, May 22, 2012, as YMCA Day in Louisiana.

SR 130 PERRY COMMENDATIONS  
Commends Gerald P. Breau for more than 30 years of service with the Lafayette Convention and Visitors Commission and congratulates him upon the occasion of his retirement.

SR 131 CORTEZ SENATE  
Recognizes May 2012 as Amyotrophic Lateral Sclerosis Awareness Month.

SR 132 SMITH, JOHN COMMENDATIONS  
Commends the Leesville High School Lady Cats for reaching the Class 4A state softball championship game.

SR 133 ALLAIN SENATE  
Designates May 31, 2012, as "St. Jude Children's Hospital Day" at the Louisiana Senate.

SR 134 RISER SUBSTANCE ABUSE  
Requests evaluation of existing efforts at deterring prescription drug abuse, determination of effectiveness of current efforts, and recommendations on best practices for combating abuse while ensuring access is not restricted for those in need of prescription medications.

SR 135 CROWE LEGIS POWERS/FUNCTIONS  
To recognize the third Sunday in January as Pro-Life Day at the Louisiana State Capitol.

SR 136 CROWE LEGIS POWERS/FUNCTIONS  
To recognize the first Thursday in May of each year as the State Day of Prayer at the Louisiana State Capitol.

SR 137 SMITH, JOHN COMMENDATIONS  
Commends the Hornbeck Hornets on winning the Class B State Baseball Championship.

SR 138 SMITH, JOHN COMMENDATIONS  
Commends Anacoco High School Girls Softball Team on winning the state championship.

**Senate Resolutions 2nd Reading Subject to Call**

SR 53 ADLEY COMMENDATIONS  
Commends Moonbot Studios on winning the Oscar for Best Animated Short Film at the 84th Annual Academy Awards.

SR 89 PETERSON COMMENDATIONS  
Commends Loyola University in New Orleans for the contribution that it makes each day to the state of Louisiana by preparing young professionals to compete in the legal, academic and business environments.

SR 90 PETERSON COMMENDATIONS  
Commends Xavier University of Louisiana for the contribution that it makes daily to the state of Louisiana by preparing young professionals to compete in the areas of biological sciences, life sciences and the physical sciences.

**Senate Concurrent Resolutions 2nd Reading**

SCR 119 LAFLEUR INDIAN AFFAIRS  
Formally recognizes, and requests the Assistant Secretary-Indian Affairs of the U.S. Department of the Interior and the Louisiana congressional delegation to take appropriate action to formally recognize the Louisiana Precinct of the Southern Band of the Cherokee Nation of Webbers Falls, Oklahoma as an American Indian tribe.

SCR 120 HEITMEIER COMMENDATIONS  
Commends Ms. Jodi Wilson on her 33 years of outstanding service and dedication to the citizens of the state of Louisiana and to congratulate her on the occasion of her retirement from the Louisiana Department of Health and Hospitals.

**LOUISIANA SENATE  
DAILY DIGEST  
TUESDAY, MAY 22, 2012**

**TODAYS DATE: May 21, 2012  
TIME: 6:10 PM  
LEG. DAY: 39  
PAGE: 2**

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- SCR 121 CORTEZ CONDOLENCES  
Express condolences upon the death of George Norris Hebert.
- SCR 122 MILLS BESE  
Requests the State Board of Elementary and Secondary Education to make recommendations relative to the consideration of family involvement or use of family involvement data in measuring school performance and educator effectiveness.
- SCR 123 WHITE LEGIS POWERS/FUNCTIONS  
Commemorates the 200th anniversary of the War of 1812 and "The Star Spangled Banner".
- SCR 124 CLAITOR BESE  
Requests BESE to study and determine the most equitable method of funding special education students within the MFP formula.
- SCR 125 PETERSON STUDENTS  
Creates a committee to study statutes relative to inappropriate communications between school employees and minor students and to recommend further laws and requirements that should be implemented.

**House Bills on Second Reading Subject to Call**

- HB 316 HONORE DISTRICTS/AIRPORT  
Revises membership of the board of commissioners of the Greater Baton Rouge Airport District

**House Concurrent Resolutions 2nd Reading**

- HCR 59 CARMODY LEGISLATIVE AFFAIRS  
Requires presiding officers to prominently display the most recently calculated amount of the total amount of Unfunded Accrued Liability for the state retirement systems on the homepage of the joint legislative website
- HCR 86 THOMPSON, J SCHOOLS/EMPLOYEES  
Requests the State Board of Elementary and Secondary Education to study the advantages and disadvantages of enacting a law limiting the salary amounts for certain public school administrators to that paid to teachers
- HCR 90 SEABAUGH CRIMINAL/PROCEDURE  
Directs the Criminal Code Committee of the La. State Law Institute to study the feasibility of assessing filing fees for applications of post-conviction relief
- HCR 92 CHAMPAGNE HIGHER EDUCATION  
Requests the Board of Regents to study executive compensation at the university system offices and boards
- HCR 106 HOFFMANN EDUCATION/PRESCHOOL  
Requests the State Board of Elementary and Secondary Education to provide for the inclusion of "read alouds" in early childhood education programs
- HCR 107 HOFFMANN ETHICS/CODE  
Requests the House Committee on House and Governmental Affairs and the Senate Committee on Senate and Governmental Affairs to study financial disclosure and ethics training requirements for elected officials who complete their terms of office by serving a short period of time in the beginning of a year
- HCR 113 HARRISON CRIMINAL/SENTENCING  
Directs the La. Sentencing Commission to study the feasibility of requiring an offender to serve an imposed sentence through home incarceration with the use of electronic monitoring
- HCR 158 BROSSETT SPECIAL DAY/WEEK/MONTH  
Recognizes Thursday, May 24, 2012, as UNO Day at the legislature
- HCR 159 BURNS, TIM COMMENDATIONS  
Commends Professor Lucy McGough, longtime professor at the LSU Law Center, for her extraordinary achievements and contributions to La.
- HCR 160 BISHOP, STUART COMMENDATIONS  
Commends Katie Atkins for her artistic accomplishments, including winning the 2012 art contest sponsored by the George Rodrigue Foundation of the Arts and the selection of her design for the official La. Bicentennial poster

**LOUISIANA SENATE  
DAILY DIGEST  
TUESDAY, MAY 22, 2012**

**TODAYS DATE: May 21, 2012  
TIME: 6:10 PM  
LEG. DAY: 39  
PAGE: 3**

- 
- HCR 161 HOFFMANN HEALTH CARE  
Requests a study of prospective changes to La. statutes and policies which could reduce the incidence of fetal exposure to controlled dangerous substances and alcohol
- HCR 162 FRANKLIN COMMENDATIONS  
Commends Joshua Ledet of Westlake for his extraordinary musical talents and achievements and for the pride he brings to the state
- HCR 163 HOFFMANN CORRECTIONS/PRISONERS  
Requests the Dept. of Public Safety and Corrections to study the feasibility and effectiveness of establishing a bone marrow testing program for incarcerated persons
- HCR 164 HOFFMANN CHILDREN/FOSTER CARE  
Requests a study of prospective changes to statutes and policies relative to children placed in state custody pending child in need of care proceedings
- HCR 165 TALBOT LEGISLATIVE AUDITOR  
Requests the legislative auditor to identify expenditures of proceeds collected by the state but not deposited into the treasury and general fund expenditures not appropriated by the legislature
- HCR 166 SHADOIN COMMENDATIONS  
Commends members of the administration, faculty, and staff of Hopewell Elementary School and Hopewell High School in Dubach
- HCR 167 SIMON COMMENDATIONS  
Commends Jodi Wilson for 33 years of dedicated service to the citizens of the state of La. upon her retirement from the Dept. of Health and Hospitals

**House Concurrent Resolutions 2nd Reading Subject to Call**

- HCR 135 COX FISHING/RECREATIONAL  
Requests the secretary of the Dept. of Wildlife and Fisheries and the Wildlife and Fisheries Commission to reexamine the agreement relative to creel limits applicable to waters shared between Louisiana and Texas

**Reconsideration**

- HB 543 SMITH, PATRICIA PAROLE  
Provides for parole eligibility for certain offenders sentenced to life imprisonment if certain conditions are met

**Senate Bills Returned from House Subject to Call**

- SB 173 MURRAY COURTS  
Provides relative to the Traffic Court of New Orleans. (8/1/12)

**Senate Resolutions Reported by Committee to be Adopted**

- SR 120 APPEL POSTSECONDARY ED  
Requests the Board of Regents to develop a strategy to attract more students to and graduate more students in STEM disciplines.

**Senate Bills 3rd Reading and Final Passage**

- SB 408 MURRAY LOCAL AGENCIES  
Provides for shifting of private mains to accommodate a public system. (8/1/12)
- SB 409 MURRAY LOCAL AGENCIES  
Authorizes the Sewerage and Water Board of New Orleans to use design-build contracts. (gov sig)
- SB 562 PERRY SPECIAL DISTRICTS  
Provides relative to the tax upon the occupancy of hotel rooms, motel rooms, and overnight camping facilities levied and collected by the Abbeville Film and Visitors Commission District. (gov sig)
- SB 600 PERRY TOURISM  
Provides for the levy, collection, allocation, and use of certain taxes collected by the Vermilion Parish Tourist Commission. (gov sig)
- SB 670 LAFLEUR LIABILITY INSURANCE  
Requires liability insurance for charter boat fishing guides and charter vessels. (8/1/12)

**LOUISIANA SENATE**  
**DAILY DIGEST**  
**TUESDAY, MAY 22, 2012**

TODAYS DATE: May 21, 2012  
TIME: 6:10 PM  
LEG. DAY: 39  
PAGE: 4

---

SB 766 ALARIO CHILDREN  
Provides for the Pain-Capable Unborn Child Protection Act. (8/1/12)

**Senate Bills 3rd Reading and Final Passage Subject to Call**

SB 33 GUILLORY, E RETIREMENT SYSTEMS  
Requires employers to continue contributing to state and statewide public retirement systems for the duration of DROP participation. (6/30/12)

SB 170 ALLAIN HOSPITALS  
Provides with respect to the definition of a rural hospital. (8/1/12)

SB 217 CROWE DISCRIMINATION  
Provides relative to discrimination regarding certain public contracts including the limitation of categories for nondiscrimination purposes. (gov sig)

SB 220 JOHNS HEALTH CARE  
Transfers the powers, duties, and functions relative to regulating pain management clinics from the Department of Health and Hospitals to the La. State Board of Medical Examiners. (1/1/13)

SB 233 SMITH, GARY INSURANCE POLICIES  
Provides for use of a parish address as the major geographic factor in writing automobile insurance. (8/1/12)

SB 311 LAFLEUR INSURANCE CLAIMS  
To provide relative to the payment and adjustment of insurance claims and the good faith duty and claims settlement practices. (8/1/12)

SB 346 RISER MUNICIPALITIES  
Provides for ordinances to annex territory owned by a public body. (8/1/12)

SB 444 PETERSON CHILDREN'S CODE  
Provides for transition period and eventual elimination of commitment of child to secure detention facility in families in need of services proceedings. (See Act)

SB 463 WALSWORTH TAX/INCOME/CORPORATE  
Establishes the Corporate Tax Apportionment Program for the granting of contracts for certain businesses to utilize the single sales factor to compute their taxable for income tax purposes and their taxable capital for franchise tax purposes. (7/1/12)

SB 482 PERRY CRIMINAL PROCEDURE  
Provides relative to the taking of depositions of a child victim of sexual abuse. (8/1/12)

SB 541 MILLS PUBLIC CONTRACTS  
Provides for certain bid evaluation criteria relative to the procurement of certain medical products and services. (7/1/12)

SB 546 PEACOCK COMMERCIAL REGULATIONS  
Permits non-resident vendors of recreational products to exhibit at recreational product shows, fairs and festivals. (gov sig)

SB 558 ERDEY MOTOR VEHICLES  
Reduces from \$8 to \$6 the additional motor vehicle inspection charge or fee charged for each inspection that includes performance of inspection and maintenance (I/M) program in non-attainment areas. (8/1/12)

SB 577 PETERSON EMPLOYMENT  
Establishes and provides for the Louisiana Equal Pay Task Force to study and make recommendations relating to equal pay issues in Louisiana. (gov sig)

SB 603 APPEL TEACHERS  
Provides relative to teacher tenure, pay-for-performance, and evaluations. (7/1/12)

SB 717 ADLEY FISCAL CONTROLS  
Requires rebate impact notes on certain legislative instruments with a net decrease in revenues due to rebates by the state. (gov sig)

SB 749 GUILLORY, E RETIREMENT BENEFITS  
Provides for retirement eligibility for certain state employees. (6/30/12)

**LOUISIANA SENATE  
DAILY DIGEST  
TUESDAY, MAY 22, 2012**

TODAYS DATE: May 21, 2012  
TIME: 6:10 PM  
LEG. DAY: 39  
PAGE: 5

---

SB 760 ALLAIN MINERALS  
Provides relative to qualified admission of responsibility for remediation of oilfield sites and exploration and production sites. (8/1/12)

**Senate Bills 3rd Reading and Final Passage Ordered Subject to Call**

SB 727 CLAITOR STATE EMPLOYEE RET  
Bars former legislators from system membership. (6/30/12)

**House Concurrent Resolutions Reported by Committee to be adopted**

HCR 23 ORTEGO TRANSPORTATION  
Creates the Uniform Bilingual Signage and Map Task Force

HCR 65 GISCLAIR TRANSPORTATION DEPT  
Requests DOTD to conduct a traffic study

HCR 79 BADON COLLEGES/TECHNICAL  
Requests that the Board of Supervisors of Community and Technical Colleges report on the status of the reconstruction and reopening of the Sidney N. Collier Technical Division site of Delgado Community College

HCR 95 HAZEL EDUCATION/ADULT  
Requests the Board of Supervisors of Community and Technical Colleges and the State Board of Elementary and Secondary Education jointly to study and report on granting a La. high school diploma to successful completers of adult education programs that meet state established standards

HCR 100 ORTEGO TRANSPORTATION  
Urges and requests the Complete Streets Working Group to continue working

HCR 128 LEGER WATER/RESOURCES  
Urges and requests the Dept. of Transportation and Development to study the effects hydrokinetic turbines on infrastructure

HCR 152 ORTEGO PUBLIC BLDGS/GROUNDS-ST  
Urges and requests the office of facility planning and control and the office of state buildings to study the use of materials with low volatile organic content in public buildings

**House Bills 3rd Reading and Final Passage**

HB 73 LIGI VITAL STATISTICS  
Provides relative to the disclosure of records in the vital records registry

HB 80 BURNS, TIM HEALTH CARE/FACILITIES  
Prohibits smoking in psychiatric facilities of DHH

HB 172 DIXON DENTISTRY  
Amends provisions of the Dental Practice Act relative to sedation of dental patients

HB 292 PUGH SCHOOLS/BOARDS  
Requires local option elections in local school districts on term limits for school board members

HB 319 MONTOUCET ASSESSORS  
Provides relative to the salary of the assessor in Lafayette Parish

HB 349 DIXON DENTISTRY  
Amends the Dental Practice Act

HB 357 BROWN, TERRY JUDGES/JUSTICE OF PEACE  
Provides for the territorial jurisdiction and election districts of the justice of the peace courts and constables in LaSalle Parish

HB 362 JACKSON, K HEALTH  
Allows automated external defibrillators (AEDs) in high schools that participate in interscholastic athletics under certain circumstances

HB 365 BISHOP, STUART ELECTIONS/CANDIDATES  
Requires candidates for certain offices to receive ethics education prior to qualifying

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**TUESDAY, MAY 22, 2012**

TODAYS DATE: May 21, 2012  
TIME: 6:10 PM  
LEG. DAY: 39  
PAGE: 6

---

HB	385	MORENO	ELECTION CODE	Provides relative to registration and voting by certain displaced registrants
HB	510	BURFORD	JUDGES/JUSTICE OF PEACE	Provides for the territorial jurisdiction and election districts of the justice of the peace courts and constables in DeSoto Parish
HB	541	ST. GERMAIN	FIRE PROTECT/FIRE MARSHAL	Provides for fire marshal review of plans and specifications for health care facilities and residential living options
HB	639	WILLIAMS, P	DENTISTRY	Provides relative to the identification, monitoring, assistance, and treatment of dentists and dental hygienists suffering from mental illness, physical deficiencies, or substance abuse
HB	710	BARROW	CAMPAIGN FINANCE	Changes the threshold to require certain candidates to file campaign finance reports
HB	715	LEGER	SECRETARY OF STATE	Authorizes the secretary of state to charge a fee for filing franchise applications and issuing certificates to those offering cable or video service
HB	721	MORENO	JUDGMENTS/CIVIL	Provides for a fee paid to the attorney general from tobacco product manufacturers for certification
HB	767	JACKSON, G	REAPPORTIONMENT/JUDGES	Provides for the composition of the 24th Judicial District Court
HB	823	GREENE	REAL ESTATE/APPRAISERS	Provides with respect to licensure requirements for appraisal management companies
HB	846	SIMON	MENTAL HEALTH	Establishes principles for the state mental health system
HB	867	ORTEGO	HEALTH	Authorizes a cooperative endeavor between University Medical Center in Lafayette and the Lafayette Parish School System to develop a pilot program for coordinated school health and wellness centers
HB	936	DANAHAY	MILITARY AFFAIRS	Creates the La. Military Advisory Council
HB	952	BROSSETT	MENTAL HEALTH	Establishes the Mental and Behavioral Health Services Preservation Act
HB	1014	HOFFMANN	REAL ESTATE/APPRAISERS	Provides relative to real estate appraisals
HB	1015	LIGI	MOTOR VEHICLES	Specifies with regard to membership on the La. Motor Vehicle Commission
HB	1016	POPE	CHILD DAY CARE	Provides for duties of the Dept. of Children and Family Services relative to licensure of day care centers and facilitation of the La. Advisory Council on Child Care and Early Education
HB	1025	POPE	HEALTH CARE/PROVIDERS	Provides for assessments, a self-reporting waiver, and the extension of protected actions and communications applicable to the allied practitioner health program
HB	1034	FOIL	ETHICS	Excludes persons whose public service is limited to certain professional services from the provisions of the Code of Governmental Ethics
HB	1063	SIMON	ARCHITECTS	Provides relative to the practice of architecture through firms
HB	1065	BROADWATER	COMMERCE	Provides with respect to certain mergers in regard to the updating of professional licenses
HB	1096	BILLIOT	TAX/SALES & USE	Re-creates the Louisiana Tax Free Shopping Program

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**DAILY DIGEST**  
**TUESDAY, MAY 22, 2012**

TODAYS DATE: May 21, 2012  
TIME: 6:10 PM  
LEG. DAY: 39  
PAGE: 7

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|---------|---------------|-----------------------|---|
| HB 1102 | LIGI          | REVENUE DEPARTMENT    | Authorizes the disclosure of certain taxpayer information to the La. Clerks of Court Association                  |
| HB 1111 | THIBAUT       | RACING/HORSE          | Describes hospital and medical benefits for permittees licensed to race horses                                    |
| HB 1113 | JOHNSON       | PUBLIC RECORDS        | Exempts the La. Licensed Professional Counselors Board of Examiners from certain provisions of Public Records Law |
| HB 1120 | LAMBERT       | TAX/SALES & USE       | Use and administration of resale certificates for the local sales and use tax exclusion for sales for resale      |
| HB 1143 | LANDRY, NANCY | PUBLIC MEETINGS       | Provides relative to meeting agendas  |
| HB 1178 | LEGER         | CORPORATIONS          | Provides relative to benefit corporations   |
| HB 1188 | ANDERS        | FEES/LICENSES/PERMITS | Provides for the Scrap Metal Recycler Law   |
| HB 1207 | HARRISON      | COMMERCE              | Creates an unfair and deceptive trade practice for misrepresentation regarding local television services          |

**House Bills 3rd Reading and Final Passage Subject to Call**

- |        |               |                          |   |
|--------|---------------|--------------------------|---|
| HB 256 | ANDERS        | DISTRICTS/HOSPITAL SERVC | Provides relative to per diem paid to members of the governing board of the Concordia Parish Hospital Service District No. 1                          |
| HB 338 | JOHNSON       | SEX OFFENSE/REGISTRY     | Authorizes the use of truth verification examinations for certain sex offenders   |
| HB 361 | PONTI         | NOTARIES                 | Provides relative to notaries   |
| HB 363 | THOMPSON, J   | EMPLOYMENT/WAGES         | Requires employers to maintain a record of overtime compensation paid to employees  |
| HB 378 | HOFFMANN      | HEALTH/SMOKING           | Prohibits outdoor smoking within 25 feet of certain exterior locations of buildings and other enclosed areas in which smoking is prohibited currently |
| HB 585 | ST. GERMAIN   | INSURANCE/AUTOMOBILE     | Requires proof of financial responsibility and notice of cancellation or termination to be submitted electronically                                   |
| HB 594 | LOPINTO       | CRIMINAL/DISCOVERY       | Provides relative to discovery procedures for certain evidence in certain criminal proceedings  |
| HB 616 | ANDERS        | CRIME/FELONIES           | Creates the crime of filing a false lien against a court or law enforcement officer   |
| HB 781 | PYLANT        | DWI                      | Authorizes the use of multiple chemical tests   |
| HB 805 | PONTI         | PUBLIC SERVICE COMN      | Provides with respect to the regulation of motor carriers   |
| HB 912 | LANDRY, NANCY | ADOPTION                 | Provides procedures for intrafamily adoptions   |
| HB 950 | BURNS, TIM    | ETHICS                   | Provides relative to the enforcement of provisions of law under the jurisdiction of the Board of Ethics   |
| HB 955 | BURNS, TIM    | CAMPAIGN FINANCE         | Provides relative to enforcement of certain provisions of the Campaign Finance Disclosure Act   |

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**TUESDAY, MAY 22, 2012**

TODAYS DATE: May 21, 2012  
TIME: 6:10 PM  
LEG. DAY: 39  
PAGE: 8

---

HB 960 JOHNSON COURTS  
Authorizes additional court costs for criminal matters in the 12th Judicial District Court and the 22nd Judicial District Court

HB 1144 LEGER COURTS  
Provides relative to courts in Orleans Parish

**Instruments Pending Senate Conference**

SB 98 MORRELL FIRE PROTECTION  
Provides for the expenditure of public funds by any fire protection district, municipal fire department, or volunteer fire department. (8/1/12)

SB 262 MORRELL FEES/LICENSES/PERMITS  
Provides relative to qualifications of applicants for alcoholic beverage permits. (8/1/12)

SB 313 DONAHUE FUNDS/FUNDING  
Provides relative to allocation of monies from the St. Tammany Parish Fund. (7/1/12)

SB 520 BROOME WORKERS' COMPENSATION  
To provide for death benefit awards to dependent children of deceased employee. (8/1/12)

HB 94 CROMER SUNSET LAW  
Re-creates the Dept. of Insurance

HB 231 LIGI CRIME/MISDEMEANOR  
Prohibits the sale of dogs and cats at certain public locations

HB 447 LOPINTO GAMBLING/RIVERBOAT  
Removes antiquated references to the Riverboat Gaming Commission

HB 586 ST. GERMAIN MTR VEHICLE/DRIVER LIC  
Increases the age by which a person must submit a signed statement attesting to supervised driving practice when issued a Class "E" driver's license for the first time

HB 589 ST. GERMAIN MOTOR VEHICLES  
Provides relative to third-party testers

HB 596 ST. GERMAIN BOATS/SHIPS/VESSELS  
Creates the Towed and Stored Vessel Act

HB 615 ST. GERMAIN TRANSPORTATION DEPT  
Revises names of offices within DOTD