

**LOUISIANA SENATE
ORDER OF THE DAY
TUESDAY, MAY 29, 2012**

Senate Resolutions 2nd Reading

SR 148, 149, 150, 151, 152, 153, 154

Senate Resolutions 2nd Reading Subject to Call

SR 146

Senate Concurrent Resolutions 2nd Reading

SCR 138, 139, 141

Senate Concurrent Resolutions 2nd Reading Subject to Call

SCR 133

House Bills on Second Reading Subject to Call

HB 316

House Concurrent Resolutions 2nd Reading

HCR 178, 179, 180, 181, 182, 183

House Concurrent Resolutions 2nd Reading Subject to Call

HCR 135

Reconsideration

HB 1097, 1117

Special Order No. 1 for 05/29.

HB 209

Senate Bills Returned from House with Amendments

SB 261, 303, 338, 389, 410, 420, 485, 506, 509, 516, 563, 594,
698, 753

Senate Concurrent Resolutions 3rd Reading and Final Passage

SCR 128

Senate Bills 3rd Reading and Final Passage Subject to Call

SB 217, 220, 233, 311, 346, 444, 463, 482, 541, 546, 558, 603,
717, 749, 760, 767

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

SB 727

House Concurrent Resolutions Reported by Committee to be adopted

HCR 78

House Bills 3rd Reading and Final Passage Subject to Call

HB 204, 256, 363, 378, 610, 637, 661, 781, 805, 831, 838, 955,
1015, 1056, 1105, 1106, 1144, 1159, 1207, 1210

Instruments Pending Senate Conference

SB 105, 173, 262, 390, 391, 417, 472, 520
HB 61, 94, 98, 167, 179, 231, 447, 474, 586, 589, 596, 615

**LOUISIANA SENATE
DAILY DIGEST
TUESDAY, MAY 29, 2012**

TODAYS DATE: May 28, 2012
TIME: 7:09 PM
LEG. DAY: 43
PAGE: 1

Senate Resolutions 2nd Reading

- SR 148 GUILLORY, E CONDOLENCES
Expresses condolences upon the death of John Anthony Vallien of Opelousas.
- SR 149 LAFLEUR CONGRESS
Requests the Assistant Secretary-Indian Affairs of the U.S. Department of the Interior and the La. congressional delegation to take appropriate action to formally recognize the La. Precinct of the Southern Band of the Cherokee Nation of Webbers Falls, Oklahoma as an American Indian tribe.
- SR 150 HEITMEIER COMMENDATIONS
Commends Alhaji Abdulfatah Ahmed, executive governor of Kwara State, the Federal Republic of Nigeria, and invites him to visit the state of Louisiana to promote commerce and trade between Kwara State of the Federal Republic of Nigeria and the state of Louisiana.
- SR 151 MORRELL COMMENDATIONS
Commends Sue Schindler and the other corporate mechanics at Lakefront Airport for saving the lives of animals.
- SR 152 CROWE SENATE
Requires every senator who is a member of a conference committee to be presented the conference committee report, sign it, and indicate if the member accepts or rejects the report.
- SR 153 DORSEY-COLOMB PUBLIC SFTY/CORRECT DEPT
Requests Department of Public Safety and Corrections study safety devices for trailers with a certain gross weight capacity.
- SR 154 THOMPSON, F CONDOLENCES
Expresses condolences upon the death of Mrs. Ruby Washington.

Senate Resolutions 2nd Reading Subject to Call

- SR 146 PETERSON EDUCATION DEPARTMENT
Request the Louisiana Department of Education and the State Board of Elementary and Secondary Education to conduct a survey or study to determine school compliance with state law regarding vending machines and requirements for physical activity.

Senate Concurrent Resolutions 2nd Reading

- SCR 138 GALLOT ECONOMIC DEVELOPMENT
Requests the Red River Waterway Commission and the Department of Economic Development to make a report on economic development opportunities and strategies for the Red River area between Alexandria and Pineville.
- SCR 139 MORRELL COMMENDATIONS
Commends Stewart Young and Cafe Hope.
- SCR 141 CLAITOR LEGIS POWERS/FUNCTIONS
Designates June 1, 2012, as Congenital Heart Disease Awareness Day in Louisiana.

Senate Concurrent Resolutions 2nd Reading Subject to Call

- SCR 133 BUFFINGTON COLLEGES/UNIVERSITIES
Relative to the La. State University Shreveport Commitment Plan as unanimously endorsed by the LSU Board of Supervisors on April 27, 2012, provides legislative findings and for certain reports to the legislature, the legislative education committees, and the Board of Regents for the next three academic years.

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 178 TALBOT RETIREMENT BENEFITS
Requests the legislative auditor to study the cost to local governing authorities of employer contributions to statewide retirement systems

LOUISIANA SENATE
DAILY DIGEST
TUESDAY, MAY 29, 2012

TODAYS DATE: May 28, 2012
TIME: 7:09 PM
LEG. DAY: 43
PAGE: 2

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- HCR 179 DIXON HEALTH
Recognizes September as "Pain Awareness Month in Louisiana" to increase awareness of the effects of pain and educate patients and the community on the importance of adequate treatment
- HCR 180 HONORE COMMENDATIONS
Commends Stupp Corporation upon its 60th anniversary
- HCR 181 HARRISON TRANSPORTATION
Continues the Human Services Coordinated Transit Work Group
- HCR 182 TALBOT HOUSING
Urges and requests the division of administration, office of community development, to require individuals who receive grant awards for individual mitigation measures accomplish those measures within one year of the award
- HCR 183 TALBOT COMMENDATIONS
Commends John Curtis Christian School upon winning six state athletic championships in the 2011-2012 school year

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 1097 CHAMPAGNE DISTRICTS/FIRE PROTECT
Provides relative to the per diem paid to members of Vermilion Parish Fire Protection District No. 7
- HB 1117 BILLIOT PROPERTY/VACANT SUBSTAND
Provides relative to the enforcement of certain liens

Special Order No. 1 for 05/29.

- HB 209 FOIL ELECTION CODE
Provides relative to hours polls are required to be open on election day

Senate Bills Returned from House with Amendments

- SB 261 NEVERS CHILDREN
Provides relative to children and awards of visitation to grandparents and others. (gov sig)
- SB 303 RISER WEAPONS
Constitutional amendment to require that any denial, infringement, or restriction on one's right to acquire, keep, possess, transport, carry, transfer, and use arms for defense of life and property be subject to a strict scrutiny standard by courts in determining any violation of the right. (2/3 - CA13s1(A))
- SB 338 APPEL PUBLIC CONTRACTS
Provides for time period between award and execution of certain public works contracts. (7/1/12)
- SB 389 MARTINY GOVERNMENTAL REGULATIONS
Requires the attorney general to regulate sweepstakes promotions and provides certain requirements and procedures. (8/1/12)
- SB 410 CLAITOR SPECIAL DISTRICTS
Constitutional amendment to establish certain requirements prior to legislatively creating certain special districts. (2/3-CA13s1(A))
- SB 420 MARTINY MOTOR CARRIERS
Provides relative to certain motor carrier transportation contracts and certain construction contracts. (8/1/12)
- SB 485 PERRY CRIME/PUNISHMENT
Provides relative to certain offenses committed while intoxicated. (gov sig)
- SB 506 CLAITOR CIVIL PROCEDURE
Provides relative to staying discovery in civil proceedings for cause shown by district attorney or defendant in a related criminal matter. (8/1/12)

LOUISIANA SENATE
DAILY DIGEST
TUESDAY, MAY 29, 2012

TODAYS DATE: May 28, 2012
TIME: 7:09 PM
LEG. DAY: 43
PAGE: 3

-
- SB 509 CLAITOR CIVIL PROCEDURE
Provides relative to service of citation by certified mail in justice of the peace courts. (8/1/12)
- SB 516 CROWE COMMERCIAL REGULATIONS
Provides that persons with ownership interest in certain business entities be notified before changes are made in the records of the secretary of state. (8/1/12)
- SB 563 WHITE SCHOOLS
Creates and provides for the Southeast Baton Rouge Community School Board and school system in East Baton Rouge Parish. (See Act)
- SB 594 BROWN, TROY SCHOOLS
Authorizes local school boards to provide transportation to certain students attending certain technical colleges. (8/1/12)
- SB 698 MORRISH PORTS/HARBORS/TERMINALS
Provides relative to the powers and authority of the Lake Charles Harbor and Terminal District. (2/3-CA6s43(2)) (gov sig)
- SB 753 ERDEY CRIME/PUNISHMENT
Provides relative to the unlawful presence of certain sex offenders in or around public libraries. (1/1/13)

Senate Concurrent Resolutions 3rd Reading and Final Passage

- SCR 128 DONAHUE FUNDS/FUNDING
Provides the monies in the Budget Stabilization Fund be available for appropriation in Fiscal Year 2011-2012.(2/3 - CA7s10.3(C)(1))

Senate Bills 3rd Reading and Final Passage Subject to Call

- 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)

**LOUISIANA SENATE
DAILY DIGEST
TUESDAY, MAY 29, 2012**

TODAYS DATE: May 28, 2012
TIME: 7:09 PM
LEG. DAY: 43
PAGE: 4

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- 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 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)
- SB 760 ALLAIN MINERALS
Provides relative to qualified admission of responsibility for remediation of oilfield sites and exploration and production sites. (8/1/12)
- SB 767 MURRAY SPECIAL DISTRICTS
Creates the New Orleans Hospitality Zone. (gov sig)

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 78 SMITH, PATRICIA HEALTH
Creates a study committee to study the detection and prevention of heart disease in student athletes

House Bills 3rd Reading and Final Passage Subject to Call

- HB 204 GUILLORY, M WEAPONS/FIREARMS
Creates the crime of reckless discharge of a firearm on residential property in unincorporated areas of a parish
- 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 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 610 ST. GERMAIN PORTS/BATON ROUGE
Provides for two additional members on the Greater Baton Rouge Port Commission
- HB 637 LEGER EMPLOYMENT
Provides with respect to employment discrimination and human rights
- HB 661 HARRISON SCHOOLS
Requires BESE to assist school governing authorities relative to reimbursement of certain school-based health care services and to identify funding sources relative to electronic health reports for students
- 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 831 HAZEL PUBLIC CONTRACT/BIDS
Provides relative to the exclusion of certain contractors from bidding on public projects
- HB 838 CHAMPAGNE FUNDS/FUNDING
Requires that monies received from violations of certain federal and state laws associated with the Deepwater Horizon oil spill be deposited into the Coastal Protection and Restoration Fund

LOUISIANA SENATE
DAILY DIGEST
TUESDAY, MAY 29, 2012

TODAYS DATE: May 28, 2012
TIME: 7:09 PM
LEG. DAY: 43
PAGE: 5

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| HB | 955 | BURNS, TIM | CAMPAIGN FINANCE | Provides relative to enforcement of certain provisions of the Campaign Finance Disclosure Act |
| HB | 1015 | LIGI | MOTOR VEHICLES | Specifies with regard to membership on the La. Motor Vehicle Commission |
| HB | 1056 | FRANKLIN | MTR VEHICLE/LICEN PLATES | Creates the Free and Accepted Mason prestige license plate |
| HB | 1105 | JACKSON, K | DISTRICTS/HOSPITAL SERVC | Authorizes certain parish governing authorities to pay a commissioner's fee to members of the governing board of any hospital service district located in the parish |
| HB | 1106 | JACKSON, K | STATE GRANTS | Authorizes a rebate for donations to certain public schools |
| HB | 1144 | LEGER | COURTS | Provides relative to courts in Orleans Parish |
| HB | 1159 | ARNOLD | CIVIL/ACTIONS | Provides relative to real and actual interest in civil actions |
| HB | 1207 | HARRISON | COMMERCE | Creates an unfair and deceptive trade practice for misrepresentation regarding local television services |
| HB | 1210 | HUVAL | ETHICS/CODE | Provides ethics exceptions to allow insurance producers providing certain insurance functions and services to governmental entities to receive compensation from other sources |

Instruments Pending Senate Conference

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| SB | 105 | MORRELL | PUBLIC SFTY/CORRECT DEPT | Provides a monetary penalty for the introduction of contraband into a correctional facility by a visitor. (8/1/12) |
| SB | 173 | MURRAY | COURTS | Provides relative to the Traffic Court of New Orleans. (8/1/12) |
| SB | 262 | MORRELL | FEES/LICENSES/PERMITS | Provides relative to qualifications of applicants for alcoholic beverage permits. (8/1/12) |
| SB | 390 | WHITE | JUVENILES | Provides relative to jurisdiction over certain juvenile proceedings. (8/1/12) |
| SB | 391 | RISER | HEALTH/ACC INSURANCE | Exempts La. Medicaid programs from insurers who may be taxed by a municipal or parochial corporation. (7/1/12) |
| SB | 417 | RISER | ELECTION CODE | To provide relative to qualifying for an election for certain candidates. (gov sig) |
| SB | 472 | MURRAY | UNEMPLOYMENT COMP | Prohibits certain employees of staffing services from being classified as independent contractors. (2/3-CA 7s2.1(A)) (8/1/12) |
| SB | 520 | BROOME | WORKERS' COMPENSATION | To provide for death benefit awards to dependent children of deceased employee. (8/1/12) |
| HB | 61 | PEARSON | RETIREMENT/STATE SYSTEMS | Provides for a cash balance plan for certain state employees |
| HB | 94 | CROMER | SUNSET LAW | Re-creates the Dept. of Insurance |
| HB | 98 | THIBAUT | PUBLIC BUILDINGS/GROUNDS | Authorizes public school boards to name certain school athletic facilities after living persons |
| HB | 167 | DIXON | CRIMINAL/PROCEDURE | Provides for the administration of the Innocence Compensation Fund |

**LOUISIANA SENATE
DAILY DIGEST
TUESDAY, MAY 29, 2012**

**TODAYS DATE: May 28, 2012
TIME: 7:09 PM
LEG. DAY: 43
PAGE: 6**

- HB 179 LEGER HISTORIC PRESERVATION
Changes an exemption from laws relative to historic preservation districts and landmark commissions in New Orleans and provides for membership of the Battle of New Orleans Bicentennial Commission
- 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 474 ABRAMSON CIVIL/PROCEDURE
Provides for the continuous revision of the Code of Civil Procedure
- 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