

OFFICIAL JOURNAL
OF THE
HOUSE OF
REPRESENTATIVES
OF THE
STATE OF LOUISIANA

TWENTY-SEVENTH DAY'S PROCEEDINGS

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

House of Representatives
State Capitol
Baton Rouge, Louisiana

Thursday, June 9, 2005

The House of Representatives was called to order at 2:00 P.M., by the Honorable Joe R. Salter, Speaker of the House of Representatives.

Morning Hour

ROLL CALL

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

PRESENT

Mr. Speaker	Faucheux	Morrish
Alario	Frith	Odinet
Alexander	Gallot	Pierre
Ansardi	Geymann	Pinac
Arnold	Glover	Pitre
Badon	Gray	Powell, M.
Baldone	Greene	Powell, T.
Barrow	Guillory, E.	Quezaire
Baudoin	Guillory, M.	Richmond
Baylor	Hammett	Ritchie
Beard	Heaton	Robideaux
Bowler	Hebert	Romero
Bruce	Hill	Scalise
Bruneau	Honey	Schneider
Burns	Hopkins	Smiley
Burrell	Hunter	Smith, G.
Carter, K.	Hutter	Smith, J.D.—50th
Carter, R.	Jackson	Smith, J.H.—8th
Cazayoux	Jefferson	Smith, J.R.—30th
Crane	Johns	St. Germain
Cravins	Katz	Strain
Crowe	Kennard	Thompson
Curtis	Kenney	Toomy
Damico	Kleckley	Townsend
Daniel	LaBruzzo	Trahan
Dartez	LaFleur	Triche
DeWitt	LaFonta	Tucker
Doerge	Lambert	Waddell
Dorsey	Lancaster	Walker
Dove	Marchand	Walsworth
Downs	Martiny	White

Durand	McDonald	Winston
Erdey	McVea	Wooton
Fannin	Montgomery	Wright
Farrar	Morrell	
Total - 104		

ABSENT

Total - 0

The Speaker announced that there were 104 members present and a quorum.

Prayer

Prayer was offered by Dr. Reverend Johnny Cox.

Pledge of Allegiance

Rep. Smiley led the House in reciting the Pledge of Allegiance to the Flag of the United States of America.

Reading of the Journal

On motion of Rep. John Smith, the reading of the Journal was dispensed with.

On motion of Rep. Daniel, and under a suspension of the rules, the Journal of June 7, 2005, was corrected to reflect him as voting nay on final passage of House Bill No. 478.

On motion of Rep. Walsworth, and under a suspension of the rules, the Journal of June 8, 2005, was corrected to reflect him as voting nay on final passage of House Bill No. 887.

On motion of Rep. Walsworth, the Journal of June 8, 2005, was adopted.

**Petitions, Memorials and
Communications**

The following petitions, memorials, and communications were received and read:

Message from the Senate

**ASKING CONCURRENCE IN
SENATE CONCURRENT RESOLUTIONS**

June 9, 2005

To the Honorable Speaker and Members of the House of Representatives:

I am directed to inform your honorable body that the Senate has adopted and asks your concurrence in the following Senate Concurrent Resolutions:

Senate Concurrent Resolution No. 75

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

Suspension of the Rules

On motion of Rep. Dorsey, the rules were suspended in order to take up and consider Senate Concurrent Resolutions at this time.

Senate Concurrent Resolutions

The following Senate Concurrent Resolutions contained in the message were taken up and acted upon as follows:

SENATE CONCURRENT RESOLUTION NO. 75—
BY SENATORS N. GAUTREAUX, CAIN, DUPRE, MALONE,
MCPHERSON AND ROMERO
A CONCURRENT RESOLUTION

To create a task force to study state royalty and tax policy relative to the exploration and production within the oil and gas industry in order to align the interests of the state and the industry in Louisiana.

Read by title.

Lies over under the rules.

Message from the Senate

SENATE BILLS

June 9, 2005

To the Honorable Speaker and Members of the House of Representatives:

I am directed to inform your honorable body that the Senate has finally passed the following Senate Bills:

Senate Bill Nos. 13, 61, 114 and 259

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

Suspension of the Rules

On motion of Rep. Dorsey, the rules were suspended in order to take up the bills contained in the message at this time.

**Senate Bills and Joint Resolutions
on First Reading**

The following Senate Bills and Joint Resolutions on first reading were taken up, read, and placed upon the calendar for their second reading:

SENATE BILL NO. 13—
BY SENATOR FIELDS
AN ACT

To amend and reenact R.S. 33:9097.2(B), relative to the South Burbank Crime Prevention and Development District; to provide relative to boundaries; to provide an effective date; and to provide for related matters.

Read by title.

SENATE BILL NO. 61—
BY SENATOR DUPLESSIS
AN ACT

To amend and reenact R.S. 47:287.752 and to enact R.S. 47:297(N), relative to income tax credits; to provide a credit for the employment of certain first time offenders; and to provide for related matters.

Read by title.

SENATE BILL NO. 114—
BY SENATOR MICHOT
AN ACT

To enact R.S. 47:6020, relative to tax credits; to grant a sound recording investor income tax credit; to provide for certain procedures, and collection; and to provide for related matters.

Read by title.

SENATE BILL NO. 259—
BY SENATORS KOSTELKA, BARHAM, DUPLESSIS AND MICHOT AND
REPRESENTATIVES JACKSON, BURNS AND ROBIDEAUX
AN ACT

To amend and reenact R.S. 47:287.93(B), relative to the corporation income tax; to provide for an allocation of the deduction for interest expense applicable to investments which produce allocable income; and to provide for related matters.

Read by title.

**Introduction of Resolutions,
House and House Concurrent**

The following members introduced the following entitled House and House Concurrent Resolutions, which were read the first time by their titles and placed upon the calendar for their second reading:

HOUSE RESOLUTION NO. 98—
BY REPRESENTATIVE JACKSON
A RESOLUTION

To commend Robert L. Harris upon his outstanding accomplishments.

Read by title.

On motion of Rep. Jackson, and under a suspension of the rules, the resolution was adopted.

HOUSE CONCURRENT RESOLUTION NO. 178—
BY REPRESENTATIVE GALLOT AND SENATOR MICHOT
A CONCURRENT RESOLUTION

To urge and request the Louisiana State Law Institute to study the duties of clerks of court and recorders of mortgages and conveyances to maintain and preserve original, electronic, and historic records affecting immovable property.

Read by title.

Lies over under the rules.

Reports of Committees

The following reports of committees were received and read:

Report of the Committee on Natural Resources

June 9, 2005

To the Speaker and Members of the House of Representatives:

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

House Concurrent Resolution No. 132, by Fannin
Reported favorably. (8-0-1)

Senate Concurrent Resolution No. 49, by Dupre
Reported favorably. (8-0-1)

WILFRED PIERRE
Chairman

Suspension of the Rules

On motion of Rep. Fannin, the rules were suspended in order to take up and consider House Concurrent Resolution No. 132 contained in the report at this time.

House and House Concurrent Resolutions Reported by Committee

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

HOUSE CONCURRENT RESOLUTION NO. 132—

BY REPRESENTATIVE FANNIN

A CONCURRENT RESOLUTION

To urge and request the office of conservation, Department of Natural Resources, in cooperation with the Ground Water Resources Commission and the Ground Water Management Advisory Task Force, to develop a model by which to best educate the public in water conservation.

Read by title.

On motion of Rep. Fannin, and under a suspension of the rules, the resolution was adopted.

Ordered to the Senate.

House and House Concurrent Resolutions

The following House and House Concurrent Resolutions lying over were taken up and acted upon as follows:

HOUSE RESOLUTION NO. 90—

BY REPRESENTATIVE GRAY

A RESOLUTION

To urge and request the Louisiana Student Financial Assistance Commission to study the feasibility of establishing a student loan repayment program for certain audiologists and speech-language pathologists who are employed in Louisiana's city, parish, and other local public schools.

Read by title.

Under the rules, the above resolution was referred to the Committee on Education.

HOUSE RESOLUTION NO. 91—

BY REPRESENTATIVE GRAY

A RESOLUTION

To urge and request the Louisiana Student Financial Assistance Commission to study the feasibility of establishing a student loan repayment program for certain school social workers who are employed in Louisiana's city, parish, and other local public schools.

Read by title.

Under the rules, the above resolution was referred to the Committee on Education.

HOUSE RESOLUTION NO. 92—

BY REPRESENTATIVES DOWNS AND THOMPSON

A RESOLUTION

To urge and request Governor Kathleen Babineaux Blanco to promote the funding of agriculture and forestry education programs as a state priority.

Read by title.

Under the rules, the above resolution was referred to the Committee on Appropriations.

HOUSE RESOLUTION NO. 94—

BY REPRESENTATIVE MORRELL

A RESOLUTION

To urge and request the Board of Regents, in consultation with the Louisiana Student Financial Assistance Commission, to study the fiscal, policy, and program implications of and make recommendations for reducing the amount paid by the state on behalf of a student who receives a Tuition Opportunity Program for Student's award in an equitable manner based on the amount of the expected family contribution toward the student's cost of attendance at a college or university as determined by federal need analysis methodology; to provide for the board to report study findings and recommendations in writing to the House Committee on Education and to the Senate Committee on Education at least sixty days prior to the convening of the 2006 Regular Session of the legislature; and to provide for related matters.

Read by title.

Under the rules, the above resolution was referred to the Committee on Education.

HOUSE RESOLUTION NO. 96—

BY REPRESENTATIVES SALTER AND BRUNEAU

A RESOLUTION

To adopt House Rule 11.6 of the Rules of Order of the House of Representatives to provide relative to certain limitations on the consideration and adoption of certain amendments during regular sessions convening in odd-numbered years.

Read by title.

Under the rules, the above resolution was referred to the Committee on House and Governmental Affairs.

HOUSE CONCURRENT RESOLUTION NO. 176—

BY REPRESENTATIVE MORRELL

A CONCURRENT RESOLUTION

To urge and request the Board of Regents, in consultation with the Louisiana Student Financial Assistance Commission, to study the fiscal, policy, and program implications of and make recommendations for reducing the amount paid by the state on behalf of a student who receives a Tuition Opportunity Program for Student's award in an equitable manner based on the amount of the expected family contribution toward the cost of the student's attendance at a college or university as determined by federal need analysis methodology; to provide for the board to report study findings and recommendations in writing to the House Committee on Education and to the Senate Committee on Education at least sixty days prior to the convening of the 2006 Regular Session of the legislature; and to provide for related matters.

Read by title.

Under the rules, the above resolution was referred to the Committee on Education.

HOUSE CONCURRENT RESOLUTION NO. 177—

BY REPRESENTATIVES SALTER AND BRUNEAU

A CONCURRENT RESOLUTION

To adopt Joint Rule No. 20 of the Joint Rules of the Senate and House of Representatives, relative to the limitations on the filing and consideration of matters intended to have the effect of law and certain amendments thereto during regular sessions held in odd-numbered years; and to provide for related matters.

Read by title.

Under the rules, the above resolution was referred to the Committee on House and Governmental Affairs.

Senate Concurrent Resolutions

The following Senate Concurrent Resolutions lying over were taken up and acted upon as follows:

SENATE CONCURRENT RESOLUTION NO. 78—

BY SENATOR JONES

A CONCURRENT RESOLUTION

To urge and request the Senate Committee on Judiciary B and the House Committee on the Administration of Criminal Justice to jointly study the fees and other charges imposed by the parish sheriffs around the state on local governing authorities to reimburse the costs of keeping and feeding persons confined to the parish or public jails that are under the management of the sheriff; to request the committees to establish a formula to be enacted into law to provide for an equitable rate of reimbursement; to make a report of such information and formula; and to request the Joint Legislative Committee on the Budget to take action on such report.

Read by title.

Under the rules, the above resolution was referred to the Committee on Administration of Criminal Justice.

SENATE CONCURRENT RESOLUTION NO. 83—

BY SENATOR BARHAM

A CONCURRENT RESOLUTION

To create and establish a commission to study and make recommendations regarding the effect of tax exemptions relative to the funding of education in Louisiana.

Read by title.

Under the rules, the above resolution was referred to the Committee on Education.

SENATE CONCURRENT RESOLUTION NO. 104—

BY SENATOR ELLINGTON AND REPRESENTATIVE MCVEA

A CONCURRENT RESOLUTION

To express the support of the Legislature of Louisiana for the potential location of an advanced nuclear energy plant at Entergy Nuclear's River Bend Station.

Read by title.

Under the rules, the above resolution was referred to the Committee on Commerce.

SENATE CONCURRENT RESOLUTION NO. 106—

BY SENATOR HOLLIS

A CONCURRENT RESOLUTION

To direct the Louisiana Motor Vehicle Commission to conduct a study to develop a uniform retail installment sale document.

Read by title.

Under the rules, the above resolution was referred to the Committee on Commerce.

Senate Bills and Joint Resolutions on Second Reading to be Referred

The following Senate Bills and Joint Resolutions on second reading to be referred were taken up, read, and referred to committees, as follows:

SENATE BILL NO. 121—

BY SENATOR CHEEK

AN ACT

To enact R.S. 40:1502.15, relative to fire protection districts; to authorize the governing authority of such districts located within certain parishes to assess and collect a service charge or rates of service charges on each residential or commercial structure within the boundaries of the district; to provide for adoption of a resolution by the governing authority of the district; to provide for approval by a majority of electors of the district voting at an election held for that purpose; to provide for the use of such revenues; to provide for an effective date; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Municipal, Parochial and Cultural Affairs.

SENATE BILL NO. 246—

BY SENATOR DUPLESSIS

AN ACT

To enact R.S. 51:1787(A)(2)(d) and (C)(2)(c), relative to Enterprise Zones; to provide for tax credits for rubber manufacturing; to provide for an effective date; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Ways and Means.

SENATE BILL NO. 273—

BY SENATOR MCPHERSON

AN ACT

To amend and reenact R.S. 27:28(H)(1) and to enact R.S. 27:28(H)(3), relative to the Louisiana Gaming Control Law; to provide with respect to suitability standards; to provide for an appeal process for a person found by the board to exercise significant influence over a licensee, permittee, or casino gaming operator; to provide for procedures for filing such appeal; to provide for a procedure for taking administrative action against a licensee, permittee, or casino gaming operator associated with a person found to be unsuitable; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Administration of Criminal Justice.

SENATE BILL NO. 297—

BY SENATOR DUPLESSIS

AN ACT

To enact R.S. 33:2742.62, relative to non-profit corporations and associations; to provide for the levy of a fee to compensate for various governmental services provided to tax exempt property of certain nonprofit corporations and associations; to provide a process for the annual review of requests for exemption from ad valorem taxation on certain property owned or leased by nonprofit corporations or associations; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Municipal, Parochial and Cultural Affairs.

SENATE BILL NO. 338—
BY SENATOR THEUNISSEN

AN ACT

To enact R.S. 47:301(3)(j) and (13)(l), relative to the state sales and use tax; to provide for a limitation on the sales price and cost price of natural gas; to provide for an effective date; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Ways and Means.

**House and House Concurrent Resolutions
Reported by Committee**

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

HOUSE RESOLUTION NO. 31—

BY REPRESENTATIVE TUCKER

A RESOLUTION

To amend and readopt House Rule 8.27(A) and (C) of the Rules of Order of the House of Representatives and to adopt House Rule 8.27(D) of the Rules of Order of the House of Representatives to provide that the motion to suspend the requirement that the question of consideration of a conference committee report lie over until the next legislative day is a debatable motion and to provide certain procedures for certain limited conference committee reports and other specified reports received on the last day of a session.

Read by title.

Reported favorably by the Committee on House and Governmental Affairs.

On motion of Rep. Lancaster, the resolution was ordered engrossed and passed to its third reading.

HOUSE RESOLUTION NO. 70—

BY REPRESENTATIVE HEBERT

A RESOLUTION

To amend and readopt House Rule 9.10(H) of the Rules of Order of the House of Representatives to provide that the motions for the previous question and for the previous question on the entire subject matter are out of order under certain circumstances.

Read by title.

Reported favorably by the Committee on House and Governmental Affairs.

On motion of Rep. Lancaster, the resolution was ordered engrossed and passed to its third reading.

HOUSE CONCURRENT RESOLUTION NO. 114—

BY REPRESENTATIVE MARTINY

A CONCURRENT RESOLUTION

To request that the Louisiana State Law Institute review and make recommendations for revisions to the Gaming Control Law contained in Title 27 of the Louisiana Revised Statutes of 1950 to incorporate changes made by Act No. 7 of the 1996 First Extraordinary Session.

Read by title.

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

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on House and Governmental Affairs to Original House Concurrent Resolution No. 114 by Representative Martiny

AMENDMENT NO. 1

On page 1, line 6, after "Session of 1996" and before "enacted" delete "hereinafter"

AMENDMENT NO. 2

On page 1, at the beginning of line 14 before "Board" insert "Gaming Control"

AMENDMENT NO. 3

On page 1, line 17, after "entities to the" and before "Board" insert "Gaming Control"

AMENDMENT NO. 4

On page 1, line 18, change the comma "," to a semi-colon ";"

AMENDMENT NO. 5

On page 2, line 2, after "which were abolished," and before "whose authority" insert "and"

AMENDMENT NO. 6

On page 2, line 2, after "succeeded to by the" and before "Board" insert "Gaming Control"

AMENDMENT NO. 7

On page 2, at the end of line 3, before "Board" insert "Gaming Control"

AMENDMENT NO. 8

On page 2, line 5, after "make recommendations" and before "for" insert "to the House Committee on Administration of Criminal Justice and the Senate Judiciary B Committee by March 1, 2006,"

On motion of Rep. Lancaster, the amendments were adopted.

On motion of Rep. Lancaster, the resolution, as amended, was ordered engrossed and passed to its third reading.

HOUSE CONCURRENT RESOLUTION NO. 128—

BY REPRESENTATIVE M. POWELL AND SENATOR CHEEK

A CONCURRENT RESOLUTION

To request the House Committee on Transportation, Highways and Public Works and the Senate Committee on Transportation, Highways and Public Works to meet and function as a joint committee to study and make recommendations to the legislature regarding the need for legislation to address the issues of aggressive driving.

Read by title.

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

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

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Amendments proposed by House Committee on House and Governmental Affairs to Engrossed House Concurrent Resolution No. 128 by Representative M. Powell

AMENDMENT NO. 1

On page 1, line 2, after "To" delete "create a task force" and insert "request the House Committee on Transportation, Highways and Public Works and the Senate Committee on Transportation, Highways and Public Works to meet and function as a joint committee"

AMENDMENT NO. 2

On page 1, delete line 21 and on page 2, delete lines 1 through 26 and insert the following:

"request the House Committee on Transportation, Highways and Public Works and the Senate Committee on Transportation, Highways and Public Works to meet and function as a joint committee to study and make recommendations to the legislature regarding the need for legislation to address the issues of aggressive driving.

BE IT FURTHER RESOLVED that the speaker of the House shall appoint one member of the House Committee on Administration of Criminal Justice in consultation with the chairman of such committee to serve as an ad hoc member of the study committee.

BE IT FURTHER RESOLVED that the president of the Senate shall appoint one member of Senate Judiciary C Committee in consultation with the chairman of such committee to serve as an ad hoc member of the study committee.

BE IT FURTHER RESOLVED that the joint committee shall specifically solicit the input, recommendations, and advice of the following: the superintendent of state police or his designee; the secretary of the Department of Transportation and Development or his designee; and the executive director of the Louisiana Highway Safety Commission or his designee."

AMENDMENT NO. 3

On page 2, line 27, after "that the" delete the remainder of the line delete line 28 and on line 29, delete "of aggressive driving and shall submit a final" and insert in lieu thereof "joint committee shall submit a"

On motion of Rep. Lancaster, the amendments were adopted.

On motion of Rep. Lancaster, the resolution, as amended, was ordered reengrossed and passed to its third reading.

HOUSE CONCURRENT RESOLUTION NO. 142— BY REPRESENTATIVE LAFONTA

A CONCURRENT RESOLUTION

To 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 feasibility of a single-payer health insurance system for the citizens of Louisiana.

Read by title.

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

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on House and Governmental Affairs to Original House Concurrent Resolution No. 142 by Representative LaFonta

AMENDMENT NO. 1

On page 1, delete line 2 and insert "To 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 feasibility of a single-payer"

AMENDMENT NO. 2

On page 1, line 20, change "illustrate" to "advocate"

AMENDMENT NO. 3

On page 2, line 1, after "WHEREAS," insert "such reports conclude that"

AMENDMENT NO. 4

On page 2, delete line 5 and insert "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 feasibility of a single-payer"

AMENDMENT NO. 5

On page 2, line 7, after "BE IT FURTHER RESOLVED that" delete the remainder of the line and delete line 8 and insert "the joint committee shall specifically solicit the input, recommendations, and advice of the following:"

AMENDMENT NO. 6

On page 2, line 11, change "his" to "her"

AMENDMENT NO. 7

On page 3, between lines 5 and 6, insert the following:

"(21) Any other person with knowledge or expertise regarding single-payer and universal health care coverage plans."

AMENDMENT NO. 8

On page 3, line 6, change "commission" to "study"

AMENDMENT NO. 9

On page 3, line 7, after "(1)" delete the remainder of the line and insert "Consider evidence regarding the desirability of a further state or foundation study of a single-"

AMENDMENT NO. 10

On page 3, at the end of line 9, change "need for" to "desirability of"

AMENDMENT NO. 11

On page 3, at the beginning of line 10, delete "a study of"

AMENDMENT NO. 12

On page 3, delete lines 11 through 22

AMENDMENT NO. 13

On page 3, line 23, change "commission" to "joint committee"

AMENDMENT NO. 14

On page 3, at the beginning of line 24, change "Senate and House Committees on Insurance" to "Louisiana Legislature"

AMENDMENT NO. 15

On page 3, at the beginning of line 25, delete "and the legislature"

On motion of Rep. Lancaster, the amendments were adopted.

On motion of Rep. Lancaster, the resolution, as amended, was ordered engrossed and passed to its third reading.

HOUSE CONCURRENT RESOLUTION NO. 155—

BY REPRESENTATIVE CROWE

A CONCURRENT RESOLUTION

To urge and request the secretary of the Department of Public Safety and Corrections to study the feasibility of requiring sex offenders to comply with state-mandated registration and notification requirements immediately prior to release from incarceration.

Read by title.

Reported favorably by the Committee on Administration of Criminal Justice.

On motion of Rep. Martiny, the resolution was ordered engrossed and passed to its third reading.

**Senate Concurrent Resolutions
Reported by Committee**

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

SENATE CONCURRENT RESOLUTION NO. 3—

BY SENATOR SCHEDLER

A CONCURRENT RESOLUTION

To affirm the establishment of an ongoing association between the state of Louisiana and the province of Alberta, Canada as "Twin" regions and to authorize the development of a "twining agreement" between the state and the province in time for the centennial celebration of Alberta, Canada in 2005.

Read by title.

Reported favorably by the Committee on Municipal, Parochial and Cultural Affairs.

On motion of Rep. Baylor, the resolution was ordered passed to its third reading.

SENATE CONCURRENT RESOLUTION NO. 23—

BY SENATOR JACKSON

A CONCURRENT RESOLUTION

To continue and provide for the Louisiana Task Force on Indigent Defense Services.

Read by title.

Reported with amendments by the Committee on Administration of Criminal Justice.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Administration of Criminal Justice to Original Senate Concurrent Resolution No. 23 by Senator Jackson

AMENDMENT NO. 1

On page 5, between lines 8 and 9, insert the following:

"(34) The executive counsel of the Louisiana Public Defenders Association."

On motion of Rep. Martiny, the amendments were adopted.

On motion of Rep. Martiny, the resolution, as amended, was ordered passed to its third reading.

SENATE CONCURRENT RESOLUTION NO. 76—

BY SENATOR DARDENNE

A CONCURRENT RESOLUTION

To create the Surplus Food Purchasing Task Force to study the feasibility of creating a Louisiana agricultural and seafood surplus products purchase program and the creation of a purchasing board to oversee the program; and to require the task force to report its findings, together with any recommendations for legislation, to the legislature.

Read by title.

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

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on House and Governmental Affairs to Original Senate Concurrent Resolution No. 76 by Senator Dardenne

AMENDMENT NO. 1

On page 1, delete line 2, and insert the following:

"To urge and request the House Committee on Agriculture, Forestry, Aquaculture, and Rural Development and the Senate Committee on Agriculture, Forestry, Aquaculture, and Rural Development to meet and function as a joint committee to study the feasibility of creating a"

AMENDMENT NO. 2

On page 1, line 4, after "program; and" delete the remainder of the line

AMENDMENT NO. 3

On page 2, line 6, delete "create the Surplus Food Purchasing Task Force" and insert "urge and request the House Committee on Agriculture, Forestry, Aquaculture, and Rural Development and the Senate Committee on Agriculture, Forestry, Aquaculture, and Rural Development to meet and function as a joint committee"

AMENDMENT NO. 4

On page 2, delete lines 9 through 30 and on page 3, delete lines 1 through 5 and insert the following:

"BE IT FURTHER RESOLVED that the joint committee shall specifically solicit the input, recommendations, and advice of the following:

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(1) The commissioner of agriculture and forestry, or his designee.

(2) The chairman of the Louisiana Seafood Marketing and Promotion Board, or a member of the board designated by the chairman.

(3) The executive director of each of the following Louisiana food banks:

(a) The Food Bank of Central Louisiana.

(b) The Greater Baton Rouge Food Bank.

(c) The Northwest Louisiana Food Bank.

(d) The Second Harvest Food Bank of Greater New Orleans and Acadiana.

(e) The Food Bank of Northeast Louisiana."

AMENDMENT NO. 5

On page 3, at the end of line 8, change "task force." to "joint committee."

AMENDMENT NO. 6

On page 3, line 9, change "task force" to "joint committee"

AMENDMENT NO. 7

On page 3, line 10, after "2005," delete the remainder of the line and on the beginning of line 11, delete "the Senate,"

AMENDMENT NO. 8

On page 3, line 11, change "task force" to "joint committee"

AMENDMENT NO. 9

On page 3, line 13, change "task force" to "joint committee"

On motion of Rep. Lancaster, the amendments were adopted.

On motion of Rep. Lancaster, the resolution, as amended, was ordered passed to its third reading.

House Bills and Joint Resolutions on Second Reading Reported by Committee

The following House Bills and Joint Resolutions on second reading reported by committee were taken up and acted upon as follows:

HOUSE BILL NO. 39—

BY REPRESENTATIVE JACK SMITH
AN ACT

To amend and reenact R.S. 27:310(B)(1)(introductory paragraph) and (b) and (2) and 311(K)(3) and (4), (L), and (M), relative to video draw poker devices licenses; to provide for suitability requirements for licensing; to provide for the term of the license; to delete the penalty of suspension or revocation of the license for failure to remit the annual fee; to provide for the time for filing a complete renewal application after expiration of the license; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Administration of Criminal Justice.

On motion of Rep. Martiny, the bill was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 40—

BY REPRESENTATIVE PITRE
AN ACT

To amend and reenact R.S. 18:481, 511(A) and (B), and 512(B), relative to the election of United States senators and representatives in congress; to provide for congressional candidates to qualify for a general election; to provide for the election of United States senators and representatives only in a general election; and to provide for related matters.

Read by title.

Reported favorably by the Committee on House and Governmental Affairs.

On motion of Rep. Lancaster, the bill was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 317—

BY REPRESENTATIVES LAFONTA, K. CARTER, GRAY, JEFFERSON,
MARCHAND, MORRELL, AND SHEPHERD AND SENATOR MURRAY
AN ACT

To enact R.S. 49:200.2, relative to employment; to prohibit discrimination and harassment in state government; to provide for certain definitions; to allow certain dress and appearance requirements; and to provide for related matters.

Read by title.

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

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on House and Governmental Affairs to Original House Bill No. 317 by Representative LaFonta

AMENDMENT NO. 1

On page 1, line 2, change "R.S. 23:335," to "R.S. 49:200.2,"

AMENDMENT NO. 2

On page 1, line 3, after "state government;" and before "and" insert the following:

"to provide for certain definitions; to allow certain dress and appearance requirements;"

AMENDMENT NO. 3

On page 1, line 5, change "R.S. 23:335" to "R.S. 49:200.2"

AMENDMENT NO. 4

On page 1, at the beginning of line 6, change "§335." to "§200.2."

AMENDMENT NO. 5

On page 1, delete lines 18 through 20, and on page 2, delete lines 1 through 8 and insert the following:

"C. For the purposes of this Section, "sexual orientation" shall be defined as heterosexuality, homosexuality, or bisexuality."

AMENDMENT NO. 6

On page 2, after line 11, insert the following:

"E. Nothing in this Section shall be construed to prohibit any state agency, department, office, commission, board, or entity from establishing appropriate dress and appearance requirements for its employees."

On motion of Rep. Lancaster, the amendments were adopted.

On motion of Rep. Lancaster, the bill, as amended, was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 523—

BY REPRESENTATIVE BURRELL
AN ACT

To amend and reenact R.S. 14:91.11(A)(2) and to enact R.S. 14:91.11(A)(4), relative to offenses affecting the health and morals of minors; to provide with respect to the sale, exhibition, or distribution of material harmful to minors; to provide for definitions; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Administration of Criminal Justice.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Administration of Criminal Justice to Original House Bill No. 523 by Representative Burrell

AMENDMENT NO. 1

On page 1, line 2, after "To" and before the comma change "enact R.S. 14:91.10" to "amend and reenact R.S. 14:91.11(A)(2) and to enact R.S. 14:91.11(A)(4)"

AMENDMENT NO. 2

On page 1, delete line 3 in its entirety and insert in lieu thereof "provide with respect to the sale, exhibition, or distribution of material"

AMENDMENT NO. 3

On page 1, at the beginning of line 4, delete "which is" and after "definitions;" delete the remainder of the line and at the beginning of line 5, delete "penalties;"

AMENDMENT NO. 4

On page 1, line 7, after "Section 1." and before "to" change "R.S. 14:91.10 is hereby enacted" to "R.S. 14:91.11(A)(2) is hereby amended and reenacted and R.S. 14:91.11(A)(4) is hereby enacted"

AMENDMENT NO. 5

On page 1, delete lines 8 through 20 in their entirety

AMENDMENT NO. 6

On page 2, delete lines 1 through 24 in their entirety and insert in lieu thereof the following:

"§91.11. Sale, exhibition, or distribution of material harmful to minors

A.

* * *

(2) "Material harmful to minors" is defined as any paper, magazine, book, newspaper, periodical, pamphlet, composition, publication, photograph, drawing, picture, poster, motion picture film, video tape, video game, figure, phonograph record, album, cassette, compact disc, wire or tape recording, or other similar tangible work or thing which exploits, is devoted to or principally consists of, descriptions or depictions of illicit sex or sexual immorality for commercial gain, and when the trier of fact determines that the average person applying contemporary community standards would find that the work or thing is presented in a manner to provoke or arouse lust, passion, or perversion or exploits sex.

* * *"

AMENDMENT NO. 7

On page 2, at the beginning of line 25, change "(2)" to "(4)"

On motion of Rep. Martiny, the amendments were adopted.

On motion of Rep. Martiny, the resolution, as amended, was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 579—

BY REPRESENTATIVE LAFONTA
AN ACT

To amend and reenact R.S. 27:301(B)(12) and to enact R.S. 27:310(H), relative to the Video Draw Poker Devices Control Law; to provide for a definition of a restaurant, bar, tavern, cocktail lounge, or club; to provide for the number of officers of a private or public golf course which must meet suitability standards; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Administration of Criminal Justice.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Administration of Criminal Justice to Original House Bill No. 579 by Representative LaFonta

AMENDMENT NO. 1

On page 1, line 2, after "R.S. 27:301(B)(12)" and before "relative" delete the comma "," and insert "and to enact R.S. 27:310(H)"

AMENDMENT NO. 2

On page 1, line 4, after "club;" and before "and" insert "to provide for the number of officers of a private or public golf course which must meet suitability standards;"

AMENDMENT NO. 3

On page 2, after line 29 insert the following:

"§310. Suitability requirements

* * *

H. Notwithstanding any provision of law to the contrary, the general manager, the president, and treasurer of a country or community club shall be the only officers, directors, shareholders, owners, or members of that club required to meet the suitability requirements of this Chapter. For the purposes of this Subsection, "country or community club" means an organization which operates at least two of the following:

- (1) Golf course.
- (2) Swimming pool.
- (3) Tennis court."

On motion of Rep. Martiny, the amendments were adopted.

On motion of Rep. Martiny, the bill, as amended, was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 707—
BY REPRESENTATIVE TOWNSEND
AN ACT

To amend and reenact R.S. 27:304, relative to the amount of money played and value of prizes awarded on video draw poker devices; to change the limitations to apply to hands rather than games; to provide for a maximum payout per game; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Administration of Criminal Justice.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Administration of Criminal Justice to Original House Bill No. 707 by Representative Townsend

AMENDMENT NO. 1

On page 1, line 4, after "games;" and before "and" insert "to provide for a maximum payout per game;"

AMENDMENT NO. 2

On page 1, at the end of line 8, after "hand" add "or more than five hundred dollars per game"

AMENDMENT NO. 3

On page 1, line 10, after "hand" delete the period "." and insert "with a maximum payout of one thousand one hundred ninety-nine dollars per game."

On motion of Rep. Martiny, the amendments were adopted.

On motion of Rep. Martiny, the bill, as amended, was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

Senate Instruments on Second Reading Returned from the Legislative Bureau

The following Senate Instruments on second reading, returned from the Legislative Bureau, were taken up and acted upon as follows:

SENATE BILL NO. 27—
BY SENATORS MCPHERSON, DUPLESSIS AND MURRAY
AN ACT

To enact R.S. 47:305.53 and 337.9(D)(27), relative to sickle cell disease organizations; to provide for a state and political subdivision sales tax exemption; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Ways and Means.

Reported without amendments by the Legislative Bureau.

On motion of Rep. Hammett, the bill was ordered passed to its third reading.

Under the rules, placed on the regular calendar.

SENATE BILL NO. 65—
BY SENATOR KOSTELKA
AN ACT

To enact R.S. 17:85.11, relative to powers and duties of school boards; to authorize the Ouachita Parish School Board to name an athletic facility at the former Calhoun High School in honor of Jerry Lee Lovett, Sr.; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Education.

Reported without amendments by the Legislative Bureau.

On motion of Rep. Crane, the bill was ordered passed to its third reading.

Under the rules, placed on the regular calendar.

SENATE BILL NO. 73—
BY SENATOR N. GAUTREUX
AN ACT

To provide for the taking of income and franchise tax credits for donations to certain playgrounds or recreational areas on amended returns; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Ways and Means.

Reported without amendments by the Legislative Bureau.

On motion of Rep. Hammett, the bill was ordered passed to its third reading.

Under the rules, placed on the regular calendar.

SENATE BILL NO. 84—
BY SENATORS SMITH AND ADLEY AND REPRESENTATIVE SALTER
AN ACT

To amend and reenact R.S. 17:1871(A)(2), relative to membership of the Board of Supervisors of Community and Technical Colleges; to provide relative to terms and qualifications of

appointees to the board; to provide with regard to experience as a condition of appointment; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Education.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Education to Engrossed Senate Bill No. 84 by Senator Smith

AMENDMENT NO. 1

On page 2, line 1, after "July 1," and before "and" change "2005" to "2005,"

AMENDMENT NO. 2

On page 2 line 4, after "July 1," and before "and" change "2007" to "2007,"

AMENDMENT NO. 3

On page 2, at the end of line 6, change "2009" to "2009,"

Reported without amendments by the Legislative Bureau.

On motion of Rep. Crane, the amendments were adopted.

On motion of Rep. Crane, the bill, as amended, was ordered passed to its third reading.

Under the rules, placed on the regular calendar.

SENATE BILL NO. 108— BY SENATOR ADLEY

AN ACT

To amend and reenact R.S. 47:1705(B), relative to information provided regarding millage rates; to require certain notice to the public in any year in which a tax recipient body intends to consider the levy of additional or increased millage rates without voter approval; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Ways and Means.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Ways and Means to Reengrossed Senate Bill No. 108 by Senator Adley

AMENDMENT NO. 1

On page 2, line 29, after "journal" delete the remainder of the line and insert "at a charge not in excess of the rates assessed and charged for regular commercial advertising."

AMENDMENT NO. 2

On page 3, delete line 1 in its entirety

Reported without amendments by the Legislative Bureau.

On motion of Rep. Hammett, the amendments were adopted.

On motion of Rep. Hammett, the bill, as amended, was ordered passed to its third reading.

Under the rules, placed on the regular calendar.

SENATE BILL NO. 124— BY SENATOR CHEEK

AN ACT

To amend and reenact R.S. 17:1519.6(C) and R.S. 40:2018.1(G), relative to the Department of Health and Hospitals; to provide with respect to Medicaid and the disproportionate share payment methodology; to provide with respect to the time period for implementing a new methodology; to extend the termination date of the Louisiana Commission on HIV, AIDS and Hepatitis C; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Health and Welfare.

Reported without amendments by the Legislative Bureau.

On motion of Rep. Durand, the bill was ordered passed to its third reading.

Under the rules, placed on the regular calendar.

SENATE BILL NO. 138— BY SENATOR MALONE

AN ACT

To amend and reenact R.S. 47:296.2(C), 296.3(C), and 1516.1(G)(2) and to enact R.S. 47:1584, relative to collection of taxes; to provide for an innocent spouse rule for the collection of taxes and related amounts; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Ways and Means.

Reported without amendments by the Legislative Bureau.

On motion of Rep. Hammett, the bill was ordered passed to its third reading.

Under the rules, placed on the regular calendar.

SENATE BILL NO. 142— BY SENATOR THEUNISSEN

AN ACT

To enact R.S. 33:4720.17(C)(4), 4720.31(C)(4), and 4720.47(D)(4), and R.S. 47:2183.1, relative to tax sales of immovable property and acquisition of adjudicated property from a political subdivision; to provide relative to a tax debtor or other person seeking to redeem such property; to require such person to pay certain costs incurred relative to a tax sale; to require such person to pay certain costs incurred during acquisition of adjudicated property from a political subdivision; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Ways and Means.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Ways and Means to Reengrossed Senate Bill No. 142 by Senator Theunissen

AMENDMENT NO. 1

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On page 1, line 2, after "enact" delete the remainder of the line and insert "R.S. 33:4720.17(C)(4), 4720.31(C)(4), and"

AMENDMENT NO. 2

On page 1, line 8, after "subdivision," delete the remainder of the line

AMENDMENT NO. 3

On page 1, at the beginning of line 9, delete "relative to acquisition of certain property;"

AMENDMENT NO. 4

On page 1, line 11, after "Section 1." delete the remainder of the line and insert "R.S. 33:4720.17(C)(4), 4720.31(C)(4),"

AMENDMENT NO. 5

On page 1, delete lines 13 through 17

AMENDMENT NO. 6

Delete pages 2 through 4

AMENDMENT NO. 7

On page 5, delete lines 1 through 10

Reported without amendments by the Legislative Bureau.

On motion of Rep. Hammett, the amendments were adopted.

On motion of Rep. Hammett, the bill, as amended, was ordered passed to its third reading.

Under the rules, placed on the regular calendar.

SENATE BILL NO. 155— BY SENATOR CHAISSON

AN ACT

To amend and reenact R.S. 46:1408(A) and (B), 1409(A), (B)(introductory paragraph) and (D), 1417, and 1419, relative to multi-year licenses for child care facilities and child placing agencies; to provide for advice and consultation from the child care committees; to provide for the promulgation of applicable rules; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Health and Welfare.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Health and Welfare to Reengrossed Senate Bill No. 155 by Senator Chaisson

AMENDMENT NO. 1

On page 1, line 3, after "(D)," and before "1417" insert "1411, 1412(B), 1413(A) and (J),"

AMENDMENT NO. 2

On page 1, at the end of line 9, after "(D)," insert "1411, 1412(B), 1413(A) and (J),"

AMENDMENT NO. 3

On page 2, line 19, after "B." insert "t"

AMENDMENT NO. 4

On page 3, between lines 19 and 20, insert the following:

"§1411. The Louisiana Committee on Private Child Care; duties

The department, with the advice and counsel of the private child care committee shall meet to develop minimum standards for licensure of Class B facilities and shall consult with seek the consent of the child care committee department on matters pertaining to decisions to revoke or refuse to grant a Class B license. The department shall provide staff assistance to the committee to aid in its deliberations.

§1412. Class B licenses

* * *

B. Upon receipt of the information required in Subsection B, the department shall issue a Class B license to the facility. Upon receipt of the application for a Class B license and upon establishment of the fact that minimum requirements for a license, as established by the department, are met and that the facility or agency is in compliance with all other state and local laws and regulations, the department shall issue a Class B license for such period as may be provided for in the published regulations of the department. A Class B license shall apply only to the location stated in the registration, and such license, once issued, shall not be transferable from one place to another or from one person to another. If the location of the facility is changed or the owner of the facility is changed, the license shall be automatically revoked, unless the new information has first been registered with the department.

* * *

§1413. Rules, regulations, and standards for Class B licenses

A. The department, with the advice and consultation of the Louisiana Committee on Private Child Care shall promulgate rules and regulations in accordance with the Administrative Procedure Act. The department shall submit the proposed rules and regulations to the Louisiana Committee on Private Child Care for review and comment prior to giving notice of its intended action in accordance with the Administrative Procedure Act. These rules shall:

* * *

J. If the facility or agency is meeting or exceeding the intent of a rule, standard, regulation, or any provision of this Chapter, the standard, regulation or provision shall may be deemed to be met.

* * *

Reported with amendments by the Legislative Bureau.

The Legislative Bureau amendments were read as follows:

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed Senate Bill No. 155 by Senator Chaisson

AMENDMENT NO.1

In House Committee Amendment No. 1 proposed by the House Committee on Health and Welfare on line 2, change "1413(A)" to "1413(A)(introductory paragraph)"

AMENDMENT NO. 2

In House Committee Amendment No. 2 proposed by the House Committee on Health and Welfare on line 4, change "line 9" to "line 8" and change "1413(A)" to "1413(A)(introductory paragraph)"

On motion of Rep. Durand, the amendments were adopted.

On motion of Rep. Durand, the bill, as amended, was ordered passed to its third reading.

Under the rules, placed on the regular calendar.

SENATE BILL NO. 161—

BY SENATOR AMEDEE

AN ACT

To amend and reenact Children's Code Arts. 615(B)(1) and (2), 619(B) and (C), 620(C), 622(A)(introductory paragraph) and (1), (2), and (4), 624(A), 627(B), and R.S. 14:92.2(B), and to enact Children's Code Arts. 603(18) and (19), 624(G) and (H), and R.S. 14:92.2(A)(3), relative to children in need of care; to provide relative to definitions for the removal of a child in need of care; to provide with respect to instant removal of a child in need of care; to provide for provisional custody of a child in need of care; to provide for a court ordered safety plan to insure the protection of a child; to provide for penalties for improper supervision of a minor child; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Health and Welfare.

Reported without amendments by the Legislative Bureau.

On motion of Rep. Durand, the bill was ordered passed to its third reading.

Under the rules, placed on the regular calendar.

SENATE BILL NO. 180—

BY SENATOR MALONE

AN ACT

To amend and reenact R. S. 9:2343(E)(1), relative to public trusts; to provide relative to public trust contracts for construction, labor, equipment, or repairs; to provide relative to compliance with public bid requirements for such contracts; to remove exemption from such compliance for certain economic development facilities and activities; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Ways and Means.

Reported without amendments by the Legislative Bureau.

On motion of Rep. Hammett, the bill was ordered passed to its third reading.

Under the rules, placed on the regular calendar.

SENATE BILL NO. 182—

BY SENATOR DUPRE

AN ACT

To enact Subpart A-3 of Part II of Chapter 2 of Subtitle 1 of Title 30 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 30:150, relative to mineral leases; to provide relative to mineral leases on state lands; to provide certain drilling incentives; to provide relative to royalties; to create the Louisiana Royalty Relief Dry Hole Credit Program; to provide certain terms, conditions, procedures, and requirements; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Ways and Means.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Ways and Means to Reengrossed Senate Bill No. 182 by Senator Dupre

AMENDMENT NO. 1

On page 2, line 2, after "or" and before "water" insert "state-owned"

AMENDMENT NO. 2

On page 2, line 7, after "or" and before "water" insert "state-owned"

AMENDMENT NO. 3

On page 2, line 13, after "to" and before the comma "," delete "the Mineral Board" and insert "and verification by the Office of Mineral Resources"

AMENDMENT NO. 4

On page 2, delete lines 21 and 22 in their entirety and insert the following:

"(7) The dry hole well records and reports shall at all times be open to inspection and audit by the Department"

AMENDMENT NO. 5

On page 2, line 28, after "C." and before "The" insert "(1)"

AMENDMENT NO. 6

On page 2, at the beginning of line 29, delete "by the operator,"

AMENDMENT NO. 7

On page 3, line 2, after "or" and before "water" insert "state-owned"

AMENDMENT NO. 8

On page 3, line delete line 4 in its entirety and insert the following:

"commences on or after July 1, 2005. The deduction shall be the lesser of: (a) five billion cubic feet of"

AMENDMENT NO. 9

On page 3, line 7, after "rules" and before "adopted" insert ", methods and procedures"

AMENDMENT NO. 10

On page 3, between lines 13 and 14, insert the following:

"(2) The dry hole shall be proportional to the state percentage of the unit of the producing well.

(3) If the dry hole was drilled on mixed interest property, the Mineral Board shall determine the proportion of the dry hole credit to be given."

AMENDMENT NO. 11

On page 3, delete line 25 in its entirety and insert the following:

"(1) Application shall be made to the Office of Mineral Resources for"

AMENDMENT NO. 12

On page 3, line 28, after "The" and before "shall" delete "operator" and insert "applicant"

AMENDMENT NO. 13

On page 4, at the end of line 2, delete "by an operator"

Reported without amendments by the Legislative Bureau.

On motion of Rep. Hammett, the amendments were adopted.

On motion of Rep. Hammett, the bill, as amended, was ordered passed to its third reading.

Under the rules, placed on the regular calendar.

SENATE BILL NO. 187—

BY SENATORS DUPRE, N. GAUTREAUX, MALONE, MCPHERSON, MICHOT AND ROMERO AND REPRESENTATIVES BALDONE, PITRE AND ST. GERMAIN

A JOINT RESOLUTION

Proposing to add Article VII, Section 10.2(E) of the Constitution of Louisiana, relative to the Wetlands Conservation and Restoration Fund; to provide relative to certain federal revenues received by the state generated from Outer Continental Shelf oil and gas activity; to provide for the depositing and crediting of such monies into the Wetlands Conservation and Restoration Fund, and for the uses of such federal revenues; and to specify an election for submission of the proposition to electors and provide a ballot proposition.

Read by title.

Reported without amendments by the Legislative Bureau.

On motion of Rep. Alario, the bill was ordered passed to its third reading.

Under the rules, placed on the regular calendar.

SENATE BILL NO. 216—

BY SENATORS DUPRE, HINES, BAJOLE, HEITMEIER, MCPHERSON AND MOUNT AND REPRESENTATIVES ALARIO, DORSEY, HAMMETT AND SALTER AND SENATORS ADLEY, AMEDEE, BARHAM, BOASSO, BROOME, CAIN, CHAISSON, CHEEK, CRAVINS, DARDENNE, DUPLESSIS, ELLINGTON, FIELDS, FONTENOT, B. GAUTREAUX, N. GAUTREAUX, HOLLIS, JACKSON, JONES, KOSTELKA, LENTINI, MALONE, MARIONNEAUX, MICHOT, MURRAY, NEVERS, ROMERO, SCHEDLER, SMITH, THEUNISSEN AND ULLO

AN ACT

To enact Part III of Chapter 2 of Title 46 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 46:120 through 122, Subpart I of Part I of Chapter 1 of Subtitle II of Title 47 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 47:120.31, and R.S. 47:297.5 and 306.2, relative to military affairs; to provide relative to military family assistance; to create and provide for donations to the Louisiana Military Family Assistance Fund; to create the Louisiana Military Family Assistance Board, and provide for its composition, powers, and duties; to provide relative to the manner and procedure for distributing money from the fund; to provide terms, procedures, definitions, conditions, and requirements; to provide relative to donation of tax refunds and donations in excess of tax due; to exempt payments from the Military Family Assistance Fund from state individual income tax; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Ways and Means.

Reported without amendments by the Legislative Bureau.

On motion of Rep. Hammett, the bill was ordered passed to its third reading.

Under the rules, placed on the regular calendar.

SENATE BILL NO. 256—

BY SENATORS MOUNT AND MARIONNEAUX
AN ACT

To enact R.S. 17:1686 and 1686.1, relative to scholarships for children of military personnel killed as a result of duty in certain theaters of military operation; to provide for definitions; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Education.

Reported without amendments by the Legislative Bureau.

On motion of Rep. Crane, the bill was ordered passed to its third reading.

Under the rules, placed on the regular calendar.

SENATE BILL NO. 322—

BY SENATOR FONTENOT
AN ACT

To enact R.S. 47:6020, relative to income tax credits; to provide relative to environmental economic development incentives; to provide for income tax credits for brownfields investors; to provide for definitions; to provide for certification of such brownfields projects; to provide for the administration, amount, eligibility, use, and other transactions of such credits; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Ways and Means.

Reported without amendments by the Legislative Bureau.

On motion of Rep. Hammett, the bill was ordered passed to its third reading.

Under the rules, placed on the regular calendar.

SENATE BILL NO. 336—

BY SENATORS MALONE AND CHEEK
AN ACT

To enact R.S. 47:337.10(J), relative to exemptions from sales and use tax levied by certain political subdivisions of the state; to provide an exemption from such tax for certain transactions related to certain inhibitors and certain complex biologics; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Ways and Means.

Reported without amendments by the Legislative Bureau.

On motion of Rep. Hammett, the bill was ordered passed to its third reading.

Under the rules, placed on the regular calendar.

SENATE BILL NO. 355 (Substitute of Senate Bill No. 234 by Senator Ullo)—
BY SENATOR ULLO

AN ACT

To enact R.S. 17:3048.5, relative to the Louisiana Tuition Opportunity Program for Students; to provide for a TOPS-Tech Early Start Award; to provide for eligibility and continuation requirements for such award; to provide for the administration and implementation of such award program; to provide for recommendations relative to TOPS-Tech; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Education.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Education to Engrossed Senate Bill No. 355 by Senator Ullo

AMENDMENT NO. 1

On page 1, at the beginning of line 3, after "Students;" delete the remainder of the line and delete lines 4 and 5 in their entirety and at the beginning of line 6 delete "TOPS-Tech;" and insert in lieu thereof the following:

"to provide for the TOPS-Tech Early Start Award; to provide initial and continuing award eligibility requirements; to provide for award use; to provide limitations; to provide award amounts; to provide for implementation and administration; to provide for certain reports;"

AMENDMENT NO. 2

On page 1, line 9, after "Award;" and before "eligibility" change "program" to "purpose"

AMENDMENT NO. 3

On page 1, at the end of line 9, change "awards" to "award amounts;"

AMENDMENT NO. 4

On page 1, at the end of line 10, insert a semicolon ";" and "implementation; reports"

AMENDMENT NO. 5

On page 1 delete lines 11 through 17 and delete pages 2 and 3 in their entirety and on page 4 delete line 1 and insert in lieu thereof the following:

"A. The TOPS-Tech Early Start Award is hereby established as part of the Louisiana Tuition Opportunity Program for Students for eligible eleventh and twelfth grade students attending Louisiana public high schools.

B.(1) A TOPS-Tech Early Start Award may be used at a Louisiana public postsecondary education institution for the purpose of pursuing an industry-based occupational or vocational education credential as defined by the Board of Regents when such credential also meets all of the following conditions:

(a) Is identified by the Occupation Forecasting Conference as a credential for an occupation in top demand in Louisiana.

(b) Is recognized by the State Industry-Based Certification Council.

(c) Is approved by the State Board of Elementary and Secondary Education and by the Board of Supervisors of Community and Technical Colleges.

(2) An eligible recipient may receive a TOPS-Tech Early Start Award for two semesters during the eleventh grade and two semesters during the twelfth grade, excluding summer sessions.

(3) The administering agency, on behalf of a TOPS-Tech Early Start Award recipient, shall pay to the Louisiana postsecondary education institution in which the student is enrolled in an eligible program of studies an amount of one hundred fifty dollars for each three credit-hour or equivalent time course taken by the student, not to exceed two such courses per high school semester for an eleventh-grade student and two such courses per high school semester for a twelfth-grade student.

(4) Implementation of the provisions of this Section shall be subject to the appropriation of funds for this purpose.

C. An application for a TOPS-Tech Early Start Award shall be required at a time and in a manner and form established by the administering agency. At a minimum, information necessary to fully inform Louisiana public high school students and their parents on the requirements of and procedures for applying for the award shall be made available by the administering agency in the same manner as required by law for other awards provided by the Tuition Opportunity Program for Students.

D. To be eligible for an initial TOPS-Tech Early Start Award, a student shall meet each of the following conditions and comply with other applicable provisions of this Section and administering agency rules:

(1) Be in the eleventh or twelfth grade in a Louisiana public school.

(2) Have prepared a five-year education and career plan, including a sequence of related courses with a career focus as provided by Subpart A-1 of Part III of Chapter 1 of this Title.

(3) Have a cumulative high school grade point average on all courses attempted of not less than 2.0 when calculated on a 4.0 scale.

(4) Have at least the minimum scores required to pass the mathematics and English portions of the graduation exit exam established by the State Board of Elementary and Secondary Education.

(5) Score at least fifteen on the English subsection and fifteen on the mathematics subsection of the ACT PLAN assessment administered as part of Louisiana's Educational Planning and Assessment System.

E. To maintain continuing eligibility for a TOPS-Tech Early Start Award, a student must meet each of the following conditions and comply with other applicable provisions of this Section and administering agency rules:

(1) Be a student in good standing in a Louisiana public high school.

(2) Maintain a cumulative high school grade point average on all courses attempted of not less than 2.0 when calculated on a 4.0 scale.

(3) Be a student in good standing while enrolled in a Louisiana public postsecondary education institution and continue to pursue one or more courses leading to an industry-based credential.

F.(1) The provisions of this Section shall be administered by the Louisiana Student Financial Assistance Commission, herein referred to as the "administering agency". Except as otherwise provided by this Section, the authority granted to and limitations placed on the administering agency by R.S. 17:3048.1 relative to administering other awards pursuant to the Tuition Opportunity Program for Students shall be deemed to apply also to the administration of the TOPS-Tech Early Start Award.

(2) The agency shall adopt, in accordance with the Administrative Procedure Act, rules to implement and administer the provisions of this Section. Such rules shall include but not be limited to necessary guidelines, policies, procedures, forms, and time lines.

(3) The administering agency, in accordance with a plan approved by the Board of Regents, may implement the provisions of this Section initially on a pilot basis. However, if implemented on a pilot basis, it is the intention of the legislature that full implementation be achieved at the earliest time possible.

G. Prior to the convening of each regular legislative session, the Board of Regents, in consultation with the Louisiana Student Financial Assistance Commission, shall provide to the governor, the House Committee on Education, and the Senate Committee on Education a written review and analysis of TOPS-Tech Early Start awards relative to award use by students and the benefits therefrom as well as the impact on subsequent use by students of TOPS-Tech awards."

Reported with amendments by the Legislative Bureau.

The Legislative Bureau amendments were read as follows:

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Engrossed Senate Bill No. 355 by Senator Ullo

AMENDMENT NO. 1

In House Committee Amendment No. 3 proposed by the House Committee on Education on line 12, change "award amounts;" to "award amounts"

On motion of Rep. Crane, the amendments were adopted.

On motion of Rep. Crane, the bill, as amended, was ordered passed to its third reading.

Under the rules, placed on the regular calendar.

House and House Concurrent Resolutions on Third Reading for Final Consideration

The following House and House Concurrent Resolutions on third reading for final consideration were taken up and acted upon as follows:

HOUSE RESOLUTION NO. 97—
BY REPRESENTATIVE WALSWORTH
A RESOLUTION

To urge and request the Department of Transportation and Development to operate the Motorist Assistance Patrol program in the Monroe area during construction of the Interstate 20 bridge in Ouachita Parish.

Read by title.

On motion of Rep. Walsworth, the resolution was adopted.

HOUSE CONCURRENT RESOLUTION NO. 39—
BY REPRESENTATIVES CROWE AND LABRUZZO
A CONCURRENT RESOLUTION

To express the support of the Legislature of Louisiana for the practice of prayer at the beginning of school board meetings, to recognize that such prayer is a protected act in accordance with the fundamental principles upon which the United States of America was founded, and to disapprove of a decision by the United States District Court for the Eastern District of Louisiana that ruled that the opening of meetings of the Tangipahoa Parish School Board with prayer is unconstitutional.

Read by title.

On motion of Rep. Crane, the resolution was adopted.

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 112—
BY REPRESENTATIVE M. POWELL
A CONCURRENT RESOLUTION

To urge and request the Louisiana medical schools to consider requiring medical school students attending such institutions to participate in clinical rotations in rural areas of the state in order to encourage and promote expansion of the family physician workforce in these areas thereby affording better medical care to the citizens of areas of the state where there is a shortage of physicians and other health care professionals, and to urge and request the Board of Supervisors of Louisiana State University and Agricultural and Mechanical College to adopt appropriate policies providing for such rotations in the medical school programs under its jurisdiction and supervision.

Read by title.

On motion of Rep. Michael Powell, the resolution was adopted.

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 174—
BY REPRESENTATIVE ODINET
A CONCURRENT RESOLUTION

To urge and request the secretary of the U.S. Department of Commerce not to list the eastern oyster (*Crassostrea virginica*) under the Endangered Species Act of 1973.

Read by title.

On motion of Rep. Odinet, the resolution was adopted.

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 175—
BY REPRESENTATIVE CRAVINS
A CONCURRENT RESOLUTION

To urge and request the Louisiana Law Institute's Children's Code Committee to study and determine the best way to ensure that children who are in out-of-home placement, in the care and custody of the Department of Public Safety and Corrections, office of youth services, are treated humanely, protected from harm, and provided with adequate and effective rehabilitative services and treatment.

Read by title.

On motion of Rep. Martiny, the resolution was recommitted to the committee on Administration of Criminal Justice.

Senate Concurrent Resolutions on Third Reading for Final Consideration

The following Senate Concurrent Resolutions on third reading for final consideration were taken up and acted upon as follows:

SENATE CONCURRENT RESOLUTION NO. 5—

BY SENATOR AMEDEE

A CONCURRENT RESOLUTION

To urge and request the Louisiana State University Health Sciences Centers and Tulane University Medical Center to assist Aneurysm Outreach Inc., by furnishing screening locations, appointment scheduling operators, and advertising support to develop a system to provide free abdominal aortic aneurysm screenings for those most at risk.

Read by title.

On motion of Rep. Lambert, the resolution was concurred in.

SENATE CONCURRENT RESOLUTION NO. 15—

BY SENATOR JONES

A CONCURRENT RESOLUTION

To urge and request the Department of Health and Hospitals to assist in developing a plan to establish the Louisiana Cancer Patient's Residential Facility and support for all families of adult cancer patients receiving medical treatment at LSU Medical Center at E.A. Conway in Monroe, Louisiana and the Cancer Treatment Center in Monroe, Louisiana.

Read by title.

On motion of Rep. Walsworth, the resolution was concurred in.

SENATE CONCURRENT RESOLUTION NO. 36—

BY SENATOR ADLEY

A CONCURRENT RESOLUTION

To urge and request the State Board of Elementary and Secondary Education to develop and adopt a Minimum Foundation Program Formula that provides for the reallocation of the amount of state funds attributable to a secondary school student who is enrolled in a technical college from the city, parish, or other local public school system where the student attends to the technical college in which he is enrolled.

Read by title.

On motion of Rep. Montgomery, the resolution was concurred in.

SENATE CONCURRENT RESOLUTION NO. 48—

BY SENATOR JONES

A CONCURRENT RESOLUTION

To urge and request that the Department of Health and Hospitals study the process of assigning persons with developmental disabilities statewide.

Read by title.

On motion of Rep. Hunter, the resolution was concurred in.

SENATE CONCURRENT RESOLUTION NO. 64—

BY SENATOR SCHEDLER

A CONCURRENT RESOLUTION

To create and provide with respect to a task force to study and make recommendations with respect to the feasibility of Louisiana joining the Nurse Licensure Compact.

Read by title.

Rep. Durand sent up floor amendments which were read as follows:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Durand to Engrossed Senate Concurrent Resolution No. 64 by Senator Schedler

AMENDMENT NO. 1

On page 3, delete lines 1 through 3 and insert in lieu thereof:

"BE IT FURTHER RESOLVED that the task force may solicit the input and advice of the chairman of the Senate Committee on Health and Welfare and the chairman of the House Committee on Health and Welfare, or their designees."

On motion of Rep. Durand, the amendments were adopted.

On motion of Rep. Durand, the resolution, as amended, was concurred in.

SENATE CONCURRENT RESOLUTION NO. 65—

BY SENATOR SCHEDLER

A CONCURRENT RESOLUTION

To re-authorize and provide with respect to the Louisiana Public Mental Health Review Commission.

Read by title.

On motion of Rep. Durand, the resolution was concurred in.

**House Concurrent Resolutions Returned
from the Senate with Amendments**

The following House Concurrent Resolutions returned from the Senate with amendments to be concurred in by the House were taken up and acted upon as follows:

HOUSE CONCURRENT RESOLUTION NO. 62—

BY REPRESENTATIVE CRAVINS

A CONCURRENT RESOLUTION

To direct the clerk of the House of Representatives and the secretary of the Senate, upon the death of a legislator, to notify the office of facility planning and control within the division of administration of the death of the legislator; to direct the office of facility planning and control within the division of administration to expeditiously notify the clerk of the House of Representatives and the secretary of the Senate about any capital outlay requests the deceased legislator had submitted for inclusion in the capital outlay budget or Capital Outlay Bill for the current fiscal year and for the next fiscal year; and to direct the clerk of the House of Representatives and the secretary of the Senate, upon receipt of such information from the office of facility planning, to notify in a timely manner each legislator who represents in whole or in part the area formerly represented by the deceased legislator about any such capital outlay requests submitted by the deceased legislator.

Read by title.

The above resolution was taken up with the amendments proposed by the Senate.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Senate and Governmental Affairs to Engrossed House Concurrent Resolution No. 62 by Representative Cravins

AMENDMENT NO. 1

On page 2 , line 11, after "legislator had" insert "an interest in having"

AMENDMENT NO. 2

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

"BE IT FURTHER RESOLVED that information provided by the office of facility planning and control shall be based on the inclusion of information on the project request which identifies a deceased legislator as a legislator at interest or shall be based on the zip code of the location of the project identifying the project as being located in the deceased legislator's district."

Rep. Cravins moved that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Faucheux	Odinot
Alario	Frith	Pierre
Alexander	Gallot	Pinac
Ansardi	Geymann	Pitre
Badon	Glover	Powell, M.
Baldone	Gray	Powell, T.
Barrow	Greene	Richmond
Baudoin	Guillory, E.	Ritchie
Baylor	Guillory, M.	Robideaux
Beard	Hammitt	Romero
Bowler	Heaton	Scalise
Bruce	Hebert	Schneider
Bruneau	Hill	Smiley
Burns	Hopkins	Smith, G.
Burrell	Hunter	Smith, J.D.—50th
Carter, K.	Hutter	Smith, J.H.—8th
Carter, R.	Jefferson	Smith, J.R.—30th
Cazayoux	Johns	St. Germain
Crane	Katz	Strain
Cravins	Kennard	Thompson
Crowe	Kenney	Toomy
Curtis	Kleckley	Townsend
Damico	LaBruzzo	Trahan
Dartez	LaFleur	Triche
DeWitt	LaFonta	Tucker
Doerge	Lambert	Walker
Dorsey	Lancaster	Walsworth
Dove	Marchand	White
Downs	Martiny	Winston
Durand	McDonald	Wooton
Erdey	McVea	Wright
Fannin	Morrell	
Farrar	Morrish	

Total - 97

NAYS

Total - 0

ABSENT

Arnold	Jackson	Waddell
Daniel	Montgomery	
Honey	Quezaire	

Total - 7

The amendments proposed by the Senate were concurred in by the House.

HOUSE CONCURRENT RESOLUTION NO. 159—
BY REPRESENTATIVE PITRE AND SENATOR DUPRE
A CONCURRENT RESOLUTION

To commend Reggie Galjour of South Lafourche High School upon his selection as a representative of south Louisiana at the Hugh

O'Brian World Leadership Congress in July in Washington, D.C.

Read by title.

The above resolution was taken up with the amendments proposed by the Senate.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Dupre to Original House Concurrent Resolution No. 159 by Representative Pitre

AMENDMENT NO. 1

On page 1, line 2, change "his" to "her"

AMENDMENT NO. 2

On page 2, lines 15 and 18, change "his" to "her"

AMENDMENT NO. 3

On page 2, line 20, change "he" to "she"

AMENDMENT NO. 4

On page 2, line 21, before "every" change "him" to "her" and before "future" change "his" to "her"

On motion of Rep. Pitre, the amendments proposed by the Senate were concurred in.

HOUSE CONCURRENT RESOLUTION NO. 105—
BY REPRESENTATIVE WINSTON

A CONCURRENT RESOLUTION

To continue and provide with respect to the Task Force on Legal Representation in Child Protection Cases created in the 2003 Regular Session pursuant to House Concurrent Resolution No. 44 and continued in the 2004 Regular Session pursuant to House Concurrent Resolution No. 59.

Read by title.

The above resolution was taken up with the amendments proposed by the Senate.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Judiciary A to Engrossed House Concurrent Resolution No. 105 by Representative Winston

AMENDMENT NO. 1

On page 2, line 23 change "House of Representative" to "Legislature".

On motion of Rep. Winston, the amendments proposed by the Senate were concurred in.

HOUSE CONCURRENT RESOLUTION NO. 118—
BY REPRESENTATIVE CROWE

A CONCURRENT RESOLUTION

To urge and request the clerks of court and recorders of mortgages to employ computer software to redact the first five digits of social security numbers appearing on any recorded document which is to be made available to the public over the Internet.

Read by title.

The above resolution was taken up with the amendments proposed by the Senate.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Judiciary A to Engrossed House Concurrent Resolution No. 118 by Representative Crowe

AMENDMENT NO. 1

On page 1, line 4, after "document" insert "after August 15, 2005,"

On motion of Rep. Crowe, the amendments proposed by the Senate were concurred in.

House Bills and Joint Resolutions Returned from the Senate with Amendments

The following House Bills and Joint Resolutions returned from the Senate with amendments to be concurred in by the House were taken up and acted upon as follows:

HOUSE BILL NO. 297—

BY REPRESENTATIVES JOHNS, GEYMAN, E. GUILLORY, KLECKLEY, MORRISH, AND JOHN SMITH AND SENATORS MOUNT AND THEUNISSEN

AN ACT

To amend and reenact R.S. 47:302.14, relative to the dedication of certain sales tax revenues in Calcasieu Parish; to provide for the dedication of proceeds derived from state sales tax on hotel occupancy in Calcasieu Parish; to provide for the issuance of bonds secured by such proceeds; to provide for an effective date; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Finance to Engrossed House Bill No. 297 by Representative Johns

AMENDMENT NO. 1

On page 3, after line 6, insert the following:

"Section 3. This Act shall become effective only if the Act that originated as House Bill 542 of the 2005 Regular Session of the Legislature is enacted into law."

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Engrossed House Bill No. 297 by Representative Johns

AMENDMENT NO. 1

On page 2, lines 5 and 14, change "Sowella Technical Institute" to "SOWELA Technical Community College"

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Mount to Engrossed House Bill No. 297 by Representative Johns

AMENDMENT NO. 1

On page 2, line 5, after "Technical" change "Institute" to "Community College"

AMENDMENT NO. 2

On page 2, line 14, after "Technical" change "Institute" to "Community College"

Rep. Johns moved that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Faucheux	Morrish
Alario	Frith	Odinot
Alexander	Gallot	Pierre
Ansardi	Geymann	Pinac
Arnold	Glover	Pitre
Badon	Gray	Powell, M.
Baldone	Greene	Powell, T.
Barrow	Guillory, E.	Richmond
Baudoin	Guillory, M.	Ritchie
Baylor	Hammett	Robideaux
Beard	Heaton	Romero
Bowler	Hebert	Scalise
Bruneau	Hill	Schneider
Burns	Hopkins	Smiley
Burrell	Hunter	Smith, G.
Carter, K.	Hutter	Smith, J.D.—50th
Carter, R.	Jackson	Smith, J.H.—8th
Cazayoux	Jefferson	Smith, J.R.—30th
Crane	Johns	St. Germain
Cravins	Katz	Strain
Crowe	Kennard	Thompson
Curtis	Kenney	Toomy
Damico	Kleckley	Townsend
Daniel	LaBruzzo	Trahan
Dartez	LaFleur	Triche
DeWitt	LaFonta	Tucker
Doerge	Lambert	Waddell
Dorsey	Lancaster	Walker
Dove	Marchand	Walsworth
Downs	Martiny	White
Durand	McDonald	Winston
Erdey	McVea	Wooton
Fannin	Montgomery	Wright
Farrar	Morrell	
Total - 101		

NAYS

Total - 0

ABSENT

Bruce	Honey	Quezaire
Total - 3		

The amendments proposed by the Senate were concurred in by the House.

HOUSE BILL NO. 313—

BY REPRESENTATIVE HAMMETT

AN ACT

To enact Part XXXI of Chapter 13 of Title 38 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 38:3087.281 through 3087.297, relative to Lake St. John in Concordia Parish; to create the Lake St. John Recreation and Water Conservation District as a political subdivision of the state; to create and to

provide for a board of commissioners to manage the district; to provide for powers and duties of the district and the board; to authorize the board to levy taxes and parcels fees, issue bonds, and incur debt; to authorize the board to promulgate rules and regulations to accomplish the purposes of the district; to provide for penalties; to provide relative to the duties and powers of the Department of Transportation and Development and the Louisiana Wildlife and Fisheries Commission; to provide with respect to mineral leases; to provide for creation and construction of playgrounds and recreational facilities; to provide for the regulation of commercial establishments; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Transportation, Highways and Public Works to Reengrossed House Bill No. 313 by Representative Hammett

AMENDMENT NO. 1

On page 10, line 19, change "To" to "Pursuant to and in accordance with any statewide laws for the management, protection, or regulation of surface water, to"

Rep. Hammett moved that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Farrar	Morrell
Alario	Faucheux	Morrish
Alexander	Frith	Odinet
Ansardi	Gallot	Pierre
Arnold	Geymann	Pinac
Badon	Glover	Pitre
Baldone	Gray	Powell, M.
Barrow	Guillory, E.	Powell, T.
Baudoin	Guillory, M.	Quezaire
Baylor	Hammett	Richmond
Beard	Heaton	Ritchie
Bowler	Hebert	Robideaux
Bruce	Hill	Romero
Bruneau	Honey	Scalise
Burns	Hopkins	Smiley
Burrell	Hunter	Smith, G.
Carter, K.	Hutter	Smith, J.D.—50th
Carter, R.	Jackson	Smith, J.H.—8th
Cazayoux	Jefferson	Smith, J.R.—30th
Crane	Johns	St. Germain
Cravins	Katz	Strain
Crowe	Kennard	Thompson
Curtis	Kenney	Toomy
Damico	Kleckley	Townsend
Daniel	LaBruzzo	Trahan
Dartez	LaFleur	Triche
DeWitt	LaFonta	Tucker
Doerge	Lambert	Waddell
Dorsey	Lancaster	Walker
Dove	Marchand	Walsworth
Downs	Martiny	Winston
Durand	McDonald	Wooton

Erdey	McVea	Wright
Fannin	Montgomery	
Total - 101		
	NAYS	
Total - 0		
	ABSENT	
Greene	Schneider	White
Total - 3		

The amendments proposed by the Senate were concurred in by the House.

HOUSE BILL NO. 434—

BY REPRESENTATIVES CRANE, SALTER, ALARIO, DORSEY, HAMMETT, BRUCE, AND TOOMY AND SENATORS HINES, BAJOIE, HEITMEIER, AND MOUNT

AN ACT

To enact Chapter 41 of Title 17 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 17:3951, and R.S. 36:651(G)(2), relative to the creation of the High School Redesign Commission; to provide for the purpose of the commission; to provide for commission duties and responsibilities, membership, vacancies, compensation, and reporting requirements; to provide for an effective date; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Ullo to Reengrossed House Bill No. 434 by Representative Crane

AMENDMENT NO. 1

On page 3, between lines 8 and 9, insert the following:

"(20) A dean of a College of Education of a Louisiana public College or University, to be appointed by the Commission of Higher Education."

AMENDMENT NO. 2

On page 3, line 15, after "services" delete the remainder of the line and insert ", but may be reimbursed for actual expenses in accordance with state travel regulations should funds become available for this purpose."

Rep. Crane moved that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Faucheux	Morrish
Alario	Frith	Odinet
Alexander	Gallot	Pierre
Ansardi	Geymann	Pinac
Arnold	Glover	Pitre
Badon	Gray	Powell, M.
Baldone	Greene	Powell, T.
Barrow	Guillory, E.	Quezaire
Baudoin	Guillory, M.	Richmond
Baylor	Hammett	Ritchie
Beard	Heaton	Robideaux

Bowler	Hebert	Romero
Bruce	Hill	Scalise
Bruneau	Honey	Schneider
Burns	Hopkins	Smiley
Burrell	Hunter	Smith, G.
Carter, K.	Hutter	Smith, J.D.—50th
Carter, R.	Jackson	Smith, J.H.—8th
Cazayoux	Jefferson	Smith, J.R.—30th
Crane	Johns	St. Germain
Cravins	Katz	Strain
Crowe	Kennard	Thompson
Curtis	Kenney	Toomy
Damico	Kleckley	Townsend
Daniel	LaBruzzo	Trahan
Dartez	LaFleur	Triche
DeWitt	LaFonta	Tucker
Doerge	Lambert	Waddell
Dorsey	Lancaster	Walker
Dove	Marchand	Walsworth
Downs	Martiny	White
Durand	McDonald	Winston
Erdey	McVea	Wooton
Fannin	Montgomery	Wright
Farrar	Morrell	

Total - 104

NAYS

Total - 0

ABSENT

Total - 0

The amendments proposed by the Senate were concurred in by the House.

HOUSE BILL NO. 498—

BY REPRESENTATIVES KLECKLEY, GEYMAN, JOHNS, AND MORRISH AND SENATOR THEUNISSEN
AN ACT

To name a portion of Nelson Road Extension in Calcasieu Parish the L'Auberge Boulevard and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Transportation, Highways and Public Works to Engrossed House Bill No. 498 by Representative Kleckley

AMENDMENT NO. 1

On page 1, line 6, after "north" change "right of way" to "right-of-way" and after "Lake Road" delete the remainder of the line and delete line 7 in its entirety and insert "to the south right-of-way of the Interstate 210 is hereby named L'Auberge Boulevard. The"

Rep. Kleckley moved that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Farrar	Morrell
Alario	Faucheux	Morrish

Alexander	Gallot	Odinet
Ansardi	Geymann	Pierre
Arnold	Glover	Pinac
Badon	Gray	Pitre
Baldone	Greene	Powell, M.
Barrow	Guillory, E.	Powell, T.
Baudoin	Guillory, M.	Quezaire
Baylor	Hammett	Richmond
Beard	Heaton	Ritchie
Bowler	Hebert	Robideaux
Bruce	Hill	Romero
Bruneau	Honey	Scalise
Burns	Hopkins	Schneider
Burrell	Hunter	Smiley
Carter, K.	Hutter	Smith, G.
Carter, R.	Jackson	Smith, J.D.—50th
Cazayoux	Jefferson	Smith, J.H.—8th
Crane	Johns	Smith, J.R.—30th
Cravins	Katz	St. Germain
Crowe	Kennard	Strain
Curtis	Kenney	Thompson
Damico	Kleckley	Toomy
Daniel	LaBruzzo	Townsend
Dartez	LaFleur	Trahan
DeWitt	LaFonta	Tucker
Doerge	Lambert	Waddell
Dorsey	Lancaster	Walker
Dove	Marchand	Walsworth
Downs	Martiny	White
Durand	McDonald	Winston
Erdey	McVea	Wooton
Fannin	Montgomery	Wright

Total - 102

NAYS

Total - 0

ABSENT

Frith Triche

Total - 2

The amendments proposed by the Senate were concurred in by the House.

HOUSE BILL NO. 596—

BY REPRESENTATIVE FANNIN
AN ACT

To enact R.S. 36:509(U) and Part XXXI of Chapter 13 of Title 38 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 38:3087.281 through 3087.295, relative to the Jackson Parish Dugdemona Watershed Reservoir Authority; to create the Jackson Parish Dugdemona Watershed Reservoir Authority as a state agency; to provide for a board of commissioners to manage the reservoir authority; to provide for the powers and duties of the authority including the authority to issue bonds; to prohibit certain actions; to provide for penalties; to provide relative to the authority's relationship with the Department of Transportation and Development and the Louisiana Wildlife and Fisheries Commission; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Transportation, Highways and Public Works to Reengrossed House Bill No. 596 by Representative Fannin

AMENDMENT NO. 1

On page 5, at the end of line 9, delete "The" and delete line 10 in its entirety

AMENDMENT NO. 2

On page 5, line 11, delete "of commissioners each year."

Rep. Fannin moved that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Farrar	Morrell
Alario	Faucheux	Morrish
Alexander	Frith	Odinot
Ansardi	Gallot	Pierre
Arnold	Geymann	Pinac
Badon	Glover	Pitre
Baldone	Gray	Powell, M.
Barrow	Greene	Powell, T.
Baudoin	Guillory, E.	Quezaire
Baylor	Guillory, M.	Richmond
Beard	Hammett	Ritchie
Bowler	Heaton	Robideaux
Bruce	Hebert	Romero
Bruneau	Hill	Scalise
Burns	Honey	Smiley
Burrell	Hunter	Smith, G.
Carter, K.	Hutter	Smith, J.D.—50th
Carter, R.	Jackson	Smith, J.H.—8th
Cazayoux	Jefferson	Smith, J.R.—30th
Crane	Johns	St. Germain
Cravins	Katz	Strain
Crowe	Kennard	Thompson
Curtis	Kenney	Toomy
Damico	Kleckley	Townsend
Daniel	LaBruzzo	Trahan
Dartez	LaFleur	Triche
DeWitt	LaFonta	Tucker
Doerge	Lambert	Waddell
Dorsey	Lancaster	Walker
Dove	Marchand	Walsworth
Downs	Martiny	White
Durand	McDonald	Winston
Erdey	McVea	Wooton
Fannin	Montgomery	Wright

Total - 102

NAYS

Total - 0

ABSENT

Hopkins
Total - 2
Schneider

The amendments proposed by the Senate were concurred in by the House.

HOUSE BILL NO. 669—

BY REPRESENTATIVE MCVEA

AN ACT

To enact Chapter 44 of Title 34 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 34:3281 through 3286, to create the West Feliciana Parish Port Commission; to provide for a board of commissioners to manage the commission; to provide

for the powers and duties of the commission including the authority to levy taxes and issue bonds; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Transportation, Highways and Public Works to Reengrossed House Bill No. 669 by Representative McVea

AMENDMENT NO. 1

On page 1, delete line 4, and insert "to provide for"

AMENDMENT NO. 2

On page 2, line 5, delete "governed by a board" and insert "composed"

AMENDMENT NO. 3

On page 2, line 12, after "Foundation" and before the period "." insert ", or its successor"

AMENDMENT NO. 4

On page 2, at the end of line 13, delete "from"

AMENDMENT NO. 5

On page 2, line 14, delete "a list of nominations submitted by" and insert "nominated by a majority vote of"

AMENDMENT NO. 6

On page 2, delete lines 16 and 17 and insert in lieu thereof "Parish."

AMENDMENT NO. 7

On page 2, line 26, after "years." delete "The remaining commissioners" and insert "Any other commissioner appointed pursuant to Paragraph (2)"

AMENDMENT NO. 8

On page 2, line 27, after "years." insert "Thereafter, the successors to such commissioners shall be appointed for terms of six years."

AMENDMENT NO. 9

On page 3, delete lines 16 and 17 and insert in lieu thereof the following:

"D. The commissioners shall serve without compensation."

AMENDMENT NO. 10

On page 3, at the end of line 24, after "commissioners" insert a period "."

AMENDMENT NO. 11

On page 3, at the beginning of line 25, delete "of the board."

AMENDMENT NO. 12

On page 6, line 14, after "States" and before "Corps" insert "Army"

AMENDMENT NO. 13

On page 7, line 1, after "rights" insert a period "." and delete the remainder of the line and on line 2 delete "facilities existing on June 1, 2005."

AMENDMENT NO. 14

On page 7, line 10, after "lease." delete "expropriation."

AMENDMENT NO. 15

On page 8, line 4, after "years;" and before "however." insert "provided."

AMENDMENT NO. 16

On page 10, delete lines 14 through 28, and on page 11, delete lines 1 and 2

AMENDMENT NO. 17

On page 11, line 3, change "B." to "A."

AMENDMENT NO. 18

On page 11, line 8, after "proposition" insert "is"

AMENDMENT NO. 19

On page 11, line 25, change "C." to "B."

AMENDMENT NO. 20

On page 12, line 1, change "D." to "C."

AMENDMENT NO. 21

On page 12, line 7, change "E." to "D."

AMENDMENT NO. 22

On page 12, line 16, change "F." to "E."

AMENDMENT NO. 23

On page 12, line 28, change "G." to "F."

AMENDMENT NO. 24

On page 13, line 3, change "H." to "G."

AMENDMENT NO. 25

On page 13, line 9, change "I." to "H."

AMENDMENT NO. 26

On page 13, line 15, change "J." to "I."

AMENDMENT NO. 27

On page 13, line 21, change "K." to "J."

AMENDMENT NO. 28

On page 14, line 1, change "L." to "K."

AMENDMENT NO. 29

On page 14, line 4, change "M." to "L."

AMENDMENT NO. 30

On page 14, line 15, change "N." to "M."

AMENDMENT NO. 31

On page 14, line 21, change "O." to "N."

AMENDMENT NO. 32

On page 14, line 27, change "P." to "O."

Rep. McVea moved that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Fannin	Morrell
Alario	Faucheux	Morrish
Alexander	Frith	Odinot
Ansardi	Gallot	Pierre
Arnold	Geymann	Pinac
Badon	Glover	Pitre
Baldone	Gray	Powell, M.
Barrow	Greene	Powell, T.
Baudoin	Guillory, E.	Quezaire
Baylor	Guillory, M.	Richmond
Beard	Hammett	Ritchie
Bowler	Heaton	Robideaux
Bruce	Hebert	Romero
Bruneau	Honey	Scalise
Burns	Hopkins	Smiley
Burrell	Hunter	Smith, G.
Carter, K.	Hutter	Smith, J.D.-50th
Carter, R.	Jackson	Smith, J.H.-8th
Cazayoux	Jefferson	Smith, J.R.-30th
Crane	Johns	St. Germain
Cravins	Katz	Strain
Crowe	Kennard	Thompson
Curtis	Kenney	Toomy
Damico	Kleckley	Townsend
Daniel	LaBruzzo	Trahan
Dartez	LaFonta	Triche
DeWitt	Lambert	Tucker
Doerge	Lancaster	Waddell
Dorsey	Marchand	Walker
Dove	Martiny	Walsworth
Downs	McDonald	White
Durand	McVea	Winston
Erdey	Montgomery	Wright

Total - 99

NAYS

Schneider

Total - 1

ABSENT

Farrar	LaFleur
Hill	Wooton

Total - 4

The amendments proposed by the Senate were concurred in by the House.

HOUSE BILL NO. 821 (Substitute for House Bill No. 129 by Representative Montgomery)—

BY REPRESENTATIVES MONTGOMERY, GALLOT, M. GUILLORY, ST. GERMAIN, WALSWORTH, AND DARTEZ AND SENATOR N. GAUTREAUX

AN ACT

To amend and reenact R.S. 13:1899(C), relative to the assessment of costs in criminal cases in city courts; to provide for a more uniform and in some instances an increase in court costs in criminal matters to fund the offices of marshals and constables of the courts; to provide for an exception, and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Adley to Reengrossed House Bill No. 821 by Representative Montgomery

AMENDMENT NO. 1

On page 3, delete lines 26 and 27.

Rep. Gallot moved that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Farrar	Morrish
Alario	Faucheux	Odinot
Ansardi	Frith	Pierre
Arnold	Gallot	Pinac
Badon	Glover	Pitre
Baldone	Gray	Powell, T.
Barrow	Guillory, E.	Quezaire
Baudoin	Guillory, M.	Richmond
Baylor	Heaton	Ritchie
Bowler	Hebert	Robideaux
Bruce	Hill	Romero
Bruneau	Honey	Schneider
Burns	Hopkins	Smith, G.
Burrell	Hunter	Smith, J.D.—50th
Carter, K.	Hutter	Smith, J.H.—8th
Carter, R.	Jackson	Smith, J.R.—30th
Cazayoux	Jefferson	St. Germain
Crane	Katz	Strain
Cravins	Kennard	Thompson
Curtis	Kenney	Toomy
Damico	Kleckley	Townsend
Daniel	LaFleur	Trahan
Dartez	LaFonta	Triche
DeWitt	Lancaster	Walker
Doerge	Marchand	Walsworth
Dorsey	Martiny	White
Dove	McDonald	Wooton
Downs	McVea	Wright
Durand	Montgomery	
Fannin	Morrell	
Total - 88		

NAYS

Alexander	Greene	Smiley
Beard	Lambert	Tucker
Crowe	Powell, M.	Waddell

Erdey	Scalise
Total - 11	ABSENT

Geymann	Johns	Winston
Hammett	LaBruzzo	
Total - 5		

The amendments proposed by the Senate were concurred in by the House.

HOUSE BILL NO. 17—

BY REPRESENTATIVES T. POWELL, BRUCE, BURRELL, CRAVINS, MARTINY, JANE SMITH, TRICHE, WHITE, AND WOOTON

AN ACT

To amend and reenact Code of Criminal Procedure Article 571.1, relative to time limitations for prosecuting certain sex offenses; to amend the time limitations for instituting prosecutions for certain sex offenses involving a victim under the age of seventeen years; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator N. Gautreaux to Engrossed House Bill No. 17 by Representative T. Powell

AMENDMENT NO. 1

On page 1, line 2, after "amend and reenact" insert "R.S. 15:538(D) and"

AMENDMENT NO. 2

On page 1, line 2, after "571.1," insert "to provide relative to conditions of probation, parole, and suspension or diminution of sentence and"

AMENDMENT NO. 3

On page 1, line 2, after "571.1" delete "relative to"

AMENDMENT NO. 4

On page 1, line 3, after "sex offenses;" insert "to provide for additional conditions of probation and parole in certain cases;"

AMENDMENT NO. 5

On page 1, after line 19, insert "Section 2. R.S. 15:538(D) is hereby amended and reenacted to read as follows:

§538. Conditions of probation, parole, and suspension or diminution of sentence

* * *

D.

* * *

(2) Any sexual offender, whose offense involved a minor child, and who was placed on probation or was paroled prior to August 15, 2004, shall have the following prohibitions added as conditions of probation and parole pursuant to Code of Criminal Procedure Articles 895 and 896 or R.S. 15:574.4 and R.S. 15:574.7:

(a) Going in, on, or within one thousand feet of the school property of any public or private elementary or secondary school, or the physical presence in any motor vehicle or other means of conveyance owned, leased, or contracted by such school to transport students to or from school or a school-related activity when persons under the age of eighteen years are present on the school property or in a school vehicle.

(b) Going in, on, or within one thousand feet of a day care facility, playground, public or private youth center, public swimming pool, or free-standing video arcade facility.

(c) Physically residing within one thousand feet of any public or private elementary or secondary school, day care facility, playground, public or private youth center, public swimming pool, or free-standing video arcade facility.

(d) Communicating, either in written or oral form, with the victim or a family member of the victim, unless the victim consents to such communication in writing.

↔ (3)(a) It shall not be a violation of Subsection(D)(1)(a) or Subsection (D)(2)(a) of this Section if the offender has permission to be present on school premises from the superintendent of the school board in the case of a public school or the principal or headmaster in the case of a private school.

(b) If permission is granted to an offender to be present on public school property by the superintendent for that public school pursuant to this Paragraph, then the superintendent shall notify the principal at least twenty-four hours in advance of the visit by the offender. This notification shall include the nature of the visit and the date and time in which the sex offender will be present in the school. The offender shall notify the office of the principal upon arrival on the school property and upon departing from the school. If the offender is to be present in the vicinity of children, the offender shall remain under the direct supervision of a school official.

↔ (4) For purposes of this Subsection:

(a) "School property" means any property used for school purposes, including but not limited to school buildings, playgrounds, and parking lots.

(b) "Sexual offender" means a person defined as a sex offender in R.S. 15:536(A).

↔ (5) Whoever violates the provisions of this Subsection shall have his probation, parole or suspension of sentence revoked and shall be fined not more than one thousand dollars or imprisoned for not more than six months, or both.

↔ (6) Notwithstanding the provisions of this Subsection, a requirement that a defendant not go in, on, or within one thousand feet of certain premises does not apply to a defendant while the defendant is in or going immediately to or from a:

(a) Community supervision and corrections department office;

(b) Premises at which the defendant is participating in a program, activity or work required as a condition of community supervision;

(c) Residential facility in which the defendant is required to reside as a condition of community supervision, if the facility was in operation as a residence for defendants on community supervision on June 1, 2004; or

(d) Private residence at which the defendant is required to reside as a condition of community supervision."

Rep. Tank Powell moved that the amendments proposed by the Senate be rejected.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Faucheux	Odinot
Alario	Frith	Pierre
Alexander	Gallot	Pinac
Ansardi	Geymann	Pitre
Arnold	Glover	Powell, M.
Badon	Gray	Powell, T.
Baldone	Greene	Quezaire
Barrow	Guillory, E.	Richmond
Baudoin	Guillory, M.	Ritchie
Baylor	Hammett	Robideaux
Beard	Heaton	Romero
Bowler	Hebert	Scalise
Bruce	Hill	Schneider
Bruneau	Honey	Smiley
Burns	Hopkins	Smith, G.
Burrell	Hunter	Smith, J.D.-50th
Carter, K.	Hutter	Smith, J.H.-8th
Carter, R.	Jackson	Smith, J.R.-30th
Cazayoux	Jefferson	St. Germain
Crane	Katz	Strain
Cravins	Kennard	Thompson
Crowe	Kenney	Toomy
Curtis	Kleckley	Townsend
Damico	LaBruzzo	Trahan
Daniel	LaFleur	Triche
Dartez	LaFonta	Tucker
DeWitt	Lambert	Waddell
Doerge	Lancaster	Walker
Dorsey	Marchand	Walsworth
Dove	Martiny	White
Downs	McDonald	Winston
Durand	McVea	Wooton
Erdey	Montgomery	Wright
Fannin	Morrell	
Farrar	Morrish	

Total - 103

NAYS

Total - 0

ABSENT

Johns

Total - 1

The amendments proposed by the Senate were rejected.

Conference committee appointment pending.

Conference Committee Appointment

The Speaker appointed the following conferees on the part of the House to confer with a like committee from the Senate on the disagreement to House Bill No. 17: Reps. Martiny, Tank Powell, and Ritchie.

**HOUSE BILL NO. 20—
BY REPRESENTATIVES STRAIN AND SCHNEIDER
AN ACT**

To enact R.S. 40:989.1, relative to controlled dangerous substances; to create the crime of the unlawful production, manufacture, distribution, or possession of a material, compound, mixture, or preparation intended for human consumption which contains a

hallucinogenic plant; to provide for definitions; to provide for penalties; to provide for exceptions; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Engrossed House Bill No. 20 by Representative Strain

AMENDMENT NO. 1

On page 2, line 13, at the beginning of the line change "(2)" to "(4)" and on line 21, at the beginning of the line change "(3)" to "(5)" and move lines 13 through 22 to follow line 11 on page 4

AMENDMENT NO. 2

On page 2, line 23, at the beginning of the line change "(4)" to "(2)"

AMENDMENT NO. 3

On page 4, line 5, change "(5)" to "(3)"

Rep. Strain moved that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Frith	Morrish
Alario	Gallot	Pierre
Alexander	Geymann	Pinac
Ansardi	Glover	Pitre
Arnold	Gray	Powell, M.
Badon	Greene	Powell, T.
Baldone	Guillory, E.	Quezaire
Barrow	Guillory, M.	Richmond
Baudoin	Hammett	Ritchie
Baylor	Heaton	Robideaux
Beard	Hebert	Romero
Bruce	Hill	Scalise
Bruneau	Honey	Schneider
Burns	Hopkins	Smiley
Burrell	Hunter	Smith, G.
Carter, K.	Hutter	Smith, J.D.—50th
Carter, R.	Jackson	Smith, J.H.—8th
Cazayoux	Jefferson	Smith, J.R.—30th
Crane	Johns	St. Germain
Cravins	Katz	Strain
Crowe	Kennard	Thompson
Damico	Kennedy	Toomy
Daniel	Kleckley	Townsend
Dartez	LaBruzzo	Trahan
DeWitt	LaFleur	Triche
Doerge	LaFonta	Tucker
Dorsey	Lambert	Waddell
Dove	Lancaster	Walker
Downs	Marchand	Walsworth
Durand	Martiny	White
Erdey	McDonald	Winston
Fannin	McVea	Wooton
Farrar	Montgomery	Wright
Faucheux	Morrell	

Total - 101

NAYS

Total - 0

ABSENT

Bowler

Curtis

Odinot

Total - 3

The amendments proposed by the Senate were concurred in by the House.

HOUSE BILL NO. 32—

BY REPRESENTATIVE ANSARDI

AN ACT

To amend and reenact Children's Code Article 423(A)(2), relative to hearing officers; to provide for the acceptance of agreements reached in court-ordered mediation; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Judiciary A to Engrossed House Bill No. 32 by Representative Ansardi

AMENDMENT NO. 1

On page 1, line 15, after "Chapter 6" insert "of Title IV"

Rep. Ansardi moved that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Faucheux	Morrish
Alario	Frith	Pierre
Alexander	Gallot	Pinac
Ansardi	Geymann	Pitre
Arnold	Glover	Powell, M.
Badon	Gray	Powell, T.
Baldone	Greene	Quezaire
Barrow	Guillory, E.	Richmond
Baudoin	Guillory, M.	Ritchie
Baylor	Hammett	Robideaux
Beard	Heaton	Romero
Bowler	Hebert	Scalise
Bruce	Hill	Schneider
Bruneau	Honey	Smiley
Burns	Hopkins	Smith, G.
Burrell	Hunter	Smith, J.D.—50th
Carter, K.	Hutter	Smith, J.H.—8th
Carter, R.	Jackson	Smith, J.R.—30th
Cazayoux	Jefferson	St. Germain
Crane	Johns	Strain
Cravins	Katz	Thompson
Crowe	Kennard	Toomy
Curtis	Kennedy	Townsend
Damico	Kleckley	Trahan
Daniel	LaBruzzo	Triche
Dartez	LaFleur	Tucker
DeWitt	LaFonta	Waddell
Doerge	Lambert	Walker

Dorsey	Lancaster	Walsworth
Dove	Marchand	White
Downs	Martiny	Winston
Durand	McDonald	Wooton
Erdey	McVea	Wright
Fannin	Montgomery	
Farrar	Morrell	
Total - 103		

NAYS

Total - 0

ABSENT

Odinet
Total - 1

The amendments proposed by the Senate were concurred in by the House.

HOUSE BILL NO. 294—

BY REPRESENTATIVE TOWNSEND
AN ACT

To enact R.S. 2:135.1(A)(4), relative to the lease of certain airport facilities at the Natchitoches Regional Airport; to exempt leases from provisions on leases of public lands; to require the governing authority of certain airports to meet certain requirements; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator B. Gautreaux to Engrossed House Bill No. 294 by Representative Townsend

AMENDMENT NO. 1

On page 1, line 18, after "(4)" insert "(a)"

AMENDMENT NO. 2

On page 2, between lines 8 and 9 insert as follows:

"(b) The governing authority of the Natchitoches Regional Airport shall give notice of the intent to enter into a lease for an area of operations space as provided for in Subparagraph (a) of this Paragraph. Such notice shall be published in the official journal of the parish of Natchitoches at least once a week for three consecutive weeks. The last day of publication shall be at least ten days prior to the execution of the lease. The notice shall state the parties to the lease and set forth a short summary of the its terms, conditions, and purposes."

Rep. Townsend moved that the amendments proposed by the Senate be rejected.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Faucheux	Morrish
Alario	Frith	Pierre
Alexander	Gallot	Pinac
Ansardi	Glover	Pitre
Arnold	Gray	Powell, M.
Badon	Greene	Powell, T.

Baldone	Guillory, E.	Quezaire
Barrow	Guillory, M.	Richmond
Baylor	Hammett	Ritchie
Bowler	Heaton	Robideaux
Bruce	Hebert	Romero
Bruneau	Hill	Scalise
Burns	Honey	Schneider
Burrell	Hopkins	Smiley
Carter, K.	Hunter	Smith, G.
Carter, R.	Hutter	Smith, J.D.—50th
Cazayoux	Jackson	Smith, J.H.—8th
Crane	Jefferson	Smith, J.R.—30th
Cravins	Johns	St. Germain
Crowe	Katz	Strain
Curtis	Kenney	Thompson
Damico	Kleckley	Toomy
Daniel	LaBruzzo	Townsend
Dartez	LaFleur	Trahan
DeWitt	LaFonta	Triche
Doerge	Lambert	Tucker
Dorsey	Lancaster	Waddell
Dove	Marchand	Walker
Downs	Martiny	Walsworth
Durand	McDonald	White
Erdey	McVea	Winston
Fannin	Montgomery	Wooton
Farrar	Morrell	Wright
Total - 99		

NAYS

Total - 0

ABSENT

Baudoin	Geymann	Odinet
Beard	Kennard	
Total - 5		

The amendments proposed by the Senate were rejected.

Conference committee appointment pending.

Conference Committee Appointment

The Speaker appointed the following conferees on the part of the House to confer with a like committee from the Senate on the disagreement to House Bill No. 294: Reps. Hammett, Quezaire, and Townsend.

HOUSE BILL NO. 214—

BY REPRESENTATIVE GALLOT
AN ACT

To enact Title XXII-A of Book III of the Civil Code, consisting of Civil Code Articles 3338 through 3368; and R.S. 44:77 through 80, 111 through 119, and 171; to amend and reenact Civil Code Articles 517, 1554, 2021, 2035, 2442, and 3337; Code of Civil Procedure Articles 3752 and 4362; R.S. 9:4833 and 4834; R.S. 13:901; and R.S. 44:71, 72, 73, 75, and 131; to repeal Civil Code Articles 3308, 3309, 3310, 3314, 3320(A) and (B), 3321 through 3324, and 3327 through 3336; R.S. 9:2371(A) and (B), 2721(A), 2721.1, 2722, 2728, 2733, 2741 through 2757, 5141, 5161, 5162, 5165, 5166, 5167(A) through (D), 5168 through 5207, 5214 through 5216, 5502, and 5556; R.S. 13:752 through 755, 913, and 3727; R.S. 35:17; and R.S. 44:76, 102 and 103, 132 through 136, 138, 162, 163, 202, 203, 232, 232.1, 233, and 268; and to redesignate R.S. 9:2731 as R.S. 31:216 and R.S. 9:2732 as R.S. 31:217, all relative to the recordation of documents in the mortgage and conveyance records and the consolidation of the laws affecting the recordation of documents; to provide for the rules relative to the recordation of documents affecting immovable property; to provide for the duties and liability of the recorders; to provide for the effect of

recording as to third persons; to provide the limits to the effect of recording and for matters not of record; to provide for the recording of duplicate documents; to provide for the place of recording; to provide for the stamping of documents by the recorder, the failure to endorse, and the presumption as to time of filing; to provide for the effect of ancient documents; to provide for information required to be in recorded acts and the effect of omissions; to provide for the cancellation of mortgages and liability for incorrect or false requests for cancellation; to provide for the recording of transfers, amendments, and releases; to provide for the method and duration of the recording of mortgages and the method of reinscription; to provide for the vendor's privilege and mortgage protecting the interest of a minor; to provide for the reinscription of notices of contract; to provide for the requirements for indexing names by the recorders; to provide for the office of mortgages and conveyances and for the establishment of branch offices; to provide for limitations of liability of the clerk and for insurance against liability; to provide for certified copies of records and their effect, recording of notice of lease, certificate of encumbrances, and recording of military discharge papers; to provide for the effect of an order of discharge in bankruptcy on recorded acts; to provide for the method of establishing the authenticity of documents; to provide for actions against the recorder; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Judiciary A to Reengrossed House Bill No. 214 by Representative Gallot

AMENDMENT NO. 1

On page 1, line 8, after "2733," change "2741 through 2575" to "2742 through 2744, 2746 through 2757"

AMENDMENT NO. 2

On page 1, line 11, after "2733," change "2741 through 2757" to "2742 through 2744, 2746 through 2757"

AMENDMENT NO. 3

On page 17, between lines 1 and 2, insert the following:

"(3) Releasing or canceling an encumbrance pursuant to a request filed in accordance with this Chapter."

Rep. Gallot moved that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Fauchoux	Morrish
Alario	Frith	Pierre
Alexander	Gallot	Pinac
Ansardi	Geymann	Pitre
Arnold	Glover	Powell, M.
Badone	Gray	Powell, T.
Baldone	Greene	Quezaire
Barrow	Guillory, E.	Richmond
Baudoin	Guillory, M.	Ritchie

Baylor	Hammett	Romero
Beard	Heaton	Scalise
Bowler	Hebert	Schneider
Bruce	Hill	Smiley
Bruneau	Honey	Smith, G.
Burns	Hopkins	Smith, J.D.-50th
Burrell	Hunter	Smith, J.H.-8th
Carter, K.	Hutter	Smith, J.R.-30th
Carter, R.	Jackson	St. Germain
Cazayoux	Jefferson	Strain
Crane	Katz	Thompson
Cravins	Kennard	Toomy
Crowe	Kenney	Townsend
Curtis	Kleckley	Trahan
Damico	LaBruzzo	Triche
Daniel	LaFleur	Tucker
Dartez	LaFonta	Waddell
DeWitt	Lambert	Walker
Dorsey	Lancaster	Walsworth
Dove	Marchand	White
Downs	Martiny	Winston
Durand	McDonald	Wooton
Erdey	McVea	Wright
Fannin	Montgomery	
Farrar	Morrell	

Total - 100

NAYS

Total - 0

ABSENT

Doerge	Odinet
Johns	Robideaux

Total - 4

The amendments proposed by the Senate were concurred in by the House.

HOUSE BILL NO. 258—
BY REPRESENTATIVE BRUNEAU
AN ACT

To enact R.S. 13:1336(D) and 1338, relative to the jurisdiction of the Criminal District Court for the Parish of Orleans; to provide for commitment jurisdiction of the court when the criminal court determines a mentally defective defendant is incapable of standing trial, is a danger to himself or others, and is unlikely in the foreseeable future to be capable of standing trial; to provide for the transfer of all pending cases filed in the Civil District Court for the Parish of Orleans; to provide for an order of transfer; to provide for delivery of the records; to grant the criminal sheriff for the Criminal District Court for the Parish of Orleans the authority to make service and return of court processes; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Judiciary C to Engrossed House Bill No. 258 by Representative Bruneau

AMENDMENT NO. 1

On page 1, line 2, change "13:1336(D)" to "13:1336(C)"

AMENDMENT NO. 2

On page 1, line 12, change "13:1336(D)" to "13:1336(C)"

AMENDMENT NO. 3

On page 1, line 16, change "D.(1)" to "C.(1)"

Rep. Bruneau moved that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Faucheux	Morrish
Alario	Frith	Pierre
Alexander	Gallot	Pinac
Ansardi	Geymann	Pitre
Arnold	Glover	Powell, M.
Badon	Gray	Powell, T.
Baldone	Greene	Quezaire
Baylor	Guillory, E.	Richmond
Beard	Guillory, M.	Ritchie
Bowler	Hammett	Robideaux
Bruce	Heaton	Romero
Bruneau	Hebert	Scalise
Burns	Hill	Schneider
Burrell	Honey	Smiley
Carter, K.	Hopkins	Smith, G.
Carter, R.	Hunter	Smith, J.D.—50th
Cazayoux	Hutter	Smith, J.H.—8th
Crane	Jackson	Smith, J.R.—30th
Cravins	Jefferson	St. Germain
Crowe	Katz	Strain
Curtis	Kennard	Thompson
Damico	Kenney	Toomy
Daniel	Kleckley	Townsend
Dartez	LaBruzzo	Trahan
DeWitt	LaFleur	Triche
Doerge	LaFonta	Tucker
Dorsey	Lambert	Walsworth
Dove	Lancaster	White
Downs	Marchand	Winston
Durand	Martiny	Wooton
Erdey	McDonald	Wright
Fannin	McVea	
Farrar	Montgomery	
Total - 97		

NAYS

Total - 0

ABSENT

Barrow	Morrell	Walker
Baudoin	Odinet	
Johns	Waddell	
Total - 7		

The amendments proposed by the Senate were concurred in by the House.

HOUSE BILL NO. 276—
BY REPRESENTATIVE BALDONE
AN ACT

To enact R.S. 14:72.4, relative to disposal of property with fraudulent intent; to create and define the crime of disposal of property with fraudulent intent; to provide for penalties; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Judiciary C to Engrossed House Bill No. 276 by Representative Baldone

AMENDMENT NO. 1

On page 1, lines 2 and 3, after "fraudulent" insert "or malicious"

AMENDMENT NO. 2

On page 1, lines 7, 11, and 15, after "fraudulent" insert "or malicious"

Rep. Baldone moved that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Faucheux	Morrish
Alario	Frith	Odinet
Alexander	Gallot	Pierre
Ansardi	Geymann	Pinac
Arnold	Glover	Pitre
Badon	Gray	Powell, M.
Baldone	Greene	Powell, T.
Barrow	Guillory, E.	Quezaire
Baudoin	Guillory, M.	Richmond
Baylor	Hammett	Ritchie
Beard	Heaton	Robideaux
Bowler	Hebert	Romero
Bruce	Hill	Scalise
Bruneau	Honey	Schneider
Burns	Hopkins	Smiley
Burrell	Hunter	Smith, G.
Carter, K.	Hutter	Smith, J.D.—50th
Carter, R.	Jackson	Smith, J.H.—8th
Cazayoux	Jefferson	Smith, J.R.—30th
Crane	Johns	St. Germain
Cravins	Katz	Strain
Crowe	Kennard	Thompson
Curtis	Kenney	Toomy
Damico	Kleckley	Townsend
Daniel	LaBruzzo	Trahan
Dartez	LaFleur	Triche
DeWitt	LaFonta	Tucker
Doerge	Lambert	Waddell
Dorsey	Lancaster	Walker
Dove	Marchand	Walsworth
Downs	Martiny	White
Durand	McDonald	Winston
Erdey	McVea	Wooton
Fannin	Montgomery	Wright
Farrar	Morrell	
Total - 104		

NAYS

Total - 0

ABSENT

Total - 0

The amendments proposed by the Senate were concurred in by the House.

HOUSE BILL NO. 308—

BY REPRESENTATIVE BOWLER
AN ACT

To amend and reenact Civil Code Article 3549, relative to conflict of laws; to provide for the applicability of law governing prescription and peremption; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Engrossed House Bill No. 308 by Representative Bowler

AMENDMENT NO. 1

On page 1, line 9, at the beginning of the line insert "A."

AMENDMENT NO. 2

On page 1, line 12, at the beginning of the line insert "B."

AMENDMENT NO. 3

On page 2, line 3, at the beginning of the line insert "C."

Rep. Bowler moved that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Fannin	Morrell
Alario	Farrar	Morrish
Alexander	Faucheux	Odinot
Ansardi	Frith	Pierre
Arnold	Gallot	Pinac
Badon	Glover	Pitre
Baldone	Gray	Powell, T.
Baudoin	Guillory, E.	Quezaire
Baylor	Guillory, M.	Richmond
Beard	Hammett	Ritchie
Bowler	Heaton	Romero
Bruce	Hebert	Scalise
Bruneau	Hill	Schneider
Burns	Honey	Smiley
Burrell	Hunter	Smith, G.
Carter, K.	Hutter	Smith, J.D.—50th
Carter, R.	Jackson	Smith, J.R.—30th
Cazayoux	Jefferson	St. Germain
Crane	Katz	Thompson
Cravins	Kenney	Toomy
Curtis	Kleckley	Townsend
Damico	LaBruzzo	Trahan
Daniel	LaFleur	Triche
Dartez	LaFonta	Tucker
DeWitt	Lancaster	Walker
Doerge	Marchand	Walsworth
Dorsey	Martiny	White
Dove	McDonald	Wooton
Downs	McVea	Wright
Durand	Montgomery	
Total - 89		

NAYS

Barrow	Kennard	Strain
Crowe	Lambert	Waddell
Geymann	Powell, M.	
Greene	Robideaux	
Total - 10		

ABSENT

Erdey	Johns	Winston
Hopkins	Smith, J.H.—8th	
Total - 5		

The amendments proposed by the Senate were concurred in by the House.

HOUSE BILL NO. 388—

BY REPRESENTATIVES FANNIN, MCDONALD, THOMPSON, AND WALSWORTH AND SENATOR KOSTELKA
AN ACT

To amend and reenact R.S. 38:3097.2(1) through (4), 3097.3(C)(5), and 3097.6, relative to ground water management; to provide for definitions; to provide for powers and duties of the commissioner of conservation; to provide for determination of areas of ground water concern and critical areas of ground water concern; to provide for applications under current consideration and declared critical ground water areas; to provide for rules and regulations; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Environmental Quality to Reengrossed House Bill No. 388 by Representative Fannin

AMENDMENT NO. 1

On page 4, line 7, after "Act" delete the remainder of the line and insert a "." period

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Malone to Reengrossed House Bill No. 388 by Representative Fannin

AMENDMENT NO. 1

On page 3, at the end of line 5, after "boundaries." insert:

"At least thirty days prior to holding the public hearing, the commissioner shall provide copies of the draft order to the House Committee on Natural Resources and to the Senate Committee on Natural Resources."

Rep. Fannin moved that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Farrar	Morrish
Alario	Faucheux	Odinot
Alexander	Gallot	Pierre
Ansardi	Geymann	Pinac
Arnold	Glover	Pitre
Badon	Gray	Powell, M.

Baldone	Greene	Powell, T.
Barrow	Guillory, E.	Quezaire
Baudoin	Guillory, M.	Richmond
Baylor	Hammett	Ritchie
Beard	Heaton	Robideaux
Bowler	Hebert	Romero
Bruce	Hill	Scalise
Bruneau	Honey	Schneider
Burns	Hopkins	Smiley
Burrell	Hunter	Smith, G.
Carter, K.	Hutter	Smith, J.H.—8th
Carter, R.	Jackson	Smith, J.R.—30th
Cazayoux	Jefferson	St. Germain
Crane	Katz	Strain
Cravins	Kennard	Thompson
Crowe	Kenney	Toomy
Curtis	LaBruzzo	Townsend
Damico	LaFleur	Trahan
Daniel	LaFonta	Triche
DeWitt	Lambert	Tucker
Doerge	Lancaster	Waddell
Dorsey	Marchand	Walker
Dove	Martiny	Walsworth
Downs	McDonald	White
Durand	McVea	Winston
Erdey	Montgomery	Wooton
Fannin	Morrell	Wright

Total - 99

NAYS

Total - 0

ABSENT

Dartez	Johns	Smith, J.D.—50th
Frith	Kleckley	

Total - 5

The amendments proposed by the Senate were concurred in by the House.

HOUSE BILL NO. 547—

BY REPRESENTATIVE GREENE

AN ACT

To enact R.S. 14:81.3, relative to sexual offenses affecting minors; to create the crime of computer-aided solicitation of a minor; to define the crime of computer-aided solicitation of a minor; to provide for criminal penalties; to provide for definitions; to provide with respect to defenses; to provide for an exception; to provide for the disposition of material seized in connection to this crime; to provide with respect to sex offender registration and notification requirements; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Judiciary C to Engrossed House Bill No. 547 by Representative Greene

AMENDMENT NO. 1

On page 2, line 1, after "B.(1)", delete the remainder of the line and delete lines 2 and 3 in their entirety

AMENDMENT NO. 2

On page 2, line 4, delete "(2)" and delete "with a minor who has not"

AMENDMENT NO. 3

On page 2, at the beginning of line 5, delete "yet attained the age of thirteen years"

AMENDMENT NO. 4

On page 2, line 8, change "(3)" to "(2)"

Rep. Greene moved that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Farrar	Odinot
Alario	Faucheux	Pierre
Alexander	Frith	Pinac
Ansardi	Gallot	Pitre
Arnold	Geymann	Powell, M.
Badon	Glover	Powell, T.
Baldone	Gray	Quezaire
Barrow	Greene	Richmond
Baudoin	Guillory, E.	Ritchie
Baylor	Guillory, M.	Robideaux
Beard	Hammett	Romero
Bowler	Heaton	Scalise
Bruce	Hebert	Schneider
Bruneau	Honey	Smiley
Burns	Hunter	Smith, G.
Burrell	Hutter	Smith, J.D.—50th
Carter, K.	Jackson	Smith, J.H.—8th
Carter, R.	Jefferson	Smith, J.R.—30th
Cazayoux	Katz	St. Germain
Crane	Kennard	Strain
Cravins	Kenney	Thompson
Crowe	Kleckley	Toomy
Curtis	LaBruzzo	Townsend
Damico	LaFleur	Trahan
Daniel	LaFonta	Triche
Dartez	Lambert	Tucker
DeWitt	Lancaster	Waddell
Doerge	Marchand	Walker
Dorsey	Martiny	Walsworth
Dove	McDonald	White
Downs	McVea	Winston
Durand	Montgomery	Wooton
Erdey	Morrell	Wright
Fannin	Morrish	

Total - 101

NAYS

Total - 0

ABSENT

Hill	Hopkins	Johns
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Total - 3

The amendments proposed by the Senate were concurred in by the House.

HOUSE BILL NO. 572—

BY REPRESENTATIVE TRICHE

AN ACT

To amend and reenact R.S. 3:2364(B)(1) and (E), relative to the Louisiana Animal Welfare Fund; to provide relative to state funding; to provide relative to transfer and distribution of funds;

to provide for maintenance of financial records; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Agriculture, Forestry, Aquaculture, and Rural Development to Engrossed House Bill No. 572 by Representative Triche

AMENDMENT NO. 1

On page 1, line 2, change "R.S. 3:2364(B)(1) and (E)" to "R.S. 3:2364(E)"

AMENDMENT NO. 2

On page 1, line 3, after "Fund;", delete "to provide relative to state funding;"

AMENDMENT NO. 3

On page 1, line 7, change "R.S. 3:2364(B)(1) and (E) are" to "R.S. 3:2364(E) is"

AMENDMENT NO. 4

On page 1, delete lines 11 through 17

Rep. Triche moved that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns of names: Mr. Speaker, Frith, Odinet, Alario, Gallot, Pierre, Alexander, Geymann, Pinac, Ansardi, Glover, Pitre, Arnold, Gray, Powell, M., Badon, Greene, Powell, T., Baldone, Guillory, E., Quezaire, Barrow, Guillory, M., Richmond, Baudoin, Hammett, Ritchie, Baylor, Heaton, Robideaux, Beard, Hebert, Romero, Bowler, Hill, Scalise, Bruneau, Honey, Schneider, Burns, Hopkins, Smiley, Burrell, Hunter, Smith, G., Carter, K., Hutter, Smith, J.D.-50th, Carter, R., Jackson, Smith, J.H.-8th, Cazayoux, Jefferson, Smith, J.R.-30th, Crane, Johns, St. Germain, Cravins, Katz, Strain, Crowe, Kennard, Thompson, Curtis, Kenney, Toomy, Damico, Kleckley, Townsend, Daniel, LaBruzzo, Trahan, Dartez, LaFleur, Triche, DeWitt, LaFonta, Tucker, Doerge, Lambert, Waddell, Dorsey, Lancaster, Walker, Dove, Marchand, Walsworth

Table with 3 columns of names: Downs, Martiny, White, Durand, McDonald, Winston, Erdey, McVea, Wooton, Fannin, Montgomery, Wright, Farrar, Morrell, Faucheux, Morrish, Total - 103

NAYS

Total - 0

ABSENT

Bruce Total - 1

The amendments proposed by the Senate were concurred in by the House.

HOUSE BILL NO. 625— BY REPRESENTATIVE DEWITT AN ACT

To amend and reenact R.S. 13:2591(A) and R.S. 15:254.1(A), 254.2, 254.3, 254.4, 254.5(D), 254.6(A), 254.7, 254.8(A), and 255(A)(1) and (4), (E)(1), (4), and (5), and (G), and to enact R.S. 15:255(K), relative to witness fees paid to off-duty law enforcement officers and relative to extra compensation for certain law enforcement officers and firemen; to require local governing authorities to transmit witness fees to the employer of certain law enforcement officers; to require the Department of Public Safety and Corrections to remit the extra compensation paid by the state to the local governing authorities for payment to individual eligible employees; to require local governing authorities to be responsible for calculating and withholding certain deductions for taxes on behalf of the employee; to provide for an effective date; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Romero to Engrossed House Bill No. 625 by Representative DeWitt

AMENDMENT NO. 1

On page 3, line 1, change "twenty-five" to "twenty-five fifty"

AMENDMENT NO. 2

On page 3, between lines 15 and 16 insert the following:

"B.(1) The maximum allowable fee to be received by an officer on any given day when he is summoned in an off-duty status shall be ~~seventy-five~~ one hundred fifty dollars per day, no matter how many summonses he receives per specific day. Said sum shall be in addition to any other compensation the law enforcement officer is eligible to receive from his or her employer."

Rep. DeWitt moved that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Farrar	Odinet
Alario	Faucheux	Pierre
Alexander	Frith	Pinac
Ansardi	Gallot	Pitre
Arnold	Geymann	Powell, M.
Badon	Glover	Powell, T.
Baldone	Gray	Quezaire
Barrow	Guillory, E.	Richmond
Baudoin	Guillory, M.	Ritchie
Baylor	Hammett	Robideaux
Beard	Heaton	Romero
Bowler	Hill	Scalise
Bruce	Honey	Schneider
Bruneau	Hopkins	Smiley
Burns	Hunter	Smith, G.
Burrell	Hutter	Smith, J.D.—50th
Carter, K.	Jackson	Smith, J.H.—8th
Carter, R.	Jefferson	Smith, J.R.—30th
Cazayoux	Johns	St. Germain
Crane	Katz	Strain
Cravins	Kenney	Thompson
Crowe	Kleckley	Toomy
Curtis	LaBruzzo	Townsend
Damico	LaFleur	Trahan
Daniel	LaFonta	Triche
Dartez	Lambert	Tucker
DeWitt	Lancaster	Waddell
Doerge	Marchand	Walker
Dorsey	Martiny	Walsworth
Dove	McDonald	White
Downs	McVea	Winston
Durand	Montgomery	Wooton
Erdey	Morrell	Wright
Fannin	Morrish	

Total - 101

NAYS

Total - 0

ABSENT

Greene	Hebert	Kennard
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Total - 3

The amendments proposed by the Senate were concurred in by the House.

House Bills and Joint Resolutions on Third Reading and Final Passage

The following House Bills and Joint Resolutions on third reading and final passage were taken up and acted upon as follows:

Regular Calendar

HOUSE BILL NO. 458—
BY REPRESENTATIVES DOWNS AND MCDONALD
AN ACT

To amend and reenact R.S. 17:416(B)(1)(b), relative to the suspension and expulsion of certain public school students found carrying or possessing a knife; to require a school principal to take certain disciplinary action under specified circumstances; to provide exceptions; and to provide for related matters.

Read by title.

Rep. Downs moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Farrar	Morrell
Alario	Faucheux	Morrish
Alexander	Frith	Pierre
Ansardi	Gallot	Pinac
Arnold	Geymann	Pitre
Badon	Glover	Powell, M.
Baldone	Gray	Powell, T.
Baudoin	Greene	Quezaire
Baylor	Guillory, E.	Richmond
Beard	Guillory, M.	Ritchie
Bowler	Hammett	Robideaux
Bruce	Heaton	Romero
Bruneau	Hill	Scalise
Burns	Honey	Schneider
Burrell	Hopkins	Smiley
Carter, K.	Hunter	Smith, G.
Carter, R.	Hutter	Smith, J.H.—8th
Cazayoux	Jackson	Smith, J.R.—30th
Crane	Jefferson	St. Germain
Cravins	Johns	Strain
Crowe	Katz	Thompson
Curtis	Kennard	Toomy
Damico	Kenney	Townsend
Daniel	Kleckley	Trahan
Dartez	LaBruzzo	Triche
DeWitt	LaFleur	Waddell
Doerge	Lambert	Walker
Dorsey	Lancaster	Walsworth
Dove	Marchand	White
Downs	Martiny	Winston
Durand	McDonald	Wooton
Erdey	McVea	Wright
Fannin	Montgomery	

Total - 98

NAYS

Barrow
Total - 1

ABSENT

Hebert	Odinet	Tucker
LaFonta	Smith, J.D.—50th	
Total - 5		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Downs moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

Suspension of the Rules

On motion of Rep. DeWitt, the rules were suspended to limit the author or proponent handling the legislative instrument to ten minutes for opening remarks and all subsequent speakers on the instrument to five minutes.

HOUSE BILL NO. 613—
BY REPRESENTATIVE BURNS
AN ACT

To enact Chapter 43 of Title 17 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 17:4011 through 4014, relative to educational vouchers; to establish the Vouchers for Students in Failing Schools Pilot Program; to provide for the purposes of the program; to provide program eligibility requirements for

participating students and nonpublic schools; to provide for the issuance and value of educational vouchers to parents of eligible students; to provide relative to continued eligibility criteria and funding adjustments pursuant to the program; to provide for program administration and implementation by the state Department of Education; to provide for certain admissions procedures and limitations; to provide for applicability; and to provide for related matters.

Read by title.

Rep. Richmond sent up floor amendments which were read as follows:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Richmond to Engrossed House Bill No. 613 by Representative Burns

AMENDMENT NO. 1

On page 1, line 19, after "students" delete the remainder of the line and delete line 20 and on line 21, delete "persons according to the latest decennial census"

AMENDMENT NO. 2

On page 2, line 17, after "resides" delete the remainder of the line and on line 18, delete "thousand persons according to the latest federal decennial census"

AMENDMENT NO. 3

On page 3, at the end of line 16, add the following:

"If a student withdraws from an eligible nonpublic school and enrolls in any public school after October first of the school year, the nonpublic school shall return to the department, seventy-five percent of the amount of the voucher received by the nonpublic school for the student in accordance with time lines and procedures as provided by rules for the administration and implementation of the program adopted as provided in Subsection A of this Section. Such rules also shall include a requirement that the department, upon receipt of such returned voucher amount, allocate such amount to the city, parish, or other local public school system in which the student is enrolled."

Rep. Fauchaux asked for and obtained a division of the question.

Rep. Richmond moved adoption of Amendment Nos. 1 and 2.

Rep. Burns objected.

By a vote of 34 yeas and 67 nays, the amendments were rejected.

Rep. Richmond moved adoption of Amendment No. 3.

Rep. Burns objected.

By a vote of 45 yeas and 57 nays, the amendments were rejected.

Rep. Jackson sent up floor amendments which were read as follows:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Jackson to Engrossed House Bill No. 613 by Representative Burns

AMENDMENT NO. 1

On page 4, between lines 13 and 14, insert the following:

"(4) The school shall meet the same standards of school accountability as required for public schools."

Rep. Jackson moved the adoption of the amendments.

Rep. Burns objected.

By a vote of 48 yeas and 52 nays, the amendments were rejected.

Rep. Burns moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Table listing names of representatives who voted 'YEAS' in three columns: Alario, Alexander, Ansardi, Arnold, Badon, Baldone, Baudoin, Beard, Bowler, Bruce, Bruneau, Burns, Cazayoux, Crane, Crowe, Damico, Daniel, Dove, Downs, Durand, Fannin, Total - 62; Fauchaux, Frith, Geymann, Greene, Guillory, E., Hebert, Hutter, Johns, Katz, Kennard, Kenney, Kleckley, LaBruzzo, LaFleur, Lancaster, Martiny, McDonald, McVea, Montgomery, Morrish, Odinet; Pitre, Powell, M., Powell, T., Robideaux, Scalise, Smiley, Smith, G., Smith, J.D.-50th, Strain, Thompson, Toomy, Triche, Tucker, Waddell, Walker, Walsworth, White, Winston, Wooton, Wright

NAYS

Table listing names of representatives who voted 'NAYS' in three columns: Mr. Speaker, Barrow, Baylor, Burrell, Carter, K., Carter, R., Cravins, Curtis, Dartez, DeWitt, Doerge, Dorsey, Erdey, Total - 37; Farrar, Gallot, Glover, Gray, Guillory, M., Hill, Hopkins, Hunter, Jackson, Jefferson, LaFonta, Lambert, Marchand; Morrell, Pierre, Pinac, Quezaire, Richmond, Ritchie, Smith, J.H.-8th, Smith, J.R.-30th, St. Germain, Townsend, Trahan

ABSENT

Table listing names of representatives who were 'ABSENT' in two columns: Hammett, Heaton, Total - 5; Honey, Romero; Schneider

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Burns moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

Suspension of the Rules

On motion of Rep. Curtis, and under a suspension of the rules, the above roll call was corrected to reflect him as voting nay.

HOUSE BILL NO. 867—
BY REPRESENTATIVE LABRUZZO
AN ACT

To amend and reenact R.S. 47:303(A)(3) and 337.86(A), relative to the sales and use tax levied by the state and its political subdivisions; to provide with respect to the credit against the use tax for sales and use taxes paid on vehicles purchased and titled in other states; to provide for an effective date; and to provide for related matters.

Read by title.

Rep. LaBruzzo moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Glover	Pitre
Alario	Greene	Powell, M.
Alexander	Guillory, E.	Powell, T.
Arnold	Guillory, M.	Quezaire
Badon	Hammitt	Richmond
Baldone	Heaton	Ritchie
Baylor	Hill	Robideaux
Bowler	Honey	Romero
Bruce	Hopkins	Scalise
Bruneau	Hunter	Schneider
Burns	Hutter	Smiley
Burrell	Jackson	Smith, G.
Carter, R.	Jefferson	Smith, J.D.—50th
Cazayoux	Johns	Smith, J.R.—30th
Cravins	Katz	St. Germain
Crowe	Kennard	Strain
Damico	Kenney	Thompson
Daniel	Kleckley	Toomy
DeWitt	LaBruzzo	Townsend
Doerge	LaFleur	Trahan
Dove	Lambert	Triche
Downs	Lancaster	Tucker
Durand	Martiny	Waddell
Erdey	McDonald	Walker
Fannin	McVea	Walsworth
Farrar	Montgomery	Winston
Faucheux	Morrish	Wooton
Frith	Odinet	Wright
Gallot	Pierre	
Geymann	Pinac	
Total - 88		

NAYS

Curtis	Hebert	Morrell
Dartez	Marchand	
Total - 5		

ABSENT

Ansardi	Carter, K.	LaFonta
Barrow	Crane	Smith, J.H.—8th
Baudoin	Dorsey	White
Beard	Gray	
Total - 11		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. LaBruzzo moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

Notice of Intention to Call

Pursuant to House Rule No. 8.26(A), Rep. Faucheux gave notice of his intention to call House Bill No. 440 from the calendar for future action.

Notice of Intention to Call

Pursuant to House Rule No. 8.26(A), Rep. Walsworth gave notice of his intention to call House Bill No. 689 from the calendar for future action.

HOUSE BILL NO. 881 (Substitute for House Bill No. 463 by Representative Marchand)—

BY REPRESENTATIVE MARCHAND
AN ACT

To amend R.S. 40:2154(F) and R.S. 46:1408(E)(2), (F) and (G), 1412(G)(2), (H) and (I), and 1454(D) and to enact R.S. 40:2154(G) and (H) and R.S. 46:1408(H) and (I), 1412(K) and (L), and 1454(E) and (F), relative to license and application fees for child care facilities, child placing agencies, transitional youth residences, and adult residential care facilities; to provide for the imposition and collection of fees; and to provide for related matters.

Suspension of the Rules

On motion of Rep. Marchand, and under a suspension of the rules, the above bill was taken up out of its regular order at this time.

Called from the calendar.

Read by title.

Motion

On motion of Rep. Marchand, the bill was withdrawn from the files of the House.

HOUSE BILL NO. 692—

BY REPRESENTATIVE WOOTON
AN ACT

To enact Code of Criminal Procedure Article 336.2, relative to operating a vehicle while intoxicated; to require an ignition interlock device as a condition of release on bail for certain persons arrested for certain alcohol-related driving offenses; to provide for procedures; to provide for waiver of this requirement by courts in certain circumstances; and to provide for related matters.

Suspension of the Rules

On motion of Rep. Wooton, and under a suspension of the rules, the above bill was taken up out of its regular order at this time.

Called from the calendar.

Read by title.

Rep. Wooton moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Fauchoux	Pierre
Alario	Frith	Pinac
Alexander	Gallot	Pitre
Ansardi	Geymann	Powell, M.
Arnold	Glover	Powell, T.
Badon	Greene	Quezaire
Baldone	Guillory, E.	Ritchie
Barrow	Guillory, M.	Robideaux
Baudoin	Hammett	Scalise
Baylor	Hebert	Schneider
Beard	Hill	Smiley
Bruce	Honey	Smith, G.
Bruneau	Hopkins	Smith, J.D.—50th
Burns	Hunter	Smith, J.H.—8th
Burrell	Hutter	Smith, J.R.—30th
Carter, R.	Jefferson	St. Germain
Cazayoux	Johns	Strain
Crane	Katz	Thompson
Cravins	Kennard	Toomy
Crowe	Kenney	Townsend
Damico	Kleckley	Trahan
Daniel	LaBruzzo	Triche
Dartez	LaFleur	Tucker
DeWitt	Lambert	Waddell
Doerge	Lancaster	Walker
Dorsey	Marchand	Walsworth
Dove	Martiny	White
Downs	McDonald	Winston
Durand	McVea	Wooton
Erdey	Montgomery	Wright
Fannin	Morrish	
Farrar	Odinot	

Total - 94

NAYS

Bowler	Morrell
Total - 2	

ABSENT

Carter, K.	Heaton	Richmond
Curtis	Jackson	Romero
Gray	LaFonta	
Total - 8		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Wooton moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

HOUSE BILL NO. 744—
BY REPRESENTATIVE CROWE

AN ACT

To enact R.S. 40:1662.19, relative to motor vehicles; to restrict the duplication of keys based on vehicle identification numbers; and to provide for related matters.

Suspension of the Rules

On motion of Rep. Crowe, and under a suspension of the rules, the above bill was taken up out of its regular order at this time.

Called from the calendar.

Read by title.

Rep. Crowe sent up floor amendments which were read as follows:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Crowe to Engrossed House Bill No. 744 by Representative Crowe

AMENDMENT NO. 1

On page 1, delete line 7, and insert "A. No person"

AMENDMENT NO. 2

On page 1, line 8, delete "dealer, or used motor vehicle dealer"

AMENDMENT NO. 3

On page 1, line 12, after "A" and before "registration" insert "valid driver's license and a"

AMENDMENT NO. 4

On page 1, delete lines 14 through 19 and insert the following:

"B. Lending institutions, licensed repossession agencies, licensed automobile auctions, and licensed automobile dealers shall be exempt from the provision of Subsection A of this Section requiring proof of ownership to obtain a key for a motor vehicle based only on a vehicle identification number.

C. Licensed locksmiths and locksmith shop technicians shall be exempt from the provision of Subsection A of this Section prohibiting production, reproduction, or duplication of a key for a motor vehicle based only on a vehicle identification number without first obtaining sufficient proof of ownership or authorization from the motor vehicle owner."

AMENDMENT NO. 5

On page 2, line 1, change "B" to "D"

On motion of Rep. Crowe, the amendments were adopted.

Rep. Crowe moved the final passage of the bill, as amended.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Frith	Pierre
Alario	Gallot	Pinac
Alexander	Glover	Pitre
Ansardi	Greene	Powell, M.
Arnold	Guillory, E.	Powell, T.
Badon	Guillory, M.	Quezaire
Baldone	Hammett	Richmond
Barrow	Hebert	Ritchie
Baudoin	Hill	Robideaux
Baylor	Honey	Romero
Bowler	Hopkins	Scalise
Bruce	Hunter	Schneider
Bruneau	Hutter	Smiley
Burns	Jackson	Smith, G.
Burrell	Jefferson	Smith, J.D.—50th
Carter, R.	Johns	Smith, J.R.—30th
Crane	Katz	St. Germain
Cravins	Kennard	Strain
Crowe	Kenney	Thompson

Curtis	LaBruzzo	Toomy
Damico	LaFleur	Townsend
Daniel	LaFonta	Trahan
Dartez	Lambert	Triche
Doerge	Lancaster	Tucker
Dorsey	Marchand	Waddell
Dove	Martiny	Walker
Downs	McDonald	Walsworth
Durand	McVea	White
Erdey	Montgomery	Winston
Fannin	Morrell	Wooton
Farrar	Morrish	Wright
Faucheux	Odinet	

Total - 95

NAYS

Total - 0

ABSENT

Beard	DeWitt	Heaton
Carter, K.	Geymann	Kleckley
Cazayoux	Gray	Smith, J.H.—8th

Total - 9

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Crowe moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

HOUSE BILL NO. 362—
BY REPRESENTATIVES QUEZAIRE AND ST. GERMAIN AND SENATOR AMEDEE

AN ACT

To amend and reenact R.S. 38:326.1(C) and to enact R.S. 38:326.1(E), relative to the Lafourche Basin Levee District; to provide with respect to training requirements of police officers; to authorize the district to contract for certain law enforcement services with sheriffs' offices within the boundaries of the levee district; and to provide for related matters.

Suspension of the Rules

On motion of Rep. Quezaire, and under a suspension of the rules, the above bill was taken up out of its regular order at this time.

Called from the calendar.

Read by title.

Motion

On motion of Rep. Quezaire, the bill was returned to the calendar.

HOUSE BILL NO. 711—
BY REPRESENTATIVE MORRELL
AN ACT

To enact R.S. 40:2533(C) and (D), relative to personnel files of law enforcement officers; to require a complaint involving domestic abuse made against an officer to be expunged from his file; to provide for conditions for expungement; to define applicable ordinances and statutes for which expungement is available; to prohibit the filing of certain untimely complaints in the personnel file of a law enforcement officer; and to provide for related matters.

Suspension of the Rules

On motion of Rep. Morrell, and under a suspension of the rules, the above bill was taken up out of its regular order at this time.

Called from the calendar.

Read by title.

Rep. Morrell sent up floor amendments which were read as follows:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Morrell to Engrossed House Bill No. 711 by Representative Morrell

AMENDMENT NO. 1

On page 1, line 2, after "R.S. 40:2533(C) and before the comma "," delete "and D"

AMENDMENT NO. 2

On page 1, line 3, after "require" and before "involving" delete "a complaint" and insert "certain complaints"

AMENDMENT NO. 3

On page 1, line 4, after "file;" and before "to define" delete "to provide for conditions for expungement;"

AMENDMENT NO. 4

On page 1, delete line 6 in its entirety

AMENDMENT NO. 5

On page 1, at the beginning of line 7, delete "officer;"

AMENDMENT NO. 6

On page 1, line 9, after "R.S. 40:2533(C)" and before the comma "," delete "and (D)"

AMENDMENT NO. 7

On page 1, line 15, after "if" delete the remainder of the line in its entirety and insert in lieu thereof "the complaint was made anonymously to the police department and the charges are not substantiated within twelve months of the lodging of the complaint."

AMENDMENT NO. 8

On page 1, delete lines 16 through 19 in their entirety

AMENDMENT NO. 9

On page 2, delete lines 1 through 9 in their entirety

AMENDMENT NO. 10

On page 2, delete lines 16 through 20 in their entirety

On motion of Rep. Morrell, the amendments were adopted.

Rep. Morrell moved the final passage of the bill, as amended.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Durand	Montgomery
Alario	Fannin	Morrell
Ansardi	Farrar	Odinot
Arnold	Faucheux	Pierre
Badon	Frith	Pinac
Baldone	Guillory, E.	Quezairé
Baylor	Hammett	Ritchie
Bowler	Honey	Smith, G.
Bruce	Hunter	Smith, J.D.-50th
Bruneau	Jackson	Strain
Burrell	Jefferson	Thompson
Carter, R.	Kennard	Toomy
Cravins	Kenney	Tucker
Curtis	LaFleur	Walker
Damico	LaFonta	Walsworth
Daniel	Lancaster	White
Dartez	Marchand	Wooton
DeWitt	Martiny	Wright
Dorsey	McDonald	
Downs	McVea	
Total - 58		

NAYS

Alexander	Hill	Scalise
Baudoin	Hopkins	Schneider
Burns	Hutter	Smiley
Cazayoux	Johns	Smith, J.H.-8th
Crowe	Kleckley	Smith, J.R.-30th
Doerge	Lambert	St. Germain
Dove	Morrish	Trahan
Erdey	Pitre	Triche
Geymann	Powell, M.	Waddell
Greene	Powell, T.	Winston
Hebert	Robideaux	
Total - 32		

ABSENT

Barrow	Glover	LaBruzzo
Beard	Gray	Richmond
Carter, K.	Guillory, M.	Romero
Crane	Heaton	Townsend
Gallot	Katz	
Total - 14		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Morrell moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

Suspension of the Rules

On motion of Rep. Morrell, the rules were suspended in order to take up and consider Petitions, Memorials and Communications at this time.

Petitions, Memorials and Communications

The following petitions, memorials, and communications were received and read:

Message from the Senate

HOUSE CONCURRENT RESOLUTIONS

June 9, 2005

To the Honorable Speaker and Members of the House of Representatives:

I am directed to inform your honorable body that the Senate has concurred in the following House Concurrent Resolutions:

House Concurrent Resolution No. 19
Returned without amendments

House Concurrent Resolution No. 82
Returned without amendments

House Concurrent Resolution No. 83
Returned without amendments

House Concurrent Resolution No. 87
Returned without amendments

House Concurrent Resolution No. 92
Returned without amendments

House Concurrent Resolution No. 96
Returned with amendments

House Concurrent Resolution No. 97
Returned without amendments

House Concurrent Resolution No. 98
Returned with amendments

House Concurrent Resolution No. 135
Returned without amendments

House Concurrent Resolution No. 136
Returned without amendments

House Concurrent Resolution No. 163
Returned without amendments

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

Message from the Senate

HOUSE BILLS

June 9, 2005

To the Honorable Speaker and Members of the House of Representatives:

I am directed to inform your honorable body that the Senate has finally passed the following House Bills:

House Bill No. 10
Returned without amendments

House Bill No. 59
Returned with amendments

House Bill No. 67
Returned without amendments

House Bill No. 100
Returned without amendments

House Bill No. 118
Returned with amendments

House Bill No. 164
Returned without amendments

House Bill No. 241
Returned without amendments

House Bill No. 249
Returned with amendments

House Bill No. 253
Returned without amendments

House Bill No. 302
Returned with amendments

House Bill No. 331
Returned without amendments

House Bill No. 344
Returned without amendments

House Bill No. 365
Returned with amendments

House Bill No. 398
Returned with amendments

House Bill No. 402
Returned without amendments

House Bill No. 403
Returned without amendments

House Bill No. 408
Returned without amendments

House Bill No. 443
Returned without amendments

House Bill No. 448
Returned without amendments

House Bill No. 464
Returned with amendments

House Bill No. 475
Returned without amendments

House Bill No. 482
Returned without amendments

House Bill No. 490
Returned with amendments

House Bill No. 512
Returned with amendments

House Bill No. 558
Returned with amendments

House Bill No. 561
Returned with amendments

House Bill No. 569
Returned with amendments

House Bill No. 595
Returned without amendments

House Bill No. 601
Returned without amendments

House Bill No. 645
Returned without amendments

House Bill No. 696
Returned without amendments

House Bill No. 749
Returned with amendments

House Bill No. 777
Returned without amendments

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

Message from the Senate

**ASKING CONCURRENCE IN
SENATE CONCURRENT RESOLUTIONS**

June 9, 2005

To the Honorable Speaker and Members of the House of Representatives:

I am directed to inform your honorable body that the Senate has adopted and asks your concurrence in the following Senate Concurrent Resolutions:

Senate Concurrent Resolution Nos. 81 and 109

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

Message from the Senate

SENATE BILLS

June 9, 2005

To the Honorable Speaker and Members of the House of Representatives:

I am directed to inform your honorable body that the Senate has finally passed the following Senate Bills:

Senate Bill Nos. 320 and 353

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

Suspension of the Rules

On motion of Rep. Toomy, the rules were suspended in order to take up the bills contained in the message at this time.

**Senate Bills and Joint Resolutions
on First Reading**

The following Senate Bills and Joint Resolutions on first reading were taken up, read, and placed upon the calendar for their second reading:

SENATE BILL NO. 320—
BY SENATORS HEITMEIER AND MURRAY AND REPRESENTATIVE TOOMY

AN ACT

To amend and reenact R.S. 16:51(A)(6), (9), (12), (35), and (38), relative to assistant district attorneys; to provide for additional assistant district attorneys for certain judicial districts; to provide for an effective date conditioned upon funding out of the State General Fund; and to provide for related matters.

Read by title.

SENATE BILL NO. 353 (Substitute of Senate Bill No. 207 by Senator Lentini)—
BY SENATOR LENTINI

AN ACT

To amend and reenact R.S. 48:390(A) and 756(A)(2), to enact R.S. 48:390.1 and 755(D), and to repeal R.S. 48:390(C) and (D), relative to railroads; to provide relative to railroad grade crossings; to provide relative to such crossings which are located on roads not maintained by the state; to authorize the Department of Transportation and Development to evaluate such crossings; to provide relative to railroad grade crossing closures on such roads determined to be necessary by the department; to prohibit the use of such funds for other uses until such closures are complete; to provide relative to eligibility for Transportation Enhancement Funds and Off-System Bridge Funds; and to provide for related matters.

Read by title.

Message from the Senate

**APPOINTMENT OF
CONFERENCE COMMITTEE**

June 9, 2005

To the Honorable Speaker and Members of the House of Representatives:

I am directed to inform your honorable body that the President of the Senate has appointed the following committee to serve with a like committee from the House to confer on the disagreement to House Bill No. 17: Senators Schedler, Chaisson, and N. Gautreaux.

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

Message from the Senate

**APPOINTMENT OF
CONFERENCE COMMITTEE**

June 9, 2005

To the Honorable Speaker and Members of the House of Representatives:

I am directed to inform your honorable body that the President of the Senate has appointed the following committee to serve with a like committee from the House to confer on the disagreement to House Bill No. 294: Senators Smith, Ellington, and Boasso.

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

Message from the Senate

SIGNED SENATE CONCURRENT RESOLUTIONS

June 9, 2005

To the Honorable Speaker and Members of the House of Representatives:

I am directed to inform your honorable body that the President of the Senate has signed the following Senate Concurrent Resolutions:

Senate Concurrent Resolution Nos. 7, 26, 41, 84, 89, 90, 91, 92, 93, 94, 95, 96, 97, 98, 99, 100, 102, 103 and 105

and ask the Speaker of the House of Representatives to affix his signature to the same.

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

The Senate Concurrent Resolutions contained herein were signed by the Speaker of the House.

**Introduction of Resolutions,
House and House Concurrent**

The following members introduced the following entitled House and House Concurrent Resolutions, which were read the first time by their titles and placed upon the calendar for their second reading:

HOUSE RESOLUTION NO. 99—
BY REPRESENTATIVES THOMPSON, BRUNEAU, AND WADDELL
A RESOLUTION

To urge and request the Committee on House and Governmental Affairs to study the issues surrounding the processes involved in the delivery and distribution of items, materials, letters, packages, and information to the members of the House of Representatives during legislative sessions and make recommendations regarding standards and procedures to govern those processes to the House of Representatives no later than thirty days prior to the convening of the 2006 Regular Session of the Legislature.

Read by title.

Lies over under the rules.

HOUSE RESOLUTION NO. 100—
BY REPRESENTATIVES TUCKER AND ARNOLD
A RESOLUTION

To establish and provide for a task force to study and recommend how best to govern, manage, and supervise the effective and efficient delivery of public elementary and secondary education services to residents of the Algiers community in the city of New Orleans; to provide that the task force shall report study findings and recommendations in writing to the House and Senate education committees by not later than February 1, 2006; and to provide for related matters.

Read by title.

Lies over under the rules.

HOUSE CONCURRENT RESOLUTION NO. 179—

BY REPRESENTATIVE GRAY

A CONCURRENT RESOLUTION

To continue the work of House Concurrent Resolution No. 289 of the 2004 Regular Session regarding the study of issues relating to juvenile competency by creating a task force and to extend the period of time for the study of such issues to June 1, 2006.

Read by title.

Lies over under the rules.

HOUSE CONCURRENT RESOLUTION NO. 180—

BY REPRESENTATIVE DORSEY AND SENATOR BAJOEIE

A CONCURRENT RESOLUTION

To declare Wednesday, June 15, 2005, as the First Annual Beacon of Hope for Cancer Day in the Louisiana Legislature and to declare the support of the legislature for this cancer research fundraising and cancer awareness project of the American Cancer Society.

Read by title.

On motion of Rep. Dorsey, and under a suspension of the rules, the resolution was adopted.

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 181—

BY REPRESENTATIVES SALTER AND CROWE AND SENATORS HINES AND THEUNISSEN

A CONCURRENT RESOLUTION

To declare Tuesday, June 14, 2005, as Civic Education Day in the Louisiana Legislature.

Read by title.

On motion of Rep. Salter, and under a suspension of the rules, the resolution was adopted.

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 182—

BY REPRESENTATIVE GLOVER

A CONCURRENT RESOLUTION

To urge and request the Department of Health and Hospitals to study all viable opportunities to offer prescription drugs at no cost or reduced cost to Louisiana's uninsured and under-insured populations.

Read by title.

Lies over under the rules.

Reports of Committees

The following reports of committees were received and read:

Report of the Committee on Ways and Means

June 9, 2005

To the Speaker and Members of the House of Representatives:

Pursuant to a meeting held on June 8, 2005, I am directed by your Committee on Ways and Means to submit the following report:

House Concurrent Resolution No. 134, by LaFonta
Reported favorably. (15-0)

House Bill No. 410, by Farrar
Reported with amendments. (15-0) (Regular)

House Bill No. 474, by M. Jackson
Reported favorably. (16-0) (Regular)

House Bill No. 602, by Daniel
Reported with amendments. (15-0) (Regular)

House Bill No. 631, by K. Carter
Reported with amendments. (13-0) (Regular)

House Bill No. 634, by Hebert
Reported with amendments. (16-0) (Regular)

House Bill No. 747, by Hammett
Reported favorably. (16-0) (Regular)

House Bill No. 765, by Glover
Reported with amendments. (16-0) (Regular)

House Bill No. 818, by M. Jackson
Reported by substitute. (16-0) (Regular)

House Bill No. 871, by Marchand
Reported favorably. (17-0) (Regular)

BRYANT O. HAMMETT, JR.
Chairman

Suspension of the Rules

On motion of Rep. Hammett, the rules were suspended in order to take up and consider House and House Concurrent Resolutions at this time.

**House and House Concurrent Resolutions
Reported by Committee**

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

HOUSE CONCURRENT RESOLUTION NO. 134—

BY REPRESENTATIVE LAFONTA

A CONCURRENT RESOLUTION

To direct the secretary of the Department of Revenue to accept amended income tax returns for certain taxpayers and make refunds to reflect the appropriate amount of exemption for retirement income for certain persons sixty-five years or older.

Read by title.

Reported favorably by the Committee on Ways and Means.

On motion of Rep. Hammett, the resolution was ordered engrossed and passed to its third reading.

Suspension of the Rules

On motion of Rep. Hammett, the rules were suspended in order to take up House Bills contained in the committee report at this time.

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

The following House Bills and Joint Resolutions on second reading reported by committee were taken up and acted upon as follows:

HOUSE BILL NO. 410—

BY REPRESENTATIVE FARRAR

AN ACT

To enact R.S. 47:301(10)(y), relative to the state sales and use tax; to provide for a state sales tax exclusion for sales or purchases by churches; to provide for an effective date; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Ways and Means.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Ways and Means to Original House Bill No. 410 by Representative Farrar

AMENDMENT NO. 1

On page 1, delete lines 11 and 12 and insert the following:

"(y) The term "sale at retail" for purposes of the state sales and use tax levied on a sale or purchase by a church shall be reduced as follows:

(i) For the period beginning July 1, 2005, and ending June 30, 2006, sale at retail shall not include twenty-five percent of the sales price.

(ii) For the period beginning July 1, 2006, and ending June 30, 2007, sale at retail shall not include fifty percent of the sales price.

(iii) For the period beginning July 1, 2007, and ending June 30, 2008, sale at retail shall not include seventy-five percent of the sales price.

(iv) For periods beginning on or after July 1, 2008, the term "sale at retail" shall not include a sale or purchase by a church."

On motion of Rep. Hammett, the amendments were adopted.

On motion of Rep. Hammett, the bill, as amended, was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 474—

BY REPRESENTATIVE JACKSON

AN ACT

To enact Subpart Z of Part I of Chapter 1 of Subtitle II of Title 47 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 47:120.81, relative to state individual income tax checkoffs; to provide for a method for individuals to donate a portion of any refund due to the Community-based Primary Health Care Initiative Fund; to provide for collection and disbursement of the donation by the Department of Revenue; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Ways and Means.

On motion of Rep. Hammett, the bill was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 602—

BY REPRESENTATIVE DANIEL

AN ACT

To amend and reenact R.S. 47:6019(A)(1), (2), and (3)(a) and (b)(i) and (B), relative to the state historic rehabilitation credit; to provide for the administration of the credit by the state historic preservation office and the Department of Revenue; to provide for an effective date; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Ways and Means.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Ways and Means to Original House Bill No. 602 by Representative Daniel

AMENDMENT NO. 1

On page 3, line 26, after "approval" and before the period "." insert "and shall remain effective for all taxable years ending prior to January 1, 2009"

On motion of Rep. Hammett, the amendments were adopted.

On motion of Rep. Hammett, the bill, as amended, was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 631—

BY REPRESENTATIVES K. CARTER, HEATON, AND RICHMOND

AN ACT

To enact R.S. 47:6020, relative to tax credits; to authorize a sound recording investor tax credit against individual and corporation income taxes; to provide for certain procedures and collection; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Ways and Means.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Ways and Means to Original House Bill No. 631 by Representative K. Carter

AMENDMENT NO. 1

On page 1, at the end of line 2, between "investor" and "credit" insert "tax"

AMENDMENT NO. 2

On page 1, at the end of line 3, delete "transferability"

AMENDMENT NO. 3

On page 1, line 9, between "capital" and "base" insert "and infrastructure"

AMENDMENT NO. 4

On page 1, delete lines 14 and 15 in their entirety and insert "sound recordings" in Louisiana."

AMENDMENT NO. 5

On page 1, line 16, after "tax" and before "infrastructure" insert "and capital"

AMENDMENT NO. 6

On page 1, at the end of line 18, after "productions" and before the period "." insert "and infrastructure"

AMENDMENT NO. 7

On page 2, line 3, between "increased" and "competition" insert "global" and delete "with other states"

AMENDMENT NO. 8

On page 2, between lines 6 and 7, insert the following:

"(c) Encourage the development of a Louisiana music recording production infrastructure with state-of-the-art facilities."

AMENDMENT NO. 9

On page 2, at the end of line 9, after "costs" and before the period "." insert the following:

"and/or in a state-certified musical recording infrastructure project.

(2) "Expended in the state" in the case of tangible property shall mean property which is acquired from a source within the state, and in the case of services, shall mean services procured and performed in the state"

AMENDMENT NO. 10

On page 2, line 10, change "(2)" to "(3)"

AMENDMENT NO. 11

On page 2, line 15, change "(3)" to "(4)"

AMENDMENT NO. 12

On page 2, delete lines 23 through 25 in their entirety and insert the following:

"(5) "State-certified production" means a sound recording production, or a series of productions occurring over the course of a twelve-month period, and costs related to such production or productions that are approved by the Louisiana Department of Economic Development, the commissioner of administration and the office of the governor.

(6) "State-certified musical recording infrastructure project" means a musical recording capital infrastructure project and costs related to such project that are approved by the Louisiana Department of Economic Development, the commissioner of administration and the office of the governor."

AMENDMENT NO. 13

On page 2, line 26, delete "special" and insert "state-certified productions and infrastructure"

AMENDMENT NO. 14

On page 2, delete lines 27 and 28 and on page 3, delete lines 1 through 23 in their entirety and insert the following:

"(1) Until January 1, 2008, there is hereby authorized a credit against the state income tax for investments made in state-certified productions and state-certified musical recording infrastructure projects. The tax credit shall be earned by investors at the time expenditures are certified by the Louisiana Department of Economic Development according to the total base investment certified for the sound recording production company per calendar year. However, no credit shall be allowed under this Section for any expenditures for which a credit was granted under R.S. 47:6007.

(a) If the total base investment is greater than fifteen thousand dollars and less than or equal to one hundred fifty thousand dollars, each investor shall be allowed a tax credit of ten percent of the base investment made by that investor.

(b) If the total base investment is greater than one hundred fifty thousand dollars and less than or equal to one million dollars, each investor shall be allowed a tax credit of fifteen percent of the base investment made by that investor.

(c) If the total base investment is greater than one million dollars, each investor shall be allowed a tax credit of twenty percent of the base investment made by that investor.

(2) Sound recording investor tax credits associated with a state-certified production shall never exceed the total base investment in that production or musical recording infrastructure project.

(3) Except as otherwise provided in this Paragraph, the aggregate amount of credits certified for all investors pursuant to this Section during any calendar year shall not exceed five million dollars.

(a) An application for initial certification of a project shall be submitted to the Louisiana Department of Economic Development prior to the granting of the credit, and the granting of credits under this Section shall be on a first-come, first-served basis. The secretary of the Louisiana Department of Economic Development shall determine through the promulgation of rules the administration of the annual aggregate maximum. Prior to adoption, these rules shall be approved by the House Committee on Ways and Means and the Senate Committee on Revenue and Fiscal Affairs.

(b) If the total amount of credits applied for in any particular year exceeds the aggregate amount of tax credits allowed for that year, the excess will be treated as having been applied for on the first day of the subsequent year.

D.(1) The credit shall be allowed against the individual or corporate income tax for the taxable period in which the credit is earned. Any excess of the credit over the income tax liability against which the credit can be applied, shall constitute an overpayment, as defined in R.S. 47:1621(A), and the secretary shall make a refund of such overpayment from the current collections of the taxes imposed by Chapter 1 of Subtitle II of Title 47 of the Louisiana Revised Statutes of 1950, as amended. The right to a refund of any such overpayment shall not be subject to the requirements of R.S. 47:1621(B).

(2) Application of the credit. Individuals, estates and trusts shall claim any credit allowed under this Section on their income tax return."

AMENDMENT NO. 15

On page 3, line 24, change "(c)" to "(a)"

AMENDMENT NO. 16

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On page 3, line 26, change "(I)" to "(b)"

AMENDMENT NO. 17

On page 3, line 28, change "(ii)" to "(c)"

AMENDMENT NO. 18

On page 4, line 1, change "(iii)" to "(d)"

AMENDMENT NO. 19

On page 4, delete lines 3 through 29 and on page 5, delete lines 1 through 21 in their entirety and insert the following:

"(E) Certification and administration.

(1) The secretary of the Department of Economic Development shall determine through the adoption and promulgation of rules which projects and expenditures, including amounts expended in this state on state-certified infrastructure projects, qualify according to this Section. Prior to adoption, these rules shall be approved by the House Committee on Ways and Means and the Senate Committee on Revenue and Fiscal Affairs. When determining which projects qualify, the Louisiana Department of Economic Development shall take the following factors into consideration:

(a) The impact of the production on the immediate and long-term objectives of this Section.

(b) The impact of the production on the employment of Louisiana residents.

(c) The impact of the production on the overall economy of the state.

(d) The availability of similar infrastructure facilities within fifty miles of the proposed infrastructure project.

(2)(a) Application. An applicant for the sound recording investor tax credit shall submit an application for initial certification to the Louisiana Department of Economic Development that includes the following information:

(i) For state-certified productions the application shall include:

(aa) The distribution plan.

(bb) A preliminary budget including estimated Louisiana payroll and estimated base investment.

(cc) A description of the type of sound to be recorded.

(dd) A list of the principal creative elements including performing artist(s) and producer.

(ee) The name and address of the recording studio, or other location, where the recording production will take place.

(ff) A statement that the production will qualify as a state-certified production.

(gg) Estimated start and completion dates.

(ii) For state-certified musical recording infrastructure projects the application shall include:

(aa) A detailed description of the infrastructure project.

(bb) A preliminary budget.

(cc) A statement that the project meets the definition of a state-certified infrastructure project.

(dd) Estimated start and completion dates.

(b) If the application is incomplete, additional information may be requested prior to further action by the Louisiana Department of Economic Development.

(c) The Louisiana Department of Economic Development shall submit its initial certification of a project as a state-certified production or a state-certified musical recording infrastructure project to investors and to the secretary of the Department of Revenue. The initial certification shall include a unique identifying number for each state-certified production.

(d) Prior to any certification of the state-certified production or infrastructure project, the sound recording production company shall submit to the Louisiana Department of Economic Development a cost report of production or project expenditures which the Louisiana Department of Economic Development may require to be prepared by an independent certified public accountant. The Louisiana Department of Economic Development shall review such expenditures and shall issue a tax credit certification letter to the investors indicating the amount of tax credits certified for the state-certified production or state-certified infrastructure project.

(3) The secretary of the Louisiana Department of Economic Development, in consultation with the Department of Revenue, shall adopt and promulgate such rules and regulations as are necessary to carry out the intent and purposes of this Section in accordance with the general guidelines provided herein.

(4) Any taxpayer applying for the credit shall be required to reimburse the Louisiana Department of Economic Development for any audits required in relation to granting the credit.

(5) With input from the Legislative Fiscal Office, the Louisiana Department of Economic Development shall prepare a written report to be submitted to the House Committee on Ways and Means and the Senate Committee on Revenue and Fiscal Affairs no less than sixty days prior to the start of the Regular Session of the Legislature in 2007, and every second year thereafter. The report shall include the overall impact of the tax credits, the amount of the tax credits issued, the number of new jobs created, the amount of Louisiana payroll created, the economic impact of the tax credits and music industry, the amount of new infrastructure that has been developed in the state, and any other factors that describe the impact of the program."

On motion of Rep. Hammett, the amendments were adopted.

On motion of Rep. Hammett, the bill, as amended, was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 634—

BY REPRESENTATIVE HEBERT

AN ACT

To amend and reenact R.S. 47:715.1(A), relative to gasoline and special fuels taxes; to increase the refund for contract school bus drivers; to provide for an effective date; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Ways and Means.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Ways and Means to Original House Bill No. 634 by Representative Hebert

AMENDMENT NO. 1

On page 1, line 2, after "R.S. 47:715.1(A)" delete the remainder of the line and insert a comma "," and "relative to gasoline and special"

AMENDMENT NO. 2

On page 1, line 3, after "drivers" delete the remainder of the line and at the beginning of line 4 delete "non-taxable dyed special fuels in such buses"

AMENDMENT NO. 3

On page 1, line 7, delete "and R.S. 47:715.1(C)" and at the beginning of line 8 delete "is hereby enacted"

AMENDMENT NO. 4

On page 1, line 11, change "one-half" to "three-fourths" and at the end of the line delete "all" and at the beginning of line 12 delete "of the"

AMENDMENT NO. 5

On page 2, delete lines 1 through 4 in their entirety.

On motion of Rep. Hammett, the amendments were adopted.

On motion of Rep. Hammett, the bill, as amended, was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 747—

BY REPRESENTATIVE HAMMETT
AN ACT

To amend and reenact R.S. 47:301(13)(d) and (18)(d)(ii) and (iii), to define "sales price" for refinery gas sold to another person; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Ways and Means.

On motion of Rep. Hammett, the bill was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 765—

BY REPRESENTATIVE GLOVER
AN ACT

To amend and reenact Section 4 of Act No. 46 of the 2000 Regular Session of the Legislature as amended and reenacted by Section 2 of Act No. 4 of the 2002 First Extraordinary Session of the Legislature, relative to economic development activities of the state; to provide for certain tax credits available to employers for new jobs created in the state; to provide for an effective date; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Ways and Means.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Ways and Means to Original House Bill No. 765 by Representative Glover

AMENDMENT NO. 1

On page 1, delete line 13 in its entirety and insert the following:

"2000, and shall become null and void on June 30, ~~2006~~ 2009; if vetoed by the governor"

On motion of Rep. Hammett, the amendments were adopted.

On motion of Rep. Hammett, the bill, as amended, was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 818—

BY REPRESENTATIVE JACKSON
AN ACT

To enact R.S. 27:287.87, relative to the corporation income tax; to provide for a deduction for interest, dividends, and profits from sales and exchanges of capital assets consisting of incorporeal property or rights; to provide for an effective date; and to provide for related matters.

Read by title.

Reported by substitute by the Committee on Ways and Means.

The substitute was read by title as follows:

HOUSE BILL NO. 888 (Substitute for House Bill No. 818 by Representative Jackson)—

BY REPRESENTATIVE JACKSON
AN ACT

To amend and reenact R.S. 47:287.736, relative to the corporation income tax; to define real estate investment trust; to disallow the dividend paid deduction for certain real estate investment trusts; and to provide for related matters.

Read by title.

On motion of Rep. Hammett, the substitute was adopted and became House Bill No. 888 by Rep. Jackson, on behalf of the Committee on Ways and Means, as a substitute for House Bill No. 818 by Rep. Jackson.

Under the rules, lies over in the same order of business.

HOUSE BILL NO. 871—

BY REPRESENTATIVE MARCHAND
AN ACT

To amend and reenact R.S. 47:297.4(introductory paragraph), relative to certain child care expenses; to authorize a claim without regard to whether a federal credit is claimed; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Ways and Means.

On motion of Rep. Hammett, the bill was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

Report of the Committee on Health and Welfare

June 9, 2005

To the Speaker and Members of the House of Representatives:

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

House Resolution No. 48, by Thompson
Reported favorably. (10-0)

House Resolution No. 95, by Dorsey
Reported favorably. (10-0)

House Concurrent Resolution No. 108, by Durand
Reported with amendments. (11-0)

House Concurrent Resolution No. 130, by Beard
Reported favorably. (10-0)

House Concurrent Resolution No. 133, by Durand
Reported favorably. (10-0)

House Concurrent Resolution No. 157, by Bruce
Reported with amendments. (10-0)

House Bill No. 242, by Crowe
Reported with amendments. (10-0) (Regular)

Senate Bill No. 146, by Bajoie
Reported with amendments. (12-0) (Regular)

Senate Bill No. 272, by McPherson
Reported with amendments. (10-0) (Regular)

SYDNE MAE DURAND
Chairman

The above Senate Bills reported favorably or with amendments were referred to the Legislative Bureau.

Suspension of the Rules

On motion of Rep. Durand, the rules were suspended in order to take up House Bills contained in the committee report at this time.

House Bills and Joint Resolutions on Second Reading Reported by Committee

The following House Bills and Joint Resolutions on second reading reported by committee were taken up and acted upon as follows:

HOUSE BILL NO. 242—
BY REPRESENTATIVE CROWE
AN ACT

To amend and reenact R.S. 40:1299.35.7(D), relative to abortion; to provide with respect to the offering of informed consent information in certain cases; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Health and Welfare.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Health and Welfare to Original House Bill No. 242 by Representative Crowe

AMENDMENT NO. 1

On page 1, line 2, delete "and to enact R.S. 40:1299.35.6(B)(8)"

AMENDMENT NO. 2

On page 1, line 3, after "provide" delete the remainder of the line and insert in lieu thereof "with respect to the offering of informed consent information in certain cases;"

AMENDMENT NO. 3

On page 1, delete line 4 in its entirety and on line 5 delete "counseling;"

AMENDMENT NO. 4

On page 1, line 7, delete "and R.S." and on line 8, delete "40:1299.35.6(B)(8) is hereby enacted"

AMENDMENT NO. 5

On page 1, delete lines 9 through 19 in their entirety

AMENDMENT NO. 6

On page 2, delete lines 1 through 7 in their entirety

AMENDMENT NO. 7

On page 2, delete lines 12 and 13 in their entirety and insert in lieu thereof "~~receive spiritual counseling shall be offered the same informed consent information, without the twenty-four hour delay, contained in R.S. 40:1299.35.6,~~ prior to the performance of the abortion."

On motion of Rep. Durand, the amendments were adopted.

On motion of Rep. Durand, the bill, as amended, was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

Privileged Report of the Legislative Bureau

June 9, 2005

To the Speaker and Members of the House of Representatives:

I am directed by your Legislative Bureau to submit the following report:

Senate Bill No. 20
Reported without amendments.

Senate Bill No. 24
Reported without amendments.

Senate Bill No. 46
Reported without amendments.

Senate Bill No. 51
Reported without amendments.

Senate Bill No. 52
Reported without amendments.

Senate Bill No. 53
Reported with amendments.

Senate Bill No. 56
Reported without amendments.

Senate Bill No. 58
Reported without amendments.

Senate Bill No. 80
Reported without amendments.

Senate Bill No. 81
Reported without amendments.

Senate Bill No. 156
Reported without amendments.

Senate Bill No. 157
Reported without amendments.

Senate Bill No. 160
Reported without amendments.

Senate Bill No. 226
Reported without amendments.

Senate Bill No. 289
Reported without amendments.

Senate Bill No. 323
Reported without amendments.

Senate Bill No. 334
Reported without amendments.

Respectfully submitted,

CHARLES MCDONALD
Chairman

Privileged Report of the Committee on Enrollment

June 9, 2005

To the honorable Speaker and Members of the House of Representatives:

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

The following House Resolutions have been properly enrolled:

HOUSE RESOLUTION NO. 85—
BY REPRESENTATIVES KLECKLEY, GEYMAN, E. GUILLORY, JOHNS, AND MORRISH

A RESOLUTION

To urge and request the Department of Transportation and Development to revoke its issuance of an off-premise advertising permit authorizing the placement of an advertising billboard on Rabbit Island within the city of Lake Charles and to urge and request the department to deny issuance of any outdoor advertising permits on Rabbit Island in the future.

HOUSE RESOLUTION NO. 86—
BY REPRESENTATIVE JOHNS

A RESOLUTION

To commend Alex Ducote of DeQuincy for his impressive finish in the Top Ten at the Scripps National Spelling Bee in Washington, D.C.

HOUSE RESOLUTION NO. 87—
BY REPRESENTATIVE BALDONE

A RESOLUTION

To commend the members of the Vandebilt High School quiz bowl team for winning the Louisiana Association of Academic Competition (LAAC) Region IV Division II State Championship.

HOUSE RESOLUTION NO. 88—

BY REPRESENTATIVES HUNTER, BADON, BARROW, BAYLOR, BURRELL, K. CARTER, CRAVINS, CURTIS, DORSEY, GALLOT, GLOVER, GRAY, E. GUILLORY, HONEY, JACKSON, JEFFERSON, LAFONTA, MARCHAND, MORRELL, PIERRE, QUEZAIRE, RICHMOND, AND SHEPHERD

A RESOLUTION

To commend Cary Koch of The Dunham School upon being named The Advocate's Student Athlete of the Year and for his extraordinary accomplishments as a student athlete and scholar.

HOUSE RESOLUTION NO. 89—

BY REPRESENTATIVE SALTER

A RESOLUTION

To express the condolences of the House of Representatives upon the death of Stephanie Hammerschmidt Gussman of Baton Rouge.

HOUSE RESOLUTION NO. 93—

BY REPRESENTATIVE HUTTER

A RESOLUTION

To recognize Wednesday, June 8, 2005, as Delgado Day at the Louisiana House of Representatives.

Respectfully submitted,

DONALD RAY KENNARD
Chairman

The above House Resolutions contained in the report were signed by the Speaker of the House and taken by the Clerk of the House to the Secretary of State in accordance with the rules of the House.

Privileged Report of the Committee on Enrollment

June 9, 2005

To the honorable Speaker and Members of the House of Representatives:

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

The following House Concurrent Resolutions have been properly enrolled:

HOUSE CONCURRENT RESOLUTION NO. 164—

BY REPRESENTATIVES HUNTER, BADON, BARROW, BAYLOR, BURRELL, K. CARTER, CRAVINS, CURTIS, DORSEY, GALLOT, GLOVER, GRAY, E. GUILLORY, HONEY, JACKSON, JEFFERSON, LAFONTA, MARCHAND, MORRELL, PIERRE, QUEZAIRE, RICHMOND, AND SHEPHERD AND SENATORS BAJOE, BROOME, CRAVINS, DUPLESSIS, FIELDS, JACKSON, JONES, AND MURRAY

A CONCURRENT RESOLUTION

To commend the "Getting African Americans Hooked on Heart Healthy Eating" marketing campaign in recognition of life threatening health issues facing Louisiana's African American community.

HOUSE CONCURRENT RESOLUTION NO. 166—

BY REPRESENTATIVES GALLOT, MONTGOMERY, DOWNS, AND GLOVER AND SENATORS BARHAM AND KOSTELKA

A CONCURRENT RESOLUTION

To commend Willis Reed upon being hired as vice president of basketball operations with the New Orleans Hornets.

HOUSE CONCURRENT RESOLUTION NO. 167—

BY REPRESENTATIVES CROWE AND SCHNEIDER AND SENATORS BOASSO AND SCHEDLER

A CONCURRENT RESOLUTION

To urge and request the Base Realignment and Closure Commission to reject the Defense Department's recommendation to close the Defense Information Systems Agency (DISA) site in Slidell.

HOUSE CONCURRENT RESOLUTION NO. 171—
BY REPRESENTATIVE HILL AND SENATORS HINES AND CAIN
A CONCURRENT RESOLUTION

To commend Beau Vidrine of Oakdale High School upon his selection as a representative of south Louisiana at the Hugh O'Brian World Leadership Congress in July in Washington, D.C.

Respectfully submitted,

DONALD RAY KENNARD
Chairman

The above House Concurrent Resolutions contained in the report were signed by the Speaker of the House and taken to the Senate by the Clerk of the House and were signed by the President of the Senate and taken by the Clerk of the House to the Secretary of State in accordance with the rules of the House.

Privileged Report of the Committee on Enrollment

June 9, 2005

To the honorable Speaker and Members of the House of Representatives:

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

The following House Bills have been properly enrolled:

HOUSE BILL NO. 172—
BY REPRESENTATIVES ROMERO AND FAUCHEUX
AN ACT

To amend and reenact Code of Civil Procedure Articles 4911(A) and 4912(A)(1) and (B), relative to jurisdiction of justice of the peace courts; to increase the jurisdictional amount in dispute in civil matters; to increase the jurisdictional amount in dispute in possession or ownership of movable property; to increase the jurisdictional amount in dispute in eviction proceedings of occupants or tenants of leased commercial premises and leased farmlands; and to provide for related matters.

HOUSE BILL NO. 185—
BY REPRESENTATIVE FRITH
AN ACT

To enact R.S. 1:55(E)(1)(e), relative to legal holidays for clerks of court in Vermilion Parish; to require the clerk of court of the Fifteenth Judicial District Court and the clerk of court for the City Court of Abbeville in Vermilion Parish to close their offices in observance of the Cattle Festival; to provide for an exception; and to provide for related matters.

HOUSE BILL NO. 278—
BY REPRESENTATIVE ST. GERMAIN
AN ACT

To amend and reenact R.S. 9:2795.4(A)(3), (4)(a), and (6), relative to the limitation of liability for motorized off-road activities; to revise the definitions of "motorized off-road vehicles", "motorized off-road vehicle activity", and "motorized off-road vehicle facility"; and to provide for related matters.

HOUSE BILL NO. 281—
BY REPRESENTATIVE ANSARDI
AN ACT

To amend and reenact R.S. 13:3714, relative to the admissibility of blood alcohol concentration (BAC) test reports; to provide for the admissibility of certified copies of BAC test reports of the state police crime laboratory in civil actions; to provide for cross-examination by the party against whom the report is sought to be used; and to provide for related matters.

HOUSE BILL NO. 282—
BY REPRESENTATIVES GEYMAN AND GLOVER
AN ACT

To enact R.S. 44:9(A)(3)(c), relative to the expungement of juvenile records; to provide for an exemption from payment of processing fees in certain juvenile cases; and to provide for related matters.

HOUSE BILL NO. 298—
BY REPRESENTATIVES TRICHE, BALDONE, AND PITRE
AN ACT

To enact R.S. 33:1448(P), relative to group insurance premiums; to provide for the payment of insurance premiums for certain retired sheriffs and retired deputy sheriffs in Lafourche Parish; and to provide for related matters.

HOUSE BILL NO. 422—
BY REPRESENTATIVE GREENE
AN ACT

To amend and reenact R.S. 14:35.1 and to enact R.S. 14:38.3, relative to crimes committed against child welfare workers; to change the crime of simple battery of a child welfare worker to battery of a child welfare worker; to provide for increased penalties for battery of a child welfare worker; to provide for definitions; to enact the crime of assault on a child welfare worker; to provide for penalties; and to provide for related matters.

HOUSE BILL NO. 453—
BY REPRESENTATIVE MARTINY
AN ACT

To amend and reenact R.S. 27:301(B)(12), 308(B)(1) and (C), and 311(H)(1) and (3) and (K)(4) and to enact R.S. 27:3(24), 15(F) and (G), 308(B)(3), 308.1, 308.2, and 311(H)(5), relative to penalties for violations of the Video Draw Poker Devices Control Law; to provide for definitions; to provide for civil penalties; to provide for the adoption of rules; to provide for a penalty schedule; to provide for the authority of the gaming control board regarding suspension and revocation of video draw poker licenses and permits; to provide for a maximum penalty for violations of statutes and rules; to provide for a maximum period of suspension of a video draw poker license or permit; to provide for penalties for failure to submit the annual fee; to define repeated violations and violations; to provide for consent agreements or settlements between licensees or permittees and the state; to clarify which processing fees for new applications and licensing apply to certain licensed establishments; to establish a processing fee for stock or membership sales or transfers of fifty percent or more of a licensed corporation or limited liability company; to provide for legislative intent; and to provide for related matters.

HOUSE BILL NO. 465—
BY REPRESENTATIVE BALDONE
AN ACT

To amend and reenact Code of Civil Procedure Article 4133, relative to the special mortgage furnished by a tutor; to provide for inclusion of the minor's date of birth; to provide for validity of mortgages filed without the minor's date of birth; and to provide for related matters.

HOUSE BILL NO. 485—
BY REPRESENTATIVES WALKER, DEWITT, DORSEY, JOHNS, AND LAFLEUR AND SENATORS HINES, CHEEK, AND KOSTELKA
AN ACT

To amend and reenact R.S. 44:4.1(B)(5) and to enact R.S. 13:3715.4 and 3715.5, relative to medical malpractice; to provide for legislative findings; to provide for the confidentiality of certain information; to provide for the admissibility of certain statements by health care providers; to provide for exceptions to the Public Records Act; and to provide for related matters.

HOUSE BILL NO. 511—

BY REPRESENTATIVE HUTTER

AN ACT

To amend and reenact R.S. 15:574.15(A)(1) and (2)(introductory paragraph), relative to violations of municipal ordinances in a municipality having a population of more than four hundred fifty thousand inhabitants; to provide that judges exercising criminal jurisdiction in district, municipal, or traffic court have the authority to fix bail for persons arrested for certain municipal violations; to prohibit elected officials from granting parole for certain violations; and to provide for related matters.

HOUSE BILL NO. 525—

BY REPRESENTATIVES HEATON, MARTINY, AND LAFLEUR AND SENATOR BROOME

AN ACT

To amend and reenact R.S. 15:574.22(G)(2)(d), relative to eligibility for evaluation by the Louisiana Risk Review Panel; to provide with respect to the number of years a person convicted of a Schedule I narcotic violation must serve in actual custody to be eligible for review by the Louisiana Risk Review Panel; and to provide for related matters.

HOUSE BILL NO. 784—

BY REPRESENTATIVE SALTER

AN ACT

To amend and reenact Children's Code Article 811.1(G)(1) and R.S. 46:1844(W)(1)(a), relative to juvenile crime victims; to provide for an exception to the provisions requiring confidentiality of the identity of juvenile crimes victims; and to provide for related matters.

Respectfully submitted,

DONALD RAY KENNARD
Chairman

The above House Bills contained in the report were signed by the Speaker of the House and taken to the Senate by the Clerk and were signed by the President of the Senate and taken by the Clerk of the House to the Governor for executive approval.

Adjournment

On motion of Rep. Kenney, at 5:15 P.M., the House agreed to adjourn until Monday, June 13, 2005, at 2:00 P.M.

The Speaker of the House declared the House adjourned until 2:00 P.M., Monday, June 13, 2005.

ALFRED W. SPEER
Clerk of the House

Committee Meeting Notices

Committee on Civil Law and Procedure

Will meet at: 1:00 P.M. Date: June 13, 2005

Location: Committee Room 2

SB 251 MALONE MINERALS Provides relative to certain unsolicited offers for lease or purchase of mineral rights.

GLENN ANSARDI
Chairman

Committee on Commerce

Will meet at: 9:30 A.M. Date: June 13, 2005

Location: Committee Room 1

SB 126 BROOME TELECOMMUNICATIONS Provides relative to impact of local government providing covered service, cable television, telecommunications or advanced services. (gov sig)

SB 225 AMEDEE MOTOR VEHICLES Clarifies the jurisdiction of the Louisiana Motor Vehicle Commission.

SB 255 MICHOT SALES Revises the law relative to the distribution and sale of motor vehicles. (gov sig)

Discussion of HSR 23 (HB No. 1186 - 2004 Regular Session) which requires the House Committee on Commerce to study licensing of automotive glass repair technicians and glaziers as two new professions

Discussion of hedge funds and their impact on Louisiana publicly owned companies

GIL PINAC
Chairman

Committee on Ways and Means

Will meet at: 9:30 A.M. Date: June 13, 2005

Location: Committee Room 6

HB 68 CROWE TAX/AD VALOREM-EXEMPTION (Constitutional Amendment) Exempts disabled persons from ad valorem tax

HB 149 CROWE TAX/INCOME-INDIV/CREDIT Provides tax credit for parents who adopt a child from a foreign country

HB 411 CROWE TAX/AD VALOREM-EXEMPTION Exempts certain property of disabled persons from ad valorem taxes by freezing the assessment level

HB 413 CROWE TAX CREDITS Provides for tax credits for software development companies domiciled in the state of Louisiana

HB 414 CROWE TAX/INCOME-INDIV/EXEMPT Provides tax credit in amount of insurance deductible to persons whose primary residence was damaged in a named tropical storm or hurricane

HB 420 MARCHAND TAX/INCOME-CREDIT Establishes an income tax credit for the rehabilitation of residential structures in certain areas

HB 441 SCALISE TAX/TAXATION Exempts events, activities, enterprises and admissions to baseball facilities seating more than ten thousand and that has a Triple A sports franchise

HB 442 CROWE TAX/AD VALOREM TAX (Constitutional Amendment) Requires unanimous approval of taxing authority for roll forward of ad valorem taxes, except ad valorem taxes dedicated for fire protection and law enforcement

HB 583 ALARIO TAX/AD VALOREM TAX (Constitutional Amendment) Increases the homestead exemption in accordance with increases in the Consumer Price Index

- HB 635 BADON TAX/TAXATION** Authorizes tax credits for rubber manufacturing
- HB 712 ALARIO TAX/AD VALOREM TAX** Removes the ability of the taxing authority to roll forward ad valorem tax millage rates after a reappraisal
- HB 806 PINAC FUNDS/FUNDING** Creates the Louisiana Capital Formation Act
- HB 807 HAMMETT TAX/TAXATION** Authorizes imposition or increase in certain fees and taxes by the Louisiana Stadium and Exposition District
- HB 808 HAMMETT DISTRICTS/STADIUM** Authorizes Louisiana Stadium and Exposition District to levy an automobile rental fee
- HB 809 HAMMETT DISTRICTS/STADIUM** Authorizes the Louisiana Stadium and Exposition District to increase certain taxes and to impose certain taxes and fees
- HB 811 MORRISH TAX/SALES-USE, STATE** Provides for a state sales and use tax limitation on the sales price and cost price of natural gas and to phase in the restoration of the sales tax exemption for natural gas
- HB 849 GRAY TAX** Levies a fee on landline and wireless telephone or telecommunications service
- SCR 61 GAUTREAUX, B. COASTAL RESOURCES** Memorializes Congress to enact the Coastal Restoration Tax Credit Act of 2005.
- SB 26 MCPHERSON TAX/INCOME/PERSONAL** Authorizes a credit against individual income taxes of up to \$10,000 per organ donation for expenses paid by a taxpayer if related to the taxpayer's travel or absence from work related to the taxpayer's or the taxpayer's spouse's living organ donation. (7/1/05)
- SB 32 ADLEY TAX EXEMPTIONS** Constitutional amendment to exempt from property tax medical equipment leased for a term exceeding five years to small, rural hospitals. (1/1/07) (2/3 - CA13s1(A))
- SB 34 MCPHERSON TAX/TAXATION** Grants an income and corporate franchise tax credit equal to 20% of the cost of certified recycling equipment and or service contracts used by nonhazardous industrial waste generators or beneficial users to implement DEQ-approved reuse programs. (gov sig)
- SB 89 NEVERS TAX/AD VALOREM** Adds the homesteads of certain disabled veterans, and those killed in action or who are missing in action or a prisoner of war for over 90 days to the "special assessment level" which freezes their property tax assessments. (1/1/07) (2/3-CA13s1(A))
- SB 96 SCHEDLER TAX/AD VALOREM** Provides for the notice to be given to taxpayers concerning certain property tax assessments and meetings to increase millage rates without voter approval. (1/1/06)
- SB 104 ADLEY ECONOMIC DEVELOPMENT** Provides an additional category to the Quality Jobs Program for physician-based industries.
- SB 129 NEVERS STUDENTS** Provides for expanded participation in the START program.

- SB 131 BAJOIE TAX/SALES** Grants an exclusion from state and local sales tax for non-profit organizations which donate toys to children. (7/1/05)
- SB 137 DARDENNE TAX EXEMPTIONS** Exempts interlocal risk management agencies of local housing authorities from payment of surplus lines taxes.
- SB 164 HEITMEIER TAX EXEMPTIONS** Provides that the homestead exemption may be claimed by a taxpayer if the property is owned and occupied by the taxpayer on or before December 31. (gov sig)
- SB 165 HEITMEIER TAX EXEMPTIONS** Constitutional amendment to grant a "special assessment level" to certain people permanently totally disabled and certain of their spouses which freezes the assessment of their homesteads. (1/1/07) (2/3-CA13s1(A))
- SB 250 MOUNT TAX/SALES** Repeals termination date of sales tax exclusion for certain purchases and sales by parochial and private schools.
- SB 316 MOUNT TAX/TAXATION** Limits the assessors who may be exempted from the requirement to provide ad valorem tax assessment information on the Internet and requires assessors who participated in the program as of 1/1/06 to provide additional information for Internet publication. (gov sig)
- SB 331 GAUTREAUX, N. TAX/SALES** Reenacts the suspended "exemption" from three of the four cents of state sales tax for crawfish harvesting and production items as an "exclusion" from all four cents of the state sales tax. (7/1/05)
- SB 337 ELLINGTON TAX EXEMPTIONS** Provides an exclusion from state sales tax for manufacturing machinery and equipment used to manufacture "unblended biodiesel" and for the use by manufacturers of "alternative substances" as fuel. (7/1/05)
- SB 341 DUPLESSIS TAX/TAXATION** Provides for a digital interactive media producer tax credit. (gov sig)
- SB 351 NEVERS TAX EXEMPTIONS** Grants tax credits for public works construction contractors who furnish certain health insurance coverage to their employees. (gov sig)

BRYANT O. HAMMETT, JR.
Chairman

Weekly Committee Schedules

The following committees posted weekly committee schedules as follows:

Committee on Municipal, Parochial and Cultural Affairs

Thursday, June 16, 2005

LOUISIANA STATE MUSEUM
MULTI-PURPOSE ROOM
660 NORTH FOURTH STREET
BATON ROUGE, LOUISIANA 70802

9:30 A.M.

OTHER BUSINESS:

**SUNSET REVIEW OF THE DEPARTMENT OF CULTURE,
RECREATION AND TOURISM**ERNEST BAYLOR, JR.
Chairman**Committee on Ways and Means**Monday, June 13, 2005
Committee Room No. 6
9:30 A.M.INSTRUMENTS TO BE HEARD:

- HB 68 CROWE TAX/AD VALOREM-EXEMPTION** (Constitutional Amendment) Exempts disabled persons from ad valorem tax
- HB 149 CROWE TAX/INCOME-INDIV/CREDIT** Provides tax credit for parents who adopt a child from a foreign country
- HB 411 CROWE TAX/AD VALOREM-EXEMPTION** Exempts certain property of disabled persons from ad valorem taxes by freezing the assessment level
- HB 413 CROWE TAX CREDITS** Provides for tax credits for software development companies domiciled in the state of Louisiana
- HB 414 CROWE TAX/INCOME-INDIV/EXEMPT** Provides tax credit in amount of insurance deductible to persons whose primary residence was damaged in a named tropical storm or hurricane
- HB 420 MARCHAND TAX/INCOME-CREDIT** Establishes an income tax credit for the rehabilitation of residential structures in certain areas
- HB 441 SCALISE TAX/TAXATION** Exempts events, activities, enterprises and admissions to baseball facilities seating more than ten thousand and that has a Triple A sports franchise
- HB 442 CROWE TAX/AD VALOREM TAX** (Constitutional Amendment) Requires unanimous approval of taxing authority for roll forward of ad valorem taxes, except ad valorem taxes dedicated for fire protection and law enforcement
- HB 583 ALARIO TAX/AD VALOREM TAX** (Constitutional Amendment) Increases the homestead exemption in accordance with increases in the Consumer Price Index
- HB 635 BADON TAX/TAXATION** Authorizes tax credits for rubber manufacturing
- HB 712 ALARIO TAX/AD VALOREM TAX** Removes the ability of the taxing authority to roll forward ad valorem tax millage rates after a reappraisal
- HB 806 PINAC FUNDS/FUNDING** Creates the Louisiana Capital Formation Act
- HB 807 HAMMETT TAX/TAXATION** Authorizes imposition or increase in certain fees and taxes by the Louisiana Stadium and Exposition District
- HB 808 HAMMETT DISTRICTS/STADIUM** Authorizes Louisiana Stadium and Exposition District to levy an automobile rental fee
- HB 809 HAMMETT DISTRICTS/STADIUM** Authorizes the Louisiana Stadium and Exposition District to increase certain taxes and to impose certain taxes and fees
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Tuesday, June 14, 2005
9:30 A.M.

INSTRUMENTS TO BE HEARD:

- SB 291 DARDENNE ECONOMIC DEVELOPMENT**
Authorizes creation of local and regional economic development districts. (gov sig)

Any instruments which were not heard at the Monday, June 13, 2005, meeting.

BRYANT O. HAMMETT, JR.
Chairman

LEGISLATIVE INSTRUMENTS MAY BE DELETED (DOES NOT REQUIRE HOUSE RULES SUSPENSION) OR ADDED (REQUIRES HOUSE RULES SUSPENSION) PRIOR TO THE MEETING DATE. (HOUSE RULES 14.23 AND 14.24) SEE THE DAILY NOTICE OF COMMITTEE MEETINGS POSTED PRIOR TO MEETING DATE.