

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

FIFTEENTH DAY'S PROCEEDINGS

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

House of Representatives
State Capitol
Baton Rouge, Louisiana

Wednesday, May 23, 2007

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

Fannin	Montgomery	Winston
Farrar	Morrell	Wooton
Faucheux	Morris	
Total - 104		

ABSENT

DeWitt
Total - 1

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

Prayer

Prayer was offered by Bro. David Harper.

Brother David and Arien Harper sang *The National Anthem*.

Pledge of Allegiance

Rep. Hill 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. Frith, the reading of the Journal was dispensed with.

On motion of Rep. Burrell, and under a suspension of the rules, the Journal of May 17, 2007, was corrected to reflect him as voting yea on final passage of House Bill No. 321.

On motion of Rep. Robert Carter, the Journal of May 22, 2007, was adopted.

Petitions, Memorials and Communications

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

Message from the Senate

HOUSE CONCURRENT RESOLUTIONS

May 23, 2007

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. 125
Returned without amendments

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

Message from the Senate

**ASKING CONCURRENCE IN
SENATE CONCURRENT RESOLUTIONS**

May 23, 2007

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. 37

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

Message from the Senate

SENATE BILLS

May 23, 2007

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. 77, 162, 179, 185, 216, 227, 266, and 290

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

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. 77—
BY SENATOR CHEEK

AN ACT

To amend and reenact R.S. 37:2503(A) and (E) and to repeal R.S. 37:2503(A)(2)(h), (A)(2)(i) and (A)(2)(j), relative to the Board of Examiners for Nursing Facility Administrators; to provide for the composition of the board; to provide for board appointments; and to provide for related matters.

Read by title.

SENATE BILL NO. 162—

BY SENATOR SHEPHERD AND REPRESENTATIVE TOOMY
AN ACT

To amend and reenact R.S. 13:312(5) and 312.1(E), relative to courts; to provide relative to courts of appeal; to provide relative to the Fifth Circuit Court of Appeal; to provide relative to election of judges; to provide relative to filling of certain vacancies; to create election sections in the first district and provide for their composition; to provide certain terms, conditions, and procedures; and to provide for related matters.

Read by title.

SENATE BILL NO. 179—

BY SENATOR MCPHERSON
AN ACT

To amend and reenact R.S. 17:1519.1(2), (3), (4), (5), (6), (7), (8), (9), (10), (11), (12), and (13), 1519.2(B)(1) and 3215(7), to enact R.S. 17:1518.1, 1518.2 and 1519.2(B)(3)(c), and to repeal R.S. 17:1519.10, relative to Huey P. Long Medical Center; to merge the Huey P. Long Medical Center, its funds, property, records, obligations, functions, and employees with the Louisiana State University Health Sciences Center at Shreveport; to provide for the administration of Huey P. Long Medical Center; to provide for an advisory council; to provide for a memorandum of understanding; and to provide for related matters.

Read by title.

SENATE BILL NO. 185—

BY SENATORS QUINN, AMEDEE, BOASSO, BROOME, CAIN, CASSIDY, CHAISSON, CRAVINS, DUPLESSIS, ELLINGTON, B. GAUTREAUX, HOLLIS, JONES, LENTINI, MALONE, MICHOT AND THEUNISSEN
AN ACT

To amend and reenact R.S. 22:636.2(A)(3), 636.4(E)(2)(a), 1210.52(3), 1210.56(A)(4), 1382(A)(3)(a)(iv), 1401, 1401.1(B),

1403(B)(1) and (D), 1404(3)(c), (d)(i) and (iii), (e), (f), and (5), 1404.1, 1404.2, 1404.3, 1405(A), (B)(2) and (3), (C), (D)(2) and (5), (G), (I)(1)(a) and (2), 1406, 1407(A)(3), (B), (C), (D), (E), (G), (H), (I), (J), and (K), 1408, 1409(A), (B), (D), (E), and (G)(1), 1409.1(A) and (B), 1410, 1411, 1412(B), 1413(B), (C), and (D), 1414(B), 1415, 1416, 1417(A) and (B), 1418, 1419(A)(1), (2), (3)(introductory paragraph), (5), (B), and (C), 1422, 1422.1, 1423(A), (B), (C)(8), and (E), 1430.1(3) and (6)(introductory paragraph), 1430.5(A), 1430.8(A), 1430.9(A), 1430.11(D), 1430.12(C), 1430.13, 1430.14, 1430.16(F), 1441(B), 1441.1(1), (2)(introductory paragraph), and (6), 1441.5(A) and (B), 1441.6(A)(1), (2)(g), and (B), 1441.7(A)(1) and (C), 1441.9 through 1441.13, 1441.15(1), (2)(introductory paragraph), and (6), 1441.16, 1441.19(A), 1441.20, 1441.21(A) and (D), 1441.23 through 1441.25, 1446, 1447, 1450.3(4) and (5), 1805, 1808(2), 2092.5(C)(2) and 2092.5.1(B), R.S. 23:1392(1) and (8)(a) and 1395(A), R.S. 32:431(G) and 1043(A) and R.S. 40:1299.44(A)(2)(b), (c), and (f), and 1308(C)(6), to enact R.S. 22:1426 and to repeal R.S. 22:15(C)(8), (E)(16), (F)(7), and (G)(7) and R.S. 36:686(C)(1), relative to insurance; to abolish the Louisiana Insurance Rating Commission; to provide for approval of certain rate increases or decreases by the commissioner of insurance; to authorize certain deductibles on wind and hail policies on a regional basis; to require all applications for rate increases to contain a sworn statement signed by certain insurance company officials verifying the information contained in the rate submission; to create a consumer protection officer within the office of the attorney general to advocate for consumers regarding insurance matters; to provide for certain mitigation discounts on rates; to provide for high deductible policies for policyholders who maintain homeowner's savings accounts; and to provide for related matters.

Read by title.

SENATE BILL NO. 216—

BY SENATOR B. GAUTREAUX
AN ACT

To enact R.S. 22:1471.2, relative to property insurance; to require certain admitted insurers to insure certain homeowners; and to provide for related matters.

Read by title.

SENATE BILL NO. 227—

BY SENATOR LENTINI
AN ACT

To enact R.S. 22:636.2(E), 636.3(F), and Part XVIII of Chapter 2 of Title 22 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 22:2151 through 2154, relative to insurance; to authorize local governmental subdivisions to form alliances or execute cooperative endeavor agreements to purchase affordable insurance; to clarify that certain actions do not constitute grounds for cancellation; and to provide for related matters.

Read by title.

SENATE BILL NO. 266—

BY SENATOR FIELDS
AN ACT

To amend and reenact R.S. 49:220.5(C)(1)(a), and to enact R.S. 24:653(K), relative to the authority of the Joint Legislative Committee on the Budget; to provide relative to its powers, duties and functions; to provide relative to certain proposals of the Louisiana Recovery Authority; to provide for application; to provide for an effective date; and to provide for related matters.

Read by title.

SENATE BILL NO. 290—
BY SENATOR SMITH

AN ACT

To enact Chapter 6-A of Title 32 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 32:1271 through 1282, relative to motor vehicles; to provide for the Louisiana Vehicle Protection Product Act; to provide for definitions; to provide for the scope; to provide for registration and filing requirements; to provide requirements for licensure; to provide for warranty conditions and requirements; to provide for disclosure; to provide for prohibitions; to provide for record keeping; to provide for sanctions; to provide for rulemaking; to provide for applicability; to provide for severability; 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 CONCURRENT RESOLUTION NO. 127—
BY REPRESENTATIVE BAYLOR

A CONCURRENT RESOLUTION

To recognize Thursday, May 24, 2007, as Omega Psi Phi/Purple and Gold Day at the Louisiana State Capitol and to commend Omega Psi Phi Fraternity, Incorporated.

Read by title.

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

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 128—
BY REPRESENTATIVE LAFONTA

A CONCURRENT RESOLUTION

To urge and request the Department of Transportation and Development to immediately begin cleaning and removing debris on Interstate 10 in New Orleans.

Read by title.

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

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 129—
BY REPRESENTATIVE HEBERT

A CONCURRENT RESOLUTION

To commend Mr. Calvin Borel for his achievements in the sport of horseback racing, particularly his victory in the 133rd Kentucky Derby.

Read by title.

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

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 130—
BY REPRESENTATIVE SALTER AND SENATOR HINES

A CONCURRENT RESOLUTION

To authorize and instruct the state treasurer to immediately transfer three hundred million dollars from the Louisiana Economic and Port Development Infrastructure Fund to the state general fund; and to provide for other matters pertaining thereto.

Read by title.

On motion of Rep. Walsworth, and under a suspension of the rules, the resolution was ordered engrossed and passed to its third reading.

HOUSE CONCURRENT RESOLUTION NO. 131—
BY REPRESENTATIVE BURNS

A CONCURRENT RESOLUTION

To urge and request the commissioner of agriculture to study the feasibility of requiring temperature adjustments in volume measurements for the retail sale of fuel.

Read by title.

Lies over under the rules.

House and House Concurrent Resolutions

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

HOUSE CONCURRENT RESOLUTION NO. 124—
BY REPRESENTATIVES ALARIO, SALTER, AND DORSEY

A CONCURRENT RESOLUTION

To approve the declaration of intent to sell or convey up to one hundred percent of the state allocation of the tobacco settlement payments to the Tobacco Settlement Financing Corporation, including the re-securitization of sixty percent of such allocation, as authorized in the Tobacco Settlement Financing Corporation Act; and to provide for other matters pertaining thereto.

Read by title.

On motion of Rep. Alario, and under a suspension of the rules, the resolution was ordered engrossed and passed to its third reading.

HOUSE CONCURRENT RESOLUTION NO. 126—
BY REPRESENTATIVES SALTER AND DORSEY

A CONCURRENT RESOLUTION

To approve the business plan submitted by the office of facility planning and control within the division of administration for the new Medical Center of Louisiana in New Orleans, as required by Action Plan Number 2, Amendment Number 1 for Community Development Block Grant Funds proposed by the Louisiana Recovery Authority, approved and submitted by the governor, and approved by the Joint Legislative Committee on the Budget and by a majority of the elected members of each house of the legislature; and to provide for other matters pertaining thereto.

Read by title.

On motion of Rep. Walker, and under a suspension of the rules, the resolution was ordered engrossed and passed to its third reading.

Senate Concurrent Resolutions

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

SENATE CONCURRENT RESOLUTION NO. 25—
BY SENATOR DUPLESSIS

A CONCURRENT RESOLUTION

To memorialize the United States Congress and the Internal Revenue Service to take such actions as are necessary to prevent the taxation of rebuilding grants from the state's Road Home program.

Read by title.

On motion of Rep. LaFonta, and under a suspension of the rules, the resolution was concurred in.

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. 103—
BY SENATOR JACKSON

AN ACT

To amend and reenact R.S. 18:55(A)(2) and 59(B)(2) and (C)(2), relative to registrars of voters; to provide for a salary increase for registrars of voters, chief deputy registrars, and confidential assistants to registrars of voters; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 137—
BY SENATOR FONTENOT

AN ACT

To repeal R.S. 32:808 and 809, relative to certain used motor vehicle dealers; to remove the requirement for the possession of a buyer's identification card for certain transactions; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 144—
BY SENATOR DUPLESSIS

AN ACT

To enact R.S. 33:2181(C) and R.S. 40:2531(C), relative to the rights of fire employees and law enforcement officers while under investigation; to require compliance with the existing minimum standards whenever a fire employee or law enforcement officer is under investigation; to provide for penalties; to provide for exceptions; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Judiciary.

SENATE BILL NO. 153—
BY SENATORS DUPRE AND NEVERS
AN ACT

To enact R.S. 22:1430.23, relative to Louisiana Citizens Property Insurance Corporation; to authorize certain activities by the corporation; to provide certain terms, conditions, and procedures of the corporation; to provide for policies issued by the corporation; to require the creation of a policy take-out program for the depopulation of Louisiana Citizens Property Insurance Corporation; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Insurance.

SENATE BILL NO. 196—
BY SENATOR MICHOT

AN ACT

To enact R.S. 32:1261(1)(w), relative to the distribution and sale of motor vehicles; to prohibit coercion of retail motor vehicle dealers by certain motor vehicle manufacturers or distributors regarding the sale of certain items; to provide for certain actions

by manufacturers or distributors which will be considered coercive; to provide for exceptions; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 236—
BY SENATOR SMITH

AN ACT

To amend and reenact the introductory paragraph of R.S. 46:1906(A) and 1906(B), relative to youth services; to provide for equal payments by youth services, office of youth development, to non-state owned secure detention facilities housing children committed to the office of youth services while they are waiting for placement in either a secure or non-secure placement; to provide for current statutory references; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Health and Welfare.

SENATE BILL NO. 321—
BY SENATOR HEITMEIER

AN ACT

To authorize and provide for the transfer of certain state property in Plaquemines Parish; to provide for the property description; to provide for reservation of mineral rights; to provide terms and conditions; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Natural Resources.

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. 2—
BY REPRESENTATIVES FRITH, ALEXANDER, BADON, BARROW, CHANDLER, DOWNS, ELBERT GUILLORY, HONEY, KENNEY, M. POWELL, T. POWELL, RITCHIE, AND WALKER
A CONCURRENT RESOLUTION

To urge and request the state Board of Elementary and Secondary Education to submit to the legislature for approval a proposed minimum foundation program formula that will provide for funding for teacher salary increases such that average Louisiana teacher salaries will equal or exceed the average teacher salary for the states in the Southern Regional Education Board region and to express legislative intent to provide funding for such salary increases.

Read by title.

Reported favorably by the Committee on Education.

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

HOUSE CONCURRENT RESOLUTION NO. 9—
BY REPRESENTATIVE K. CARTER
A CONCURRENT RESOLUTION

To continue the Task Force on the Working Uninsured for the purpose of studying and making further recommendations

regarding possible solutions to Louisiana's serious problem of many working citizens who are without health insurance.

Read by title.

Reported favorably by the Committee on Insurance.

On motion of Rep. Karen Carter, the resolution was ordered engrossed and 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. 113—

BY REPRESENTATIVES M. POWELL AND TRICHE
AN ACT

To enact R.S. 14:67.24, relative to theft; to create the crime of organized retail theft; to provide for definitions; to provide for penalties; 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. 113 by Representative M. Powell

AMENDMENT NO. 1

On page 1, line 14, after "who" and before "intentionally" insert "knowingly and"

AMENDMENT NO. 2

On page 2, line 6, after "thereof" and before the comma insert ", with the intent to sell, deliver, or transfer that retail property to a retail property fence for compensation"

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. 157—

BY REPRESENTATIVES WALSWORTH, ALEXANDER, BADON, BARROW, CHANDLER, DOWNS, ELBERT GUILLORY, HONEY, KENNEY, M. POWELL, T. POWELL, RITCHIE, TRAHAN, AND WALKER
AN ACT

To amend and reenact R.S. 17:164.1(A), relative to requirements for school bus crossing control devices; to provide that the State Board of Elementary and Secondary Education shall adopt rules and regulations requiring that every school bus used in the transportation of students be equipped with a crossing control device by a specified date; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Education.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 197—

BY REPRESENTATIVE TOOMY AND SENATOR SHEPHERD
AN ACT

To amend and reenact R.S. 27:93(A)(4)(a), relative to riverboat admission fees levied by Jefferson Parish; to provide for the use of such fees in the incorporated areas of the West Bank of Jefferson Parish for specified purposes; to provide for an effective date; 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. 222—

BY REPRESENTATIVE JOHNS
AN ACT

To amend and reenact R.S. 15:1152, 1153(A)(2), 1154(D) and (E), 1157, 1158, 1159, and 1161(A), (B), and (D), relative to prison enterprises; to authorize prison enterprises to provide products and services to public employees; to delete provisions requiring that products and services be provided at the cost to the department for providing the goods and services; to provide for a professional timber management consultant; to provide consultation relative to and concurrence in the development of budgets regarding prison enterprises; to provide relative to sales of goods and services; to provide for the operation of a retail store at the Louisiana State Penitentiary for sales to certain persons; to authorize the use of inmate labor in maintaining existing production and service facilities; to provide relative to proceeds of sales; to provide relative to sales of livestock breeding services and fees charged for services; 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. 222 by Representative Johns

AMENDMENT NO. 1

On page 1, line 2, after "reenact" delete "R.S. 15:1153(A)(2)" and insert "R.S. 15:1152, 1153(A)(2),"

AMENDMENT NO. 2

On page 1, line 15, after "Section 1." and before "1154(D)" delete "R.S. 15:1152(A)(2)," and insert "R.S. 15:1152, 1153(A)(2),"

AMENDMENT NO. 3

On page 1, between lines 16 and 17, insert the following:

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"§1152. Prison enterprises

The department may engage in any agricultural, aquacultural, silvicultural, ~~or industrial enterprise~~ or service in accordance with the provisions of this Part."

AMENDMENT NO. 4

On page 3, delete lines 9 through 12 in their entirety

AMENDMENT NO. 5

On page 3, line 13, change "C." to "B." and after "Agricultural," delete "aquaculture, and silviculture" and insert "aquacultural, and silvicultural"

AMENDMENT NO. 6

On page 3, line 16, change "D." to "C."

AMENDMENT NO. 7

On page 3, line 19, change "E." to "D."

AMENDMENT NO. 8

On page 3, line 27, after "agricultural," and before "silvicultural" insert "aquacultural"

AMENDMENT NO. 9

On page 4, line 5, after "authorize" delete the remainder of the line

AMENDMENT NO. 10

On page 4, line 6, delete "institution under his jurisdiction" and insert "the director of prison enterprises or his designee"

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. 238—

BY REPRESENTATIVE WOOTON
AN ACT

To amend and reenact R.S. 27:29.3(A), relative to non-gaming supplier permits; to increase the amount of business a supplier of non-gaming goods and services must conduct with certain gaming licensees to require the issuance of a non-gaming supplier permit; to provide for the adoption of rules for reporting by certain suppliers; 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. 238 by Representative Wooton

AMENDMENT NO. 1

On page 1, line 12, change "two hundred fifty" to "two hundred"

AMENDMENT NO. 2

On page 2, delete lines 4 through 7 in their entirety and insert the following:

"(2) Any person who, directly or indirectly, furnishes services or goods to the holder of a license as defined in R.S. 27:44(14), R.S. 27:353(5), or the casino gaming operator, regardless of the dollar amount of the goods and services furnished or who has a business association with the holder of a license as defined in R.S. 27:44(14), R.S. 27:353(5), or the casino operator, may be required by the board or division, where applicable, to be found suitable or apply for a non-gaming supplier permit. Failure to supply all information required by the board or division, where applicable, may result in a finding of unsuitability or denial of a non-gaming supplier permit."

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. 277—

BY REPRESENTATIVE BOWLER
AN ACT

To amend and reenact R.S. 32:861(A)(1), relative to compulsory motor vehicle liability security; to exempt certain motor vehicles from required coverage; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Insurance.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 288—

BY REPRESENTATIVE ODINET
AN ACT

To enact R.S. 40:2267.6, relative to the Acadiana Criminalistics Laboratory District; to provide for the collection of fees for certain criminal violations; to provide for a fee schedule for criminal violations; to provide for collection of the fees; to provide for the use of revenue derived from the fees; 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. 288 by Representative Odinet

AMENDMENT NO. 1

On page 1, delete lines 16 through 20 in their entirety and in lieu thereof insert the following:

"(a) Crimes which are misdemeanor offenses, fifty dollars.

(b) Crimes which are felony offenses, one hundred fifty dollars.

(c) A fee not to exceed one thousand dollars, as reimbursement to the commission if laboratory personnel performed a scientific test of any evidence seized pursuant to the investigation or prosecution of a violation. The commission may establish a schedule stating the estimated cost of performing the test which shall be used by the court in determining the amount of the fees."

AMENDMENT NO. 2

On page 2, between lines 17 and 18 insert the following:

"(5) The fees provided for in Paragraph (1) of this Subsection shall be in addition to any fees collected pursuant to the provisions of R.S. 40:2266.1."

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. 294—

BY REPRESENTATIVE CHANDLER
AN ACT

To amend and reenact R.S. 15:1105.1(A)(introductory paragraph), 1105.3(B), and 1105.5(B), relative to the Central Louisiana Juvenile Detention Center Authority; to change the name of the authority to the Central Louisiana Youth Authority; to remove the requirement that the board of commissioners meetings be held at the domicile of the board; 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. 294 by Representative Chandler

AMENDMENT NO. 1

On page 2, after line 24, insert the following:

"Section 2. This Act shall become effective upon signature by the governor or, if not signed by the governor, upon expiration of the time for bills to become law without signature by the governor, as provided by Article III, Section 18 of the Constitution of Louisiana. If vetoed by the governor and subsequently approved by the legislature, this Act shall become effective on the day following such approval."

On motion of 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. 301—

BY REPRESENTATIVES HUTTER, BARROW, BRUCE, CROWE, DAMICO, FRITH, LAFONTA, PINAC, T. POWELL, STRAIN, TRAHAN, AND WILLIAMS

AN ACT

To amend and reenact R.S. 37:2150.1(11), 2160(C), 2175.1(A)(introductory paragraph), and 2175.2(A) and to enact

R.S. 14:67.24 and R.S. 37:2162(L) and 2175.6, relative to the state contractor's board; to expand the definition of residential building contractor; to provide for criminal penalties for engaging in contracting without authority; to provide for the board's authority to issue citations; to provide for home improvement contracting; to provide for completion of preexisting contracts by home improvement contractors; to provide for prohibition of certain claims by unregistered contractors; to create the crime of contractor fraud; to provide for definitions; to provide for penalties; 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 Engrossed House Bill No. 301 by Representative Hutter

AMENDMENT NO. 1

On page 1, line 3, after "enact" and before "R.S. 37:2162(L)," insert "R.S. 14:67.24 and"

AMENDMENT NO. 2

On page 1, line 3, after "R.S. 37:2162(L)" and before "2175.6," insert "and" and after "2175.6," delete "and 2175.7,"

AMENDMENT NO. 3

On page 1, line 9, after "contractors;" delete the remainder of the line and delete line 10 in its entirety and insert in lieu thereof the following:

"to create the crime of contractor fraud; to provide for definitions; to provide for penalties; and to provide for related matters."

AMENDMENT NO. 4

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

"Section 1. R.S. 14:67.24 is hereby enacted to read as follows:

§67.24. Contractor fraud

A. Contractor fraud is the misappropriation or taking of any thing of monetary value by a contractor, either without the consent of the property owner or by means of fraudulent conduct, practices, or misrepresentations. It shall be presumptive evidence of such fraudulent conduct, practices, or representation if any of the following occur:

(1) The contractor fails to obtain a contractor's license or registration certificate from the Louisiana State Licensing Board for Contractors.

(2) The contractor fails to maintain workers' compensation insurance as determined by contract or law.

(3) The contractor does not have a written contract with the property owner clearly detailing the work to be performed.

(4) The contractor fails to obtain the proper permits for the work.

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B. For the purposes of this Section, "contractor" shall mean any person who undertakes new construction contracts, or remodeling contracts, including "Contractor", "Residential Building Contractor", and "Home Improvement Contractor" as set forth in R.S. 37: 2150.1, with the owners of structures, when the contract price is ten thousand dollars or more.

C. Whoever commits the crime of contractor fraud, when the amount of money received by the contractor is five hundred dollars or more, shall be fined not more than five thousand dollars or imprisoned, with or without hard labor, for not more than ten years, or both."

AMENDMENT NO. 5

On page 1, line 12, change "Section 1." to "Section 2."

AMENDMENT NO. 6

On page 1, line 13, after "R.S. 37:2162(L)" and before "2175.6," insert "and" and after "2175.6" delete "and 2175.7"

AMENDMENT NO. 7

On page 4, delete lines 13 through 28 in their entirety

AMENDMENT NO. 8

On page 5, delete lines 1 through 29 in their entirety

AMENDMENT NO. 9

On page 6, delete lines 1 through 8 in their entirety

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 397—

BY REPRESENTATIVE SMILEY

AN ACT

To enact R.S. 56:109.3, relative to deer hunting; to provide relative to the taking of deer in the Maurepas Swamp Wildlife Management Area; to authorize the use of dogs during a portion of the open season; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Natural Resources.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Natural Resources to Original House Bill No. 397 by Representative Smiley

AMENDMENT NO. 1

On page 1, line 3, after "Area;" insert "to authorize the use of dogs during a portion of the open season;"

AMENDMENT NO. 2

On page 1, delete line 7 in its entirety and insert in lieu thereof "A. The"

AMENDMENT NO. 3

On page 1, line 9, after "Area" and before the colon ":" insert the following:

"during the first seven days of each open season prescribed by the commission for hunting deer with modern firearms in the wildlife management area"

AMENDMENT NO. 4

On page 1, delete lines 16 through 19 in their entirety and add the following:

"B. Any person hunting with dogs shall, no later than the first Monday in October of each year, register with the department his intention to use dogs to hunt during the seven-day period during which hunting with dogs is authorized by this Section. In addition, any dog used to hunt during the seven-day period shall wear tags which indicate the owner's name and phone number.

Section 2. The provisions of this Act shall become null and void beginning on July 1, 2010."

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 402—

BY REPRESENTATIVE ELCIE GUILLORY

AN ACT

To amend and reenact R.S. 22:1430.3(A)(5) and to enact R.S. 22:1430.3(F), relative to the board of directors of the Louisiana Citizens Property Insurance Corporation; to provide for the appointment of three lay people to the board of directors for the Louisiana Citizens Property Insurance Corporation; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Insurance.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 429—

BY REPRESENTATIVE M. POWELL

AN ACT

To enact R.S. 17:154.5 and 3996(B)(21), relative to school schedules; to require that public elementary and secondary schools be closed on certain election dates; to provide exceptions; to provide applicability to charter schools; to provide for implementation; to provide an effective date; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Education.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 460—

BY REPRESENTATIVE MICKEY GUILLORY
AN ACT

To amend and reenact R.S. 14:67.16(C)(1)(b), (2)(b), (3)(b), and (4)(b), relative to identity theft; to increase penalties for the crime of identity theft when the victim is sixty years of age or older or disabled; 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. 519—

BY REPRESENTATIVES ELCIE GUILLORY AND GRAY
AN ACT

To enact R.S. 14:35.3(B)(3) and (L), relative to domestic abuse battery; to provide for criminal penalties for domestic abuse battery when the battery involves strangulation; 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. 519 by Representative Elcie Guillory

AMENDMENT NO. 1

On page 1, delete line 2 in its entirety and insert in lieu thereof "To enact R.S. 14:35.3(B)(3) and (L)"

AMENDMENT NO. 2

On page 1, line 3, after "battery;" delete the remainder of the line and delete line 4 in its entirety and insert in lieu thereof "to provide for criminal"

AMENDMENT NO. 3

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

AMENDMENT NO. 4

On page 1, at the beginning of line 9, change "and R.S. 14:35.3(L) is" to "R.S. 14:35.3(B)(3) and (L) are"

AMENDMENT NO. 5

On page 1, delete lines 11 through 14 in their entirety and delete lines 17 through 20 in their entirety

AMENDMENT NO. 6

On page 2, delete lines 1 through 3 in their entirety

AMENDMENT NO. 7

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

AMENDMENT NO. 8

On page 2, delete lines 8 through 22 in their entirety

AMENDMENT NO. 9

On page 2, line 25, after "years." delete the remainder of the line and delete line 26 in its entirety

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. 528—

BY REPRESENTATIVE MORRELL
AN ACT

To enact R.S. 22:1430.12(D), relative to the Louisiana Citizens Property Insurance Corporation; to provide for the elimination of the corporation's noncompetitive rating structure in the absence of a competitive market; to provide for the use of actuarially sound rates; to provide for hearings conducted by the commissioner of insurance to determine if a competitive market exists; and to provide for related matters.

Read by title.

Reported by substitute by the Committee on Insurance.

The substitute was read by title as follows:

HOUSE BILL NO. 962 (Substitute for House Bill No. 528 by Representative Morrell)—

BY REPRESENTATIVES MORRELL AND HEBERT
AN ACT

To enact R.S. 22:1430.12(D) and 1430.22(D), relative to the Louisiana Citizens Property Insurance Corporation; to provide for the elimination of the corporation's noncompetitive rating structure in the absence of a competitive market; to provide for the use of actuarially sound rates; to provide the commissioner of insurance the authority to determine if a competitive market exists; to provide for agent commissions on policies offered by the corporation; and to provide for related matters.

Read by title.

On motion of Rep. Karen Carter, the substitute was adopted and became House Bill No. 962 by Rep. Morrell, on behalf of the Committee on Insurance, as a substitute for House Bill No. 528 by Rep. Morrell.

Under the rules, lies over in the same order of business.

HOUSE BILL NO. 599—

BY REPRESENTATIVES WADDELL AND FRITH
AN ACT

To amend and reenact R.S. 56:116(C), relative to hunting deer; to define primitive firearms that may be used during the special hunting seasons for muzzleloaders; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Natural Resources.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Natural Resources to Original House Bill No. 599 by Representative Waddell

AMENDMENT NO. 1

On page 1, line 2, change "enact R.S. 56:8(102.1)" to "amend and reenact R.S. 56:116(C)"

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AMENDMENT NO. 2

On page 1, line 6, change "R.S. 56:8(102.1) is hereby enacted" to "R.S. 56:116(C) is hereby amended and reenacted"

AMENDMENT NO. 3

On page 1, delete lines 7 through 20 in their entirety and on page 2, delete lines 1 through 12 in their entirety and insert in lieu thereof the following:

"§116. Wild birds and wild quadrupeds; special hunting seasons

* * *

C.(1) The commission may establish a special deer season for muzzleloaders. The taking of deer in such season shall be limited to persons who are licensed in accordance with the provisions of R.S. 56:103(C)(2). The commission shall adopt and promulgate rules and regulations governing such season, including ~~the type and size of weapons used~~; licenses required, sex of deer to be hunted, and the areas included in the season. The taking of deer during this season shall be limited to still hunting and may be allowed in all or some areas of the state where deer hunting is now or shall in the future be allowed.

(2) Firearms that may be used during the special muzzleloader deer season are the following:

(a) A rifle or pistol, .44 caliber minimum, or shotgun, 10 gauge or smaller, that is loaded from the muzzle or cap and ball cylinder using black powder or an approved substitute, a take ball, or a bullet projectile, including sabot bullets.

(b) A muzzleloader known as an "in-line" muzzleloader.

(c) A single shot, breech loading, metallic cartridge rifle, .38 caliber or larger, of a kind and type manufactured prior to 1900, and replicas, reproductions, or reintroductions of that type rifle having an exposed hammer.

(3) Metallic cartridges may be loaded with either black powder or modern smokeless powder.

(4) Notwithstanding any other provision of law to the contrary, during primitive weapons season any licensee may use a magnified scope on a muzzleloader any weapon authorized for use by the provisions of this Subsection during primitive weapons season."

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 613—
BY REPRESENTATIVE DORSEY
AN ACT

To enact R.S. 27:93(A)(10), relative to riverboat admission fees; to authorize the local governing authority in East Baton Rouge Parish where riverboats are berthed to levy a fee based on monthly net gaming proceeds in lieu of admission fees; to provide for the establishment of the amount of the fee by contract; 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. 614—
BY REPRESENTATIVES BEARD AND SCALISE
AN ACT

To enact R.S. 14:32.9, relative to partial birth abortion; to prohibit partial birth abortion; to provide for criminal penalties; to provide for a civil action for damages; to provide for a medical review of the conduct of the physician; to provide for definitions; to provide for an effective date; 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. 632—
BY REPRESENTATIVE STRAIN
AN ACT

To enact R.S. 40:2183(E), relative to hospices; to place an eighteen-month moratorium on the issuance of hospice licenses; to exempt certain facilities from the moratorium; 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. 632 by Representative Strain

AMENDMENT NO. 1

On page 1, line 2, change "hospice facilities" to "hospices" and "a two year" to "an eighteen-month"

AMENDMENT NO. 2

On page 1, line 3, after "licenses," and before "and" insert "to exempt certain facilities from the moratorium;"

AMENDMENT NO. 3

On page 1, line 10, change "hospice facilities" to "hospices"

AMENDMENT NO. 4

On page 1, line 11, after "hospice" and before "until" delete "facility" and change "August" to "February"

AMENDMENT NO. 5

On page 1, line 17, after "identified," insert "The provisions of this Subsection shall not apply to state correctional facilities, including Allen Correctional Center and Winn Correctional Center."

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.

HOUSE BILL NO. 645—
BY REPRESENTATIVE ELBERT GUILLORY
AN ACT

To enact R.S. 15:828.3, relative to the Department of Public Safety and Corrections; to create the Prison Substance Abuse and Rehabilitation Pilot Program; to provide for definitions; to provide for implementation of the program; to provide with respect to services offered by the program; 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. 645 by Representative Elbert Guillory

AMENDMENT NO. 1

On page 1, line 17, after "department" and before "shall" insert "in conjunction with the Department of Health and Hospitals, Office of Addictive Disorders."

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. 682—
BY REPRESENTATIVES JOHNS AND LAFLEUR
AN ACT

To amend and reenact R.S. 37:1041(C)(2)(a), relative to the practice of optometry; to provide for the definition of diagnostic and therapeutic pharmaceutical agent; 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. 682 by Representative Johns

AMENDMENT NO. 1

On page 1, delete line 14 in its entirety and insert in lieu thereof:

"chemical in solution, suspension, emulsion, or ointment base, or other form that when"

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.

HOUSE BILL NO. 717—
BY REPRESENTATIVES BAYLOR AND HUTTER
AN ACT

To enact R.S. 22:667.1, relative to residential property insurance policies; to provide for the policyholder's right to cancel personal property coverage; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Insurance.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 720—
BY REPRESENTATIVE MARCHAND
AN ACT

To authorize the commissioner of administration to sell, convey, transfer, assign, and deliver certain state property located in Orleans Parish; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Natural Resources.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 734—
BY REPRESENTATIVE DANIEL
AN ACT

To amend and reenact R.S. 41:642, relative to sixteenth section and indemnity lands; to provide for erosion of and subsidence of sixteenth section or indemnity lands; to provide for revenues generated by such lands; to provide for income beneficiaries; 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 Original House Bill No. 734 by Representative Daniel

AMENDMENT NO. 1

On page 2, line 16, after "Section 2." and before "This" insert "(A)"

AMENDMENT NO. 2

On page 2, after line 18, add the following:

"(B) The provisions of this Act shall be applied prospectively only."

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

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

Under the rules, placed on the regular calendar.

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HOUSE BILL NO. 756—
BY REPRESENTATIVE DEWITT
AN ACT

To amend and reenact R.S. 27:306(A)(4)(c) and (C)(2)(a), relative to the Video Draw Poker Devices Control Law; to amend provisions of law regarding the requirements for qualified truck stop facilities; 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. 756 by Representative DeWitt

AMENDMENT NO. 1

On page 1, line 2, after "reenact" delete the remainder of the line and insert "R.S. 27:306(A)(4)(c) and (C)(2)(a), relative"

AMENDMENT NO. 2

On page 1, line 7, after "Section 1." delete the remainder of the line and delete line 8 in its entirety and insert "R.S. 27:306(A)(4)(c) and (C)(2)(a) are hereby amended and reenacted to read as follows:"

AMENDMENT NO. 3

On page 1, delete lines 14 through 19 in their entirety

AMENDMENT NO. 4

On page 2, delete lines 1 through 4 in their entirety and insert in lieu thereof the following:

"(c) As used in this Section a qualified truck stop facility shall mean a facility covering at least five developed contiguous acres, any facility licensed after August 15, 2008, shall cover at least fifteen developed contiguous acres, which sells fuel, lubricating oil, and other vehicular merchandise, such as batteries, tires, or vehicle parts for eighteen-wheel tractor-trailers, and which also meets all of the following criteria:

* * *

AMENDMENT NO. 5

On page 2, delete lines 12 and 13 in their entirety and insert in lieu thereof the following:

"(ii) Notwithstanding any provision of law to the contrary, no license shall be issued for any truck stop facility constructed after August 15, 2008, located, at the time"

AMENDMENT NO. 6

On page 2, line 17, after "has" and before "a" delete "received" and insert "applied with the local governing authority of the parish where the truck stop is located for"

AMENDMENT NO. 7

On page 2, delete line 20 in its entirety and insert "as required by R.S. 27:324(C) prior to August 15, 2008."

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. 770—
BY REPRESENTATIVE SALTER
AN ACT

To amend and reenact R.S. 37:611(3)(a), 616, and 624, relative to the practice of podiatry; to revise the definition of podiatry; to change the grounds for causes for refusal to issue, suspend, or revoke licenses, permits, or certificates; to provide for an effective date; 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. 770 by Representative Salter

AMENDMENT NO. 1

On page 1, line 2, after "R.S. 37:611(3)(a)" and before "and" insert a comma "," and "616,"

AMENDMENT NO. 2

On page 1, line 3, change "change" to "revise"

AMENDMENT NO. 3

On page 1, line 7, after "R.S. 37:611(3)(a)" and before "and" insert a comma "," and "616,"

AMENDMENT NO. 4

On page 1, line 12, after "(3)(a)" and before "Podiatry" insert "(i)"

AMENDMENT NO. 5

On page 1, line 14, after "foot" delete the remainder of the line and on line 15 delete "gastrocnemius muscle" and insert the following:

"The "foot" is defined as that part of the human anatomy which consists of the tarsal bones, metatarsal bones, phalanges, and all supportive and/or connective tissue immediately adjacent thereto not to extend past the proximal end of the talus."

AMENDMENT NO. 6

On page 2, between lines 7 and 8 insert the following:

"(ii) Podiatry may also include treatment of the ankle, muscles, or tendons of the lower leg governing the functions of the foot and ankle, by a podiatrist who has completed advanced training determine to be sufficient by the board at a program accredited by a nationally recognized accrediting association acceptable by the board. Implementation of the provisions of this Subparagraph shall be made pursuant to rules promulgated by the board predicated on the education or level of training, or both, of an applicant."

AMENDMENT NO. 7

On page 2, between lines 8 and 9, insert the following:

"§616. Issuance of certificate

If the requirements of R.S. 37:613 or R.S. 37:617 are met to the satisfaction of the board, the board shall issue to the applicant a certificate to practice podiatry. A certificate issued by the board shall reflect an applicant's practice prerogatives based upon the applicant's education or level of training, or both.

* * *

AMENDMENT NO. 8

On page 2, delete lines 19 and 20 in their entirety and insert in lieu thereof the following:

"(5) Prescribing of cocaine, morphine, or other habit forming drugs and dangerous drugs in other than a legal or legitimate manner; Refusing to submit to the examinations and inquiry of an examining committee of physicians appointed or designated by the board to inquire into the podiatrist's physical and mental fitness and ability to practice podiatric medicine with reasonable skill and safety to patients."

AMENDMENT NO. 9

On page 3, delete line 1 in its entirety and insert in lieu thereof the following:

"(9) Efforts to deceive or defraud the public; Refusal of a licensing authority of another state to issue or renew a license, permit, or certificate to practice podiatric medicine in that state or the revocation, suspension, or other restriction imposed on a license, permit, or certificate issued by such licensing authority which prevents or restricts practice in that state, or the surrender of a license, permit, or certificate issued by another state when criminal or administrative charges are pending or threatened against the holder of such license, permit, or certificate."

AMENDMENT NO. 10

On page 3, delete lines 4 through 6 in their entirety and insert in lieu thereof the following:

"(12) Having professional connection with or lending one's name to an illegal practitioner, or having any professional connection with any person convicted under the provisions of this section; Violation of any rules and regulations of the board, or any provisions of this Chapter."

AMENDMENT NO. 11

On page 3, delete line 12 in its entirety and insert in lieu thereof the following:

"(15) Violation of any provisions of this Chapter; Failure by a podiatrist to self-report in writing to the board any personal action which constitutes a violation of this Chapter within thirty days of the occurrence."

AMENDMENT NO. 12

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

"(28) Using the title of "Doctor" or "Dr." as a prefix to his name without using the term of "Podiatrist" or the equivalent as a suffix to his name in connection with it."

AMENDMENT NO. 13

On page 4, delete lines 14 through 29 in their entirety

AMENDMENT NO. 14

On page 5, delete lines 1 through 6 in their entirety

AMENDMENT NO. 15

On page 5, line 7, after "may" and before "adopt" insert a comma ", " and "in instances it deems proper."

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.

HOUSE BILL NO. 775—
BY REPRESENTATIVE JEFFERSON
AN ACT

To enact R.S. 17:414.3(F), relative to school fund accounts; to provide that monies deposited in a school fund account for a school that has been closed due to natural catastrophe or disaster shall be placed under the control of the city, parish, or other local public school board having jurisdiction over the school prior to its closure; to provide that certain school fund accounts be placed under the control of the Recovery School District; to require the creation of committees authorized to invest, withdraw, and expend the monies in such school fund accounts and to require the adoption of policies relative thereto; to provide relative to the payment of deficits in such school fund accounts; to specify a prescriptive period for the collection of obligations payable from certain school fund accounts; to provide relative to such investments, withdrawals, and expenditures; to provide for committee membership, appointments, vacancies, and meetings; 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 Original House Bill No. 775 by Representative Jefferson

AMENDMENT NO. 1

On page 1, line 5, after "closure;" and before "to" insert "to provide that certain school fund accounts be placed under the control of the Recovery School District;"

AMENDMENT NO. 2

On page 1, delete line 6, and insert "require the creation of committees authorized to invest, withdraw, and expend"

AMENDMENT NO. 3

On page 1, line 7, after "such" and before "relative" change "accounts and to adopt rules and regulations" to "school fund accounts and to require the adoption of policies"

AMENDMENT NO. 4

On page 1, at the end of line 7, after "thereto;" and before "to" insert "to provide relative to the payment of deficits in such school fund accounts; to specify a prescriptive period for the collection of obligations payable from certain school fund accounts;"

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AMENDMENT NO. 5

On page 1, line 8, after "such" and before "and" change "withdrawals" to "investments, withdrawals,"

AMENDMENT NO. 6

On page 1, line 14, after "authority;" delete the remainder of the line and delete line 15 and insert "policies"

AMENDMENT NO. 7

On page 1, line 17, after "Section" and before "to" delete "or R.S. 17:1990"

AMENDMENT NO. 8

On page 2, line 5, after "for" and before "and" change "withdrawal" to "investment, withdrawal,"

AMENDMENT NO. 9

On page 2, at the end of line 6, add the following:

"The school fund account of any school transferred to the jurisdiction of the Recovery School District within five months after a natural catastrophe or disaster as certified by the state superintendent of education shall be placed under the control of the superintendent of the Recovery School District or other Recovery School District employee holding the equivalent position."

AMENDMENT NO. 10

On page 2, line 7, after "board" and before "having" insert "and the superintendent of the Recovery School District or other Recovery School District employee holding the equivalent position"

AMENDMENT NO. 11

On page 2, at the end of line 10, delete the period "." and add "or the Recovery School District superintendent or other Recovery School District employee holding the equivalent position, as applicable."

AMENDMENT NO. 12

On page 2, at the end of line 12, delete the period "." and add "or the chief financial officer of the Recovery School District or other Recovery School District employee holding the equivalent position, as applicable."

AMENDMENT NO. 13

On page 2, at the end of line 13, delete the period "." and add "or the Recovery School District superintendent or other Recovery School District employee holding the equivalent position, as applicable."

AMENDMENT NO. 14

On page 2, at the end of line 22, delete the period "." and add "or the superintendent of the Recovery School District or other Recovery School District employee holding the equivalent position, as applicable."

AMENDMENT NO. 15

On page 2, line 26, after "to" and before "and" change "withdraw" to "invest, withdraw,"

AMENDMENT NO. 16

On page 2, line 29, after "applicable." and before "Any" insert the following:

"The committee shall appoint one of its members to have signatory authority over the school fund account.

(g) All existing financial obligations shall be met as soon as possible after a school's closing. If obligations that were incurred in connection with a school fund account cannot be met from the balance in the account, a deficit shall exist in the account. In such case, such obligations shall be paid first from the pool of funds in the school fund accounts under the control of the school board or the Recovery School District, as applicable, for all closed schools. If an overall deficit exists among all school fund accounts of a school system in which the Recovery School District assumed control of one or more schools after a natural catastrophe or disaster as certified by the state superintendent of education and there is an overall surplus of funds in the school fund accounts of such schools under the control of the Recovery School District, the Recovery School District shall pay the school board's committee the amount of the deficit. The total amount of any such payment shall be limited to the surplus of funds in the school fund accounts under the control of the Recovery School District. The provisions of this Subparagraph shall apply only to a deficit in a school's school fund account that existed on the day that the school closed and shall not apply to any future debt incurred.

(h)"

AMENDMENT NO. 17

On page 3, line 1, after "met" and before "may" insert the following:

"shall be retained by the committee for a period of four years from the date of the school's closure. Schools that reopen prior to such four-year period shall be given control over the school's school fund account immediately upon reopening. The funds in any school fund account of a school that does not reopen within four years after being closed"

AMENDMENT NO. 18

On page 3, at the end of line 2, delete the period "." and add the following:

"but shall not be used for any recurring purposes. If multiple schools in a school system are closed, the school fund accounts for such schools shall be managed as a single account after the four-year period has ended. Any expenditure of funds from a school fund account in excess of the fund's outstanding obligations shall be used for the same purpose for which the funds were originally intended to the maximum extent possible. The committee shall offer to return to the donor any restricted donations made pursuant to the provisions of Subsection B of this Section prior to the use of such donated funds by the committee for any purpose contrary to the restrictions on such donation.

(i) Notwithstanding any other provision of law to the contrary, actions for the recovery of obligations payable from the school fund account of a school closed pursuant to this Subsection are subject to a liberative prescription of two years commencing on the date the payment is exigible. The continuity of services by the obligee shall not prevent prescription of any obligation due to that portion of such services already rendered on the date the school closed. The provisions of this Subparagraph shall apply to all obligations and accounts receivable in existence at the time of the school closing.

(j) The committee shall have the authority to invest the funds in accordance with the provisions of Paragraph (B)(7) of this Section."

AMENDMENT NO. 19

On page 3, delete line 3, and insert the following:

"(3) Each city, parish, and other local public school board and the administering agency of the Recovery School District having control of one or more school fund accounts pursuant to the provisions of this Subsection shall adopt policies necessary to"

AMENDMENT NO. 20

On page 3, line 4, after "Such" and before "shall" change "rules and regulations" to "policies."

AMENDMENT NO. 21

On page 3, line 6, after "for the" and before "withdrawal," insert "investment."

AMENDMENT NO. 22

On page 3, at the end of line 7, change the period "." to a comma "," and add "and the minimum evidence necessary to establish an obligation."

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 908—

BY REPRESENTATIVE DANIEL

AN ACT

To amend and reenact R.S. 56:2011 through 2015, relative to dredging of fill sand and fill material on state water bottoms; to provide relative to a license for such activity; to provide relative to royalty payments for such activity; to provide relative to penalties; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Natural Resources.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Natural Resources to Original House Bill No. 908 by Representative Daniel

AMENDMENT NO. 1

On page 1, at the end of line 9, add a semi-colon ";" and "exemptions"

AMENDMENT NO. 2

On page 3, line 13, after "coastal" insert "protection," and after "conservation" insert a comma ","

AMENDMENT NO. 3

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

"F. Dredging by or on behalf of a port authority or port, harbor, and terminal district shall be exempt from the provisions of this Chapter. However, any port authority or port, harbor, and terminal district, or any person engaged on its behalf to perform dredging in its respective jurisdiction shall possess the appropriate federal and state permits which authorize the dredging, and a copy of such permits shall be available at the dredge site for inspection by a duly authorized agent of the department.

G. Any person holding a dredging permit from the department on May 1, 2007, shall be granted a license under the provisions of this Section, with such license to authorize the same activities authorized under the existing permit."

AMENDMENT NO. 4

On page 3, line 23, change "F." to "H."

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

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

Under the rules, placed on the regular calendar.

Suspension of the Rules

On motion of Rep. Williams, 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.

Motion

Rep. Scalise moved that the Committee on Appropriations report House Bill No. 228 on Thursday, May 24, 2007 in accordance with the provisions of House Rule No. 6.13.

Rep. Alario objected.

A record vote was asked for and ordered by the House.

ROLL CALL

The roll was called with the following result:

YEAS

Alexander	Johns	Scalise
Bowler	Katz	Schneider
Burns	Kleckley	Smiley
Crane	LaBruzzo	Smith, J.H.—8th
Crowe	Lancaster	Strain
Dove	Lorusso	Trahan
Erdey	Morris	Tucker
Faucheux	Morrish	Waddell
Frith	Pitre	Walsworth
Geymann	Powell, M.	Wooton
Greene	Robideaux	
Total - 32		

NAYS

Mr. Speaker	Gray	Morrell
Alario	Guillory, E.J.	Odinot
Anders	Guillory E.L.	Pierre
Ansardi	Guillory, M.	Pinac
Arnold	Heaton	Powell, T.
Baldone	Hebert	Quezaire
Barrow	Hill	Richmond
Baudoin	Honey	Ritchie
Baylor	Hutter	Romero
Bruce	Jackson	Smith, G.
Burrell	Jefferson	Smith, J.D.—50th
Carter, K.	Kenney	St. Germain
Carter, R.	LaFleur	Thompson
Damico	LaFonta	Townsend
Dartez	Marchand	Triche
Doerge	McDonald	Walker
Dorsey	McVea	Williams
Farrar	Montgomery	
Total - 53		

ABSENT

Badon	Downs	Lambert
Beard	Durand	Martiny
Cazayoux	Fannin	Smith, J.R.—30th
Chandler	Gallot	Toomy
Curtis	Harris	White
Daniel	Hunter	Winston
DeWitt	Kennard	
Total - 20		

The House refused to order the committee to report the bill on Thursday, May 24, 2007.

Suspension of the Rules

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

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. 51—
BY REPRESENTATIVE SCHNEIDER
A RESOLUTION

To recognize May 23, 2007, as NAWIC Day at the Louisiana State Capitol.

Read by title.

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

Reconsideration

The following legislative instruments on reconsideration were taken up and acted upon as follows:

HOUSE BILL NO. 579—
BY REPRESENTATIVE ST. GERMAIN
AN ACT

To enact R.S. 40:1601.1 through 1601.11, relative to fire prevention and safety; to provide for definitions; to provide for test methods and performance standards for cigarette products; to provide for certification and product change of cigarette products; to provide for the marking of individual packages of cigarettes; to provide for inspections relative to cigarettes; to provide for penalties; to provide for forfeiture of cigarette products; to provide for the Cigarette Fire Safety Standard and Firefighter Protection Act Fund; to provide for out-of-state sales of cigarette products; and to provide for related matters.

Read by title.

On motion of Rep. St. Germain, the vote by which the above House Bill failed to pass on the previous legislative day was reconsidered.

Returned to the calendar under the rules.

Suspension of the Rules

On motion of Rep. Montgomery, the rules were suspended in order to take up and consider House Bills and Joint Resolutions on Third Reading and Final Passage at this time.

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. 182—
BY REPRESENTATIVE MONTGOMERY
AN ACT

To amend and reenact R.S. 27:392(B)(5), relative to the collection and disposition of fees and taxes on slot machines at pari-mutuel live racing facilities; to increase the amount dedicated to the Rehabilitation of the Blind and Visually Impaired Fund; to provide for appropriations from the fund; to provide for an effective date; and to provide for related matters.

Read by title.

Rep. Montgomery moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Geymann	Odinot
Alario	Gray	Pierre
Alexander	Greene	Pinac
Anders	Guillory, E.J.	Pitre
Arnold	Guillory E.L.	Powell, M.
Badon	Guillory, M.	Powell, T.
Baldone	Harris	Quezaire
Barrow	Heaton	Richmond
Baudoin	Hebert	Ritchie
Baylor	Hill	Robideaux
Bowler	Honey	Romero
Bruce	Hunter	Scalise
Burns	Hutter	Schneider
Burrell	Jackson	Smiley
Carter, K.	Jefferson	Smith, G.
Carter, R.	Johns	Smith, J.D.—50th
Chandler	Katz	Smith, J.H.—8th
Crane	Kennard	Smith, J.R.—30th
Crowe	Kenney	St. Germain
Curtis	Kleckley	Strain
Daniel	LaBruzzo	Thompson
Dartez	LaFleur	Toomy
Doerge	LaFonta	Townsend
Dorsey	Lancaster	Trahan
Dove	Lorusso	Triche
Downs	Marchand	Tucker
Durand	McDonald	Waddell
Fannin	McVea	Walker
Farrar	Montgomery	Walsworth
Faucheux	Morrell	Williams
Frith	Morris	Wooton
Gallot	Morrish	
Total - 95		

NAYS

Total - 0

ABSENT

Ansardi	DeWitt	White
Beard	Erdey	Winston
Cazayoux	Lambert	
Damico	Martiny	
Total - 10		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Montgomery 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. 194—
BY REPRESENTATIVE FRITH
AN ACT

To amend and reenact R.S. 47:302.23(B) and to repeal R.S. 47:302.23(C), relative to state funds; to provide for the use of monies appropriated from the Vermilion Parish Visitor Enterprise Fund; to provide for an effective date; and to provide for related matters.

Read by title.

Rep. Frith moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Gallot	Pierre
Alario	Geymann	Pinac
Alexander	Gray	Pitre
Anders	Greene	Powell, M.
Arnold	Guillory, E.J.	Powell, T.
Badone	Guillory E.L.	Quezaire
Baldone	Guillory, M.	Richmond
Barrow	Harris	Ritchie
Baudoin	Heaton	Robideaux
Baylor	Hebert	Romero
Beard	Honey	Scalise
Bowler	Hunter	Schneider
Bruce	Hutter	Smiley
Burns	Jackson	Smith, G.
Burrell	Jefferson	Smith, J.D.—50th
Carter, K.	Katz	Smith, J.H.—8th
Carter, R.	Kennard	Smith, J.R.—30th
Cazayoux	Kenney	St. Germain
Chandler	Kleckley	Strain
Crane	LaBruzzo	Thompson
Crowe	LaFleur	Toomy
Curtis	LaFonta	Townsend
Dartez	Lancaster	Trahan
Doerge	Lorusso	Triche
Dorsey	Marchand	Tucker
Dove	McDonald	Waddell
Downs	McVea	Walker
Durand	Montgomery	Walsworth
Fannin	Morrell	Williams
Farrar	Morris	Wooton
Fauchoux	Morrish	
Frith	Odinet	

Total - 94

NAYS

Total - 0

ABSENT

Ansardi	Erdey	Martiny
Damico	Hill	White
Daniel	Johns	Winston
DeWitt	Lambert	

Total - 11

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Frith 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. 360—
BY REPRESENTATIVE TOWNSEND
AN ACT

To amend and reenact R.S. 49:316.1(A)(2)(b) and (C), relative to contracts; to provide with respect to state contracts for the provision and processing of credit and debit cards or devices; to authorize certain contracts by public institutions of higher education; and to provide for related matters.

Read by title.

Rep. McDonald, on behalf of the Legislative Bureau, sent up floor amendments which were read as follows:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative McDonald on behalf of the Legislative Bureau to Engrossed House Bill No. 360 by Representative Townsend

AMENDMENT NO. 1

On page 1, line 13, following "(2)" delete the remainder of the line and delete lines 14 through 22 in their entirety and insert " * * * "

AMENDMENT NO. 2

On page 2, delete lines 1 and 2

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Frith	Morrish
Alario	Gallot	Odinet
Alexander	Geymann	Pierre
Anders	Gray	Pinac
Arnold	Greene	Pitre
Baldone	Guillory, E.J.	Powell, M.
Barrow	Guillory, M.	Powell, T.
Baudoin	Harris	Quezaire
Baylor	Heaton	Richmond
Beard	Hebert	Ritchie
Bowler	Hill	Robideaux
Bruce	Honey	Romero
Burns	Hunter	Scalise
Burrell	Hutter	Schneider
Carter, K.	Jackson	Smiley
Carter, R.	Jefferson	Smith, G.
Cazayoux	Johns	Smith, J.D.—50th
Chandler	Katz	Smith, J.H.—8th
Crane	Kennard	Smith, J.R.—30th
Crowe	Kenney	St. Germain
Curtis	Kleckley	Strain
Damico	LaBruzzo	Thompson
Dartez	LaFleur	Toomy

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Doerge	LaFonta	Townsend
Dorsey	Lancaster	Trahan
Dove	Lorusso	Tucker
Downs	Marchand	Waddell
Durand	McDonald	Walker
Erdey	McVea	Walsworth
Fannin	Montgomery	Williams
Farrar	Morrell	Wooton
Faucheux	Morris	
Total - 95		

NAYS

Total - 0

ABSENT

Ansardi	Guillory E.L.	White
Badon	Lambert	Winston
Daniel	Martiny	
DeWitt	Triche	
Total - 10		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Townsend 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. 388—
BY REPRESENTATIVE MICKEY GUILLORY
AN ACT

To amend and reenact R.S. 47:332.20(B), relative to the St. Landry Parish Historical Development Fund No. 1; to provide for the use of monies appropriated from the fund; to provide for an effective date; and to provide for related matters.

Read by title.

Rep. Mickey Guillory moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Frith	Morris
Alario	Gallot	Morrish
Alexander	Geymann	Odinet
Badon	Gray	Pierre
Baldone	Greene	Pinac
Barrow	Guillory, E.J.	Pitre
Baudoin	Guillory E.L.	Powell, M.
Baylor	Guillory, M.	Powell, T.
Beard	Harris	Quezaire
Bowler	Heaton	Ritchie
Bruce	Hebert	Robideaux
Burns	Hill	Romero
Burrell	Honey	Smiley
Carter, K.	Hunter	Smith, G.
Carter, R.	Hutter	Smith, J.D.—50th
Cazayoux	Jackson	Smith, J.H.—8th
Chandler	Jefferson	Smith, J.R.—30th
Crane	Katz	St. Germain
Crowe	Kennard	Strain
Curtis	Kenney	Thompson
Daniel	Kleckley	Toomy
Dartez	LaBruzzo	Townsend
Doerge	LaFleur	Trahan
Dorsey	LaFonta	Triche

Dove	Lancaster	Tucker
Downs	Lorusso	Waddell
Durand	Marchand	Walker
Erdey	McDonald	Walsworth
Fannin	McVea	Williams
Farrar	Montgomery	Wooton
Faucheux	Morrell	
Total - 92		

NAYS

Schneider
Total - 1

ABSENT

Anders	DeWitt	Richmond
Ansardi	Johns	Scalise
Arnold	Lambert	White
Damico	Martiny	Winston
Total - 12		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Mickey Guillory 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. 409—
BY REPRESENTATIVE CAZAYOUX
AN ACT

To enact R.S. 39:1554(D)(7), relative to state procurement; to exempt from the state procurement code certain interinstitutional agreements of accredited Louisiana institutions of higher education; to exempt certain agreements between co-owners of intellectual property; to provide for an effective date; and to provide for related matters.

Read by title.

Motion

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

HOUSE BILL NO. 430—
BY REPRESENTATIVE BURNS
AN ACT

To amend and reenact R.S. 30:2531(I), relative to littering; to provide for simple and intentional littering; to limit exceptions from simple and intentional littering prohibitions for certain commercial vehicles; and to provide for related matters.

Read by title.

Rep. Burns moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Gallot	Morrish
Alario	Geymann	Odinet
Alexander	Gray	Pierre
Anders	Greene	Pinac
Arnold	Guillory E.L.	Pitre
Badon	Guillory, M.	Powell, M.
Baldone	Harris	Powell, T.
Barrow	Heaton	Quezaire

Baudoin	Hebert	Richmond
Baylor	Hill	Ritchie
Beard	Honey	Robideaux
Bowler	Hunter	Romero
Burns	Hutter	Schneider
Burrell	Jackson	Smiley
Carter, K.	Jefferson	Smith, G.
Carter, R.	Johns	Smith, J.D.—50th
Cazayoux	Katz	Smith, J.H.—8th
Chandler	Kennard	Smith, J.R.—30th
Crane	Kenney	St. Germain
Crowe	Kleckley	Strain
Curtis	LaBruzzo	Thompson
Daniel	LaFleur	Toomy
Dartez	LaFonta	Townsend
Doerge	Lambert	Trahan
Dorsey	Lancaster	Triche
Dove	Lorusso	Tucker
Downs	Marchand	Waddell
Durand	McDonald	Walker
Fannin	McVea	Walsworth
Farrar	Montgomery	Williams
Faucheux	Morrell	White
Frith	Morris	Wooton

Total - 96

NAYS

Total - 0

ABSENT

Ansardi	DeWitt	Martiny
Bruce	Erdey	Scalise
Damico	Guillory, E.J.	Winston

Total - 9

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.

HOUSE BILL NO. 723—

BY REPRESENTATIVE BAYLOR
AN ACT

To amend and reenact R.S. 47:332.6(B), relative to the disposition of state sales tax on hotel occupancy in the city of Shreveport; provides relative to the Shreveport Riverfront and Convention Center and Independence Stadium Fund; to revise the dedication of monies in the fund; to provide for an effective date; and to provide for related matters.

Read by title.

Motion

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

Notice of Intention to Call

Pursuant to House Rule No. 8.26(A), Rep. Baylor gave notice of his intention to call House Bill No. 723 from the calendar for future action.

Suspension of the Rules

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

HOUSE BILL NO. 778—

BY REPRESENTATIVE PITRE

AN ACT

To amend and reenact R.S. 47:820.5.2(B)(3) and (4), (C), (E), and (F)(1) and (2) and to enact R.S. 47:820.5.4, relative to the imposition and collection of tolls; to assess and provide for collection of tolls on trailers on the Crescent City Connection; to authorize the Louisiana Transportation Authority to impose and collect tolls on the LA 1 Project; to provide for definitions; to provide enforcement procedures and methods; to provide for liable persons; to provide for hearings and appeals; to provide for use of certain evidence; to provide for methods of collection; to provide for administrative fees and late charges; to provide for the deposit of tolls and fees collected; and to provide for related matters.

Called from the calendar.

Read by title.

Rep. Pitre moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 100

NAYS

Schneider
Total - 1

ABSENT

Damico	DeWitt
Daniel	Scalise

Total - 4

The Chair declared the above bill, having received a two-thirds vote of the elected members, was finally passed.

The title of the above bill was read and adopted.

Rep. Pitre 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. LaFleur, the rules were suspended in order to take up and consider House Bill No. 315 at this time.

HOUSE BILL NO. 315—
BY REPRESENTATIVE LAFLEUR
AN ACT

To enact R.S. 47:463.135, relative to motor vehicle prestige license plates; to provide relative to the creation and issuance of the "Chez nous autres" prestige license plate; to provide relative to the design of the plate; to authorize the promulgation of rules and regulations; and to provide for related matters.

Called from the calendar.

Read by title.

Rep. LaFleur moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 93

NAYS

Tucker
Total - 1

ABSENT

Alario	DeWitt	Lambert
Ansardi	Downs	Richmond
Beard	Harris	Walsworth
Damico	Katz	
Total - 11		

The Chair declared the above bill, having received a two-thirds vote of the elected members, was finally passed.

The title of the above bill was read and adopted.

Rep. LaFleur 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 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 CONCURRENT RESOLUTION NO. 7—
BY REPRESENTATIVE SCHNEIDER AND SENATOR B. GAUTREUX AND REPRESENTATIVE SALTER AND SENATOR HINES AND REPRESENTATIVES JANE SMITH AND WALSWORTH AND SENATOR ELLINGTON AND REPRESENTATIVES ARNOLD, CURTIS, DOERGE, GEYMANN, HARRIS, KLECKLEY, ROBIDEAUX, AND TRAHAN
A CONCURRENT RESOLUTION

To approve a cost-of-living increase requested by the board of trustees of the Louisiana State Employees' Retirement System (LASERS) of up to two and one-half percent and an additional cost-of-living increase of up to one-half of one percent for LASERS retirees, survivors, and beneficiaries, effective July 1, 2007.

Read by title.

Motion

On motion of Rep. Schneider, the resolution was returned to the calendar.

Notice of Intention to Call

Pursuant to House Rule No. 8.26(A), Rep. Schneider gave notice of his intention to call House Concurrent Resolution No. 7 from the calendar for future action.

HOUSE CONCURRENT RESOLUTION NO. 14—
BY REPRESENTATIVE HUTTER
A CONCURRENT RESOLUTION

To urge and request the Louisiana Recovery Authority to immediately take the necessary and appropriate actions to provide and distribute individual mitigation measures grants to eligible homeowners.

Read by title.

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

Ordered to the Senate.

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. 52—

BY REPRESENTATIVE JOHNS

A RESOLUTION

To commend Mickeye Mallet upon her retirement as secretary at Sulphur High School after twenty-two years of dedicated service.

Read by title.

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

HOUSE CONCURRENT RESOLUTION NO. 132—

BY REPRESENTATIVE MARCHAND

A CONCURRENT RESOLUTION

To commend Alpha Kappa Alpha Sorority, Incorporated, for their service and to recognize May 31, 2007, as Alpha Kappa Alpha Sorority, Incorporated Day at the Legislature of Louisiana.

Read by title.

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

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 133—

BY REPRESENTATIVE JACK SMITH

A CONCURRENT RESOLUTION

To urge and request the Department of Wildlife and Fisheries to examine the issues involved in allowing attended fishing vessels to anchor in Oyster Bayou.

Read by title.

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

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 134—

BY REPRESENTATIVE BEARD

A CONCURRENT RESOLUTION

To urge and request the Department of Environmental Quality to take all action allowable by law to revoke D & J, Inc.'s solid waste permit.

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 House and Governmental Affairs

May 23, 2007

To the Speaker and Members of the House of Representatives:

Pursuant to a meeting held on May 22, 2007, I am directed by your Committee on House and Governmental Affairs to submit the following report:

House Bill No. 212, by Pitre
Reported favorably. (8-0) (Regular)

House Bill No. 304, by Pitre (Joint Resolution)
Reported favorably. (10-0) (Regular)

House Bill No. 489, by Toomy
Reported with amendments. (6-0) (Regular)

House Bill No. 516, by Dorsey
Reported favorably. (6-0) (Regular)

House Bill No. 577, by Pinac
Reported favorably. (6-0) (Regular)

House Bill No. 698, by Lancaster
Reported with amendments. (6-0) (Regular)

House Bill No. 730, by Jackson
Reported with amendments. (11-0) (Regular)

CHARLES D. LANCASTER, JR.
Chairman

Report of the Committee on Labor and Industrial Relations

May 23, 2007

To the Speaker and Members of the House of Representatives:

Pursuant to a meeting held on May 22, 2007, I am directed by your Committee on Labor and Industrial Relations to submit the following report:

House Concurrent Resolution No. 105, by Erdey
Reported favorably. (9-0)

House Bill No. 119, by Hunter
Reported favorably. (6-4) (Regular)

House Bill No. 156, by Triche
Reported with amendments. (10-0) (Regular)

House Bill No. 158, by Hunter
Reported with amendments. (10-0) (Regular)

House Bill No. 859, by Marchand
Reported by substitute. (10-0) (Regular)

Senate Bill No. 259, by Cain
Reported with amendments. (10-0) (Regular)

WILLIE HUNTER, JR.
Chairman

The above Senate Bills reported favorably or with amendments were referred to the Legislative Bureau.

Report of the Committee on Judiciary

May 23, 2007

To the Speaker and Members of the House of Representatives:

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

House Bill No. 98, by Honey
Reported favorably. (11-0) (Regular)

House Bill No. 210, by Fauchaux
Reported with amendments. (10-0-1) (Regular)

House Bill No. 265, by Toomy
Reported with amendments. (9-0-1) (Regular)

House Bill No. 479, by Gray
Reported with amendments. (10-0-1) (Regular)

House Bill No. 556, by McVea
Reported favorably. (13-0) (Regular)

House Bill No. 616, by Beard
Reported with amendments. (11-0) (Regular)

House Bill No. 844, by Walsworth
Reported with amendments. (11-0) (Regular)

JOSEPH F. TOOMY
Chairman

**Report of the Committee on
Municipal, Parochial and Cultural Affairs**

May 23, 2007

To the Speaker and Members of the House of Representatives:

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

House Concurrent Resolution No. 123, by Gray
Reported with amendments. (8-0-1)

House Bill No. 527, by Downs
Reported favorably. (7-0-1) (Regular)

House Bill No. 559, by Erdey
Reported favorably. (8-0-1) (Regular)

House Bill No. 626, by Walsworth
Reported with amendments. (9-0-1) (Regular)

House Bill No. 677, by Thompson
Reported favorably. (10-0-1) (Regular)

House Bill No. 686, by Guillory, Elcie
Reported favorably. (7-0-1) (Regular)

House Bill No. 758, by Montgomery
Reported with amendments. (7-0-1) (Regular)

House Bill No. 759, by Downs
Reported with amendments. (8-0-1) (Regular)

ERNEST BAYLOR, JR.
Chairman

**Report of the Committee on
Retirement**

Wednesday, May 23, 2007

To the Speaker and Members of the House of Representatives:

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

House Bill No. 252, by Geymann
Reported favorably. (8-0) (Regular)

House Bill No. 253, by Morris
Reported favorably. (7-0) (Regular)

House Bill No. 295, by Powell, T.
Reported with amendments. (8-0) (Regular)

House Bill No. 415, by Morris
Reported with amendments. (6-0) (Regular)

House Bill No. 456, by Arnold
Reported favorably. (7-0) (Regular)

House Bill No. 671, by Salter
Reported favorably. (7-0) (Regular)

House Bill No. 818, by Heaton
Reported favorably. (7-0) (Regular)

MATTHEW P. "PETE" SCHNEIDER III
Chairman

**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. 409—
BY REPRESENTATIVE CAZAYOUX
AN ACT

To enact R.S. 39:1554(D)(7), relative to state procurement; to exempt from the state procurement code certain interinstitutional agreements of accredited Louisiana institutions of higher education; to exempt certain agreements between co-owners of intellectual property; to provide for an effective date; and to provide for related matters.

Called from the calendar.

Read by title.

Rep. Cazayoux moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Faucheux	Morrish
Alario	Frith	Odinet
Alexander	Gallot	Pierre
Anders	Geymann	Pinac
Arnold	Gray	Pitre
Badon	Greene	Powell, M.
Baldone	Guillory, E.J.	Powell, T.
Baudoin	Guillory E.L.	Quezaire
Baylor	Guillory, M.	Richmond
Beard	Harris	Ritchie
Bruce	Heaton	Robideaux
Burrell	Hebert	Romero
Carter, K.	Hill	Scalise
Carter, R.	Honey	Smiley
Cazayoux	Hutter	Smith, G.
Chandler	Jackson	Smith, J.D.—50th
Crane	Jefferson	Smith, J.H.—8th
Crowe	Katz	Smith, J.R.—30th
Curtis	Kennard	St. Germain
Damico	Kenney	Strain
Daniel	Kleckley	Thompson
Dartez	LaBruzzo	Townsend
Doerge	LaFleur	Triche
Dorsey	LaFonta	Waddell
Dove	Lorusso	Walker

Downs	Marchand	Walsworth
Durand	McDonald	Williams
Erdey	McVea	Winston
Fannin	Montgomery	Wooton
Farrar	Morris	

Total - 89

NAYS

Total - 0

ABSENT

Ansardi	Johns	Toomy
Barrow	Lambert	Trahan
Bowler	Lancaster	Tucker
Burns	Martiny	White
DeWitt	Morrell	
Hunter	Schneider	

Total - 16

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Cazayoux 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.

Privileged Report of the Committee on Enrollment

May 23, 2007

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. 117— BY REPRESENTATIVES JANE SMITH AND MONTGOMERY AND SENATOR ADLEY

A CONCURRENT RESOLUTION

To commend the Benton High School baseball team upon reaching the 2007 Class 3A state championship game.

HOUSE CONCURRENT RESOLUTION NO. 119—

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

A CONCURRENT RESOLUTION

To express condolences upon the death of Mike V, Louisiana State University's beloved tiger mascot.

HOUSE CONCURRENT RESOLUTION NO. 121—

BY REPRESENTATIVES RICHMOND, BADON, K. CARTER, GRAY, JEFFERSON, LAFONTA, MARCHAND, AND MORRELL AND
SENATORS BAJOIE, DUPLESSIS, MURRAY, AND SHEPHERD

A CONCURRENT RESOLUTION

To commend Reverend Jerome G. LeDoux, S.V.D., upon the celebration of the fiftieth anniversary of his ordination to the priesthood and to honor his achievements.

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.

Suspension of the Rules

On motion of Rep. Alario, the rules were suspended to permit the Committee on Appropriations to meet at 11:00 a.m., and consider the following legislative instruments that were not listed on the weekly committee schedule as required by House Rule 14.23:

House Bill Nos. 920 and 931

Suspension of the Rules

On motion of Rep. Pinac, the rules were suspended to permit the Committee on Commerce to consider the following legislative instruments that were not listed on the weekly committee schedule as required by House Rule 14.23:

Senate Bill No. 137

Suspension of the Rules

On motion of Rep. Quezaire, the rules were suspended to permit the Committee on Transportation, Highways and Public Works to consider the following legislative instruments that were not listed on the weekly committee schedule as required by House Rule 14.23:

House Concurrent Resolution No. 116

Senate Concurrent Resolution Nos. 11 and 12

Suspension of the Rules

On motion of Rep. Townsend, the rules were suspended to permit the Committee on Ways and Means to consider the following legislative instruments that were not listed on the weekly committee schedule as required by House Rule 14.23:

House Bill Nos. 299, 359, 495, 521, 543, 568, 757, and 929

House Concurrent Resolution No. 109

Adjournment

On motion of Rep. Kenney, at 3:23 P.M., the House agreed to adjourn until Thursday, May 24, 2007, at 2:00 P.M.

The Speaker of the House declared the House adjourned until 2:00 P.M., Thursday, May 24, 2007.

ALFRED W. SPEER
Clerk of the House

