

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

SECOND DAY'S PROCEEDINGS

**Thirty-seventh Extraordinary Session of the Legislature
Under the Adoption of the
Constitution of 1974**

House of Representatives
State Capitol
Baton Rouge, Louisiana

Monday, March 10, 2008

The House of Representatives was called to order at 4:00 P.M., by the Honorable Jim Tucker, Speaker of the House of Representatives.

Morning Hour

ROLL CALL

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

PRESENT

Mr. Speaker	Geymann	Monica
Abramson	Gisclair	Montoucet
Anders	Guillory, E.	Morrell
Armes	Guillory, M.	Morris
Arnold	Guinn	Norton
Aubert	Hardy	Nowlin
Badon, A.	Harrison	Pearson
Badon, B.	Hazel	Perry
Baldone	Henderson	Peterson
Barras	Henry	Ponti
Barrow	Hill	Pope
Billiot	Hines	Pugh
Burford	Hoffmann	Richard
Burns, H.	Honey	Richardson
Burrell	Howard	Richmond
Carmody	Hutter	Ritchie
Carter	Jackson G.	Robideaux
Cazayoux	Jackson M.	Roy
Champagne	Johnson	Schroder
Chandler	Jones, R.	Simon
Chaney	Jones, S.	Smiley
Connick	Katz	Smith, G.
Cortez	Kleckley	Smith, J.
Cromer	LaBruzzo	Smith, P.
Danahay	LaFonta	St. Germain
Dixon	Lambert	Talbot
Doerge	LeBas	Templet
Dove	Leger	Trahan
Downs	Ligi	Waddell

Edwards	Little	White
Ellington	Lopinto	Williams
Fannin	Lorusso	Willmott
Foil	Marchand	Wooton
Franklin	McVea	
Gallot	Mills	
Total - 103		

ABSENT

Burns, T.	Greene
Total - 2	

The Speaker announced that there were 103 members present and a quorum.

Prayer

Prayer was offered by Rep. Ritchie.

Pledge of Allegiance

Rep. Austin Badon 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. Ponti, the reading of the Journal was dispensed with.

On motion of Rep. Ponti, the Journal of March 9, 2008, was adopted.

**Petitions, Memorials and
Communications**

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

Message from the Senate

HOUSE CONCURRENT RESOLUTIONS

March 10, 2008

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. 3
Returned without amendments

House Concurrent Resolution No. 4
Returned without amendments

Respectfully submitted,

GLENN A. KOEPP
Secretary of 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. 5—
BY REPRESENTATIVE GALLOT
A RESOLUTION**

To commend Loy F. Weaver for his outstanding accomplishments upon his retirement as area president of First Guaranty Bank in North Louisiana.

Read by title.

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

HOUSE CONCURRENT RESOLUTION NO. 6— BY REPRESENTATIVE WOOTON

A CONCURRENT RESOLUTION

To memorialize the United States Congress and to express to the Louisiana Congressional Delegation, the National Marine Fisheries Service of the National Oceanographic and Atmospheric Administration, and the Gulf of Mexico Fisheries Management Council opposition by the Louisiana Legislature to the authorization of deepwater fish farms in the Gulf of Mexico off the coast of the state of Louisiana.

Read by title.

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

Ordered to the Senate.

Reports of Committees

The following reports of committees were received and read:

Report of the Committee on Appropriations

March 10, 2008

To the Speaker and Members of the House of Representatives:

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

House Concurrent Resolution No. 1, by Fannin
Reported favorably. (22-0)

House Bill No. 4, by Tucker
Reported with amendments. (19-0) (Regular)

House Bill No. 5, by Tucker
Reported with amendments. (17-0) (Regular)

House Bill No. 6, by Dove
Reported favorably. (16-0) (Regular)

House Bill No. 30, by Lambert
Reported with amendments. (14-0) (Regular)

House Bill No. 36, by St. Germain
Reported with amendments. (16-0) (Regular)

House Bill No. 46, by Fannin
Reported with amendments. (19-0) (Regular)

JAMES R. "JIM" FANNIN
Chairman

Report of the Committee on Ways and Means

March 10, 2008

To the Speaker and Members of the House of Representatives:

I am directed by your Committee on Ways and Means to submit the following report:

House Bill No. 1, by Greene
Reported favorably. (19-0) (Regular)

House Bill No. 2, by Greene
Reported favorably. (17-0) (Regular)

House Bill No. 3, by Greene
Reported favorably. (17-0) (Regular)

House Bill No. 7, by Greene
Reported with amendments. (15-3) (Regular)

House Bill No. 9, by Richmond
Reported with amendments. (18-0) (Regular)

House Bill No. 18, by Greene
Reported favorably. (17-0) (Regular)

House Bill No. 40, by Mills
Reported favorably. (15-0) (Regular)

HUNTER V. GREENE
Chairman

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. 5— BY REPRESENTATIVE ROBIDEAUX

A CONCURRENT RESOLUTION

To authorize and direct the Louisiana State Law Institute to review the provisions of Code of Criminal Procedure Article 814(C) to determine if any amendments may be necessary to further clarify the intent of the legislature in adopting the sufficiency of evidence standard with regard to responsive verdicts as set forth by the United States Supreme Court in Jackson v. Virginia, 443 U.S. 307 (1979).

Read by title.

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

HOUSE RESOLUTION NO. 1— BY REPRESENTATIVE HENRY

A RESOLUTION

To adopt House Rules 6.14(C) and 8.27(E) of the Rules of Order of the House of Representatives, to require public meetings of certain conference committees and to provide that the question of consideration of a conference committee report is not in order under certain circumstances.

Read by title.

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

Privileged Report of the Committee on Enrollment

March 10, 2008

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

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

The following House Resolutions have been properly enrolled:

HOUSE RESOLUTION NO. 2—

BY REPRESENTATIVES RITCHIE, ABRAMSON, ANDERS, ARMES, ARNOLD, AUBERT, AUSTIN BADON, BOBBY BADON, BALDONE, BARRAS, BARROW, BILLIOT, BURFORD, HENRY BURNS, TIM BURNS, BURRELL, CARMODY, CARTER, CAZAYOUX, CHAMPAGNE, CHANDLER, CHANEY, CONNICK, CORTEZ, CROMER, DANAHAY, DIXON, DOERGE, DOVE, DOWNS, EDWARDS, ELLINGTON, FANNIN, FOIL, FRANKLIN, GALLOT, GEYMANN, GISCLAIR, GREENE, ELBERT GUILLORY, MICKEY GUILLORY, GUINN, HARDY, HARRISON, HAZEL, HENDERSON, HENRY, HILL, HINES, HOFFMANN, HONEY, HOWARD, HUTTER, GIRODJACKSON, MICHAELJACKSON, JOHNSON, ROSALIND JONES, SAM JONES, KATZ, KLECKLEY, LABRUZZO, LAFONTA, LAMBERT, LEBAS, LEGER, LIGI, LITTLE, LOPINTO, LORUSSO, MARCHAND, MCVEA, MILLS, MONICA, MONTOU CET, MORRELL, MORRIS, NORTON, NOWLIN, PEARSON, PERRY, PETERSON, PONTI, POPE, PUGH, RICHARD, RICHARDSON, RICHMOND, ROBIDEAUX, ROY, SCHRODER, SIMON, SMILEY, GARY SMITH, JANE SMITH, PATRICIA SMITH, ST. GERMAIN, TALBOT, TEMPLET, TRAHAN, TUCKER, WADDELL, WHITE, WILLIAMS, WILLMOTT, AND WOOTON

A RESOLUTION

To express sincere and heartfelt condolences upon the death of former state legislator Benjamin B. "Sixty" Rayburn of Bogalusa.

HOUSE RESOLUTION NO. 3—

BY REPRESENTATIVE GALLOT

A RESOLUTION

To commend Lauren M. Tichenor for her outstanding accomplishments and contributions as a Louisiana AmeriCorps VISTA member in Claiborne Parish.

HOUSE RESOLUTION NO. 4—

BY REPRESENTATIVE LEGER

A RESOLUTION

To commend members of the Louise S. McGehee School varsity mock trial team for winning the 2008 statewide high school Mock Trial Competition.

Respectfully submitted,

WAYNE WADDELL
Chairman

The above House Resolutions contained in the report were signed by the Speaker of the House and taken by the Clerk of the House to the Secretary of State in accordance with the rules of the House.

**Introduction of House Bills
and Joint Resolutions**

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

HOUSE BILL NO. 47—

BY REPRESENTATIVE TUCKER

AN ACT

To amend and reenact R.S. 47:301(3)(i)(ii)(bb), relative to the sales and use tax exclusion for manufacturing machinery and equipment; to provide that the term "manufacturer" shall include certain information sector and publishing industry businesses; to provide for an effective date; and to provide for related matters.

Read by title.

Leave of Absence

Rep. Tim Burns - 1/2 day

Adjournment

On motion of Rep. Trahan, at 4:45 P.M., the House agreed to adjourn until Tuesday, March 11, 2008, at 3:00 P.M.

The Speaker of the House declared the House adjourned until 3:00 P.M., Tuesday, March 11, 2008.

ALFRED W. SPEER
Clerk of the House

