

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

TWENTY-SIXTH DAY'S PROCEEDINGS

Thirtieth Regular Session of the Legislature
Under the Adoption of the
Constitution of 1974

House of Representatives
 State Capitol
 Baton Rouge, Louisiana
 Tuesday, May 11, 2004

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	Flavin	Pierre
Alario	Frith	Pinac
Alexander	Futrell	Pitre
Ansardi	Gallot	Powell, M.
Arnold	Geymann	Powell, T.
Badon	Glover	Quezaire
Baldone	Gray	Richmond
Baudoin	Guillory, E.	Ritchie
Baylor	Guillory, M.	Robideaux
Beard	Hammett	Romero
Bowler	Heaton	Scalise
Broome	Hebert	Schneider
Bruce	Hill	Shepherd
Bruneau	Honey	Smiley
Burns	Hopkins	Smith, G.—56th
Burrell	Hunter	Smith, J.D.—50th
Carter, K.	Hutter	Smith, J.H.—8th
Carter, R.	Jackson	Smith, J.R.—30th
Cazayoux	Jefferson	St. Germain
Crane	Johns	Strain
Crowe	Katz	Thompson
Curtis	Kenney	Toomy
Damico	LaBruzzo	Townsend
Daniel	LaFleur	Trahan
Dartez	Lambert	Triche
DeWitt	Lancaster	Tucker
Doerge	Marchand	Waddell
Dorsey	Martiny	Walker
Dove	McDonald	Walsworth

Downs	McVea	White
Durand	Montgomery	Winston
Erdey	Morrell	Wooton
Fannin	Morrish	Wright
Farrar	Murray	
Faucheux	Odinet	
Total—103		

ABSENT

Kennard
 Total—1

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

Prayer

Prayer was offered by Dr. Ken Ward.

Pledge of Allegiance

Rep. Faucheux 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. Richmond, the reading of the Journal was dispensed with.

On motion of Rep. Kenney, the Journal of May 10, 2004, was adopted.

Suspension of the Rules

On motion of Rep. Jane Smith, 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.

Petitions, Memorials and Communications

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

Message from the Senate

HOUSE BILLS

May 10, 2004

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

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

House Bill No. 1011
 Returned without amendments.

Respectfully submitted,

GLENN A. KOEPP
 Secretary of the Senate

Message from the Senate

HOUSE CONCURRENT RESOLUTIONS

May 11, 2004

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. 165
Returned without amendments.

House Concurrent Resolution No. 167
Returned without amendments.

House Concurrent Resolution No. 168
Returned without amendments.

House Concurrent Resolution No. 169
Returned without amendments.

House Concurrent Resolution No. 171
Returned without amendments.

House Concurrent Resolution No. 173
Returned without amendments.

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

Message from the Senate

**ASKING CONCURRENCE IN
SENATE CONCURRENT RESOLUTIONS**

May 11, 2004

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

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

Senate Concurrent Resolution Nos. 97, 98, 99, 100, and 101

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

Suspension of the Rules

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

Senate Concurrent Resolutions

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

SENATE CONCURRENT RESOLUTION NO. 97—
BY SENATOR HINES

A CONCURRENT RESOLUTION

To declare May 11, 2004 as "Rural Hospital Day".

Read by title.

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

SENATE CONCURRENT RESOLUTION NO. 98—
BY SENATOR HINES

A CONCURRENT RESOLUTION

To offer the heartfelt condolences of the members of the Louisiana Legislature to the family of Charles I. Hudson on the death of this highly respected and much beloved colleague.

Read by title.

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

SENATE CONCURRENT RESOLUTION NO. 99—

BY SENATORS HAINKEL AND LENTINI

A CONCURRENT RESOLUTION

To commend Sister Imelda Moriarty on the occasion of her retirement as principal of St. Catherine of Siena School in Metairie.

Read by title.

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

SENATE CONCURRENT RESOLUTION NO. 100—

BY SENATOR MCPHERSON

A CONCURRENT RESOLUTION

To commend Grady Gaines on sharing his music, and his musical talents throughout Louisiana.

Read by title.

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

SENATE CONCURRENT RESOLUTION NO. 101—

BY SENATOR HAINKEL

A CONCURRENT RESOLUTION

To express the sincere and heartfelt condolences of the Legislature of Louisiana on the death of former state Representative Benjamin Franklin "B.F." O'Neal, Jr.

Read by title.

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

Message from the Senate

SENATE BILLS

May 11, 2004

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. 130, 164, 169, 302, 539, 594, 746, 778, 792, 805, 816, 829, 835, and 861

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

Suspension of the Rules

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

Senate Bills and Joint Resolutions on First Reading

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

SENATE BILL NO. 130—
BY SENATOR HAINKEL

AN ACT

To provide relative to group insurance for sheriffs and deputy sheriffs; to provide circumstance where certain sheriffs pay certain premium costs of specified group insurance for certain retired officials and employees; to provide for an effective date; and to provide for related matters.

Read by title.

SENATE BILL NO. 164—
BY SENATOR N. GAUTREAUX

AN ACT

To amend and reenact R.S. 14:91.1(A)(2) and to enact R.S. 15:538(D), relative to sexually violent predators and sexual offenders; to provide that sexually violent predators and sexual offenders remain at least one thousand feet away from certain locations; to provide for certain probation conditions; and to provide for related matters.

Read by title.

SENATE BILL NO. 169—
BY SENATOR IRONS

AN ACT

To amend and reenact Children's Code Articles 607(A) and 1016(B), relative to the protection of children; to provide with respect to right to counsel for children in the custody of the state; to provide for qualified counsel in child protection proceedings in accordance with federal Child Abuse Prevention and Treatment Act requirements; and to provide for related matters.

Read by title.

SENATE BILL NO. 302—
BY SENATOR HINES

AN ACT

To amend and reenact R.S. 40:1299.39.1(A)(1)(a) and 1299.47(A)(1)(a), relative to medical malpractice; to provide for medical review panel reports to be non-reportable; to provide for the filing of a request for a medical review panel to be non-reportable; and to provide for related matters.

Read by title.

SENATE BILL NO. 539—
BY SENATOR IRONS

AN ACT

To amend and reenact R.S. 46:460.21(A)(3), (4) and (5), (B)(1), the introductory paragraph of (C), (C)(1)(g), and (F), and to enact R.S. 46:460.21(A)(6), (C)(1)(h), and (C)(4), relative to public welfare and assistance; to provide with respect to fees in child protection cases; to provide for an annual reserve for out-of-pocket expenses; to provide a time limit for the submission of payment request forms; to require specific attorney certifications; to provide authorization for suspension of

payments not meeting necessary requirements; to require rule-making relative to recommendations of the Task Force on Legal Representation in Child Protection Cases; and to provide for related matters.

Read by title.

SENATE BILL NO. 594—
BY SENATOR BAJOE

AN ACT

To enact Part IX of Chapter 4 of Title 15 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 15:571.61, relative to post-release facilities; to provide for a pilot program in the Department of Public Safety and Corrections; to provide for the duties of the department; to provide for reports; and to provide for related matters.

Read by title.

SENATE BILL NO. 746—
BY SENATOR N. GAUTREAUX

AN ACT

To enact Code of Civil Procedure Art. 4843(L), relative to the city courts of Abbeville and Kaplan; to increase the civil jurisdiction of the courts; and to provide for related matters.

Read by title.

SENATE BILL NO. 778—
BY SENATORS BARHAM AND DARDENNE

AN ACT

To amend and reenact R.S. 11:515(3), 826, 1165, 1168, and 1303, relative to certain public retirement systems; to require approval of the annual operating budgets of certain public retirement systems by the Joint Legislative Committee on the Budget; to provide for an effective date; and to provide for related matters.

Read by title.

SENATE BILL NO. 792—
BY SENATORS DARDENNE AND HOLLIS

AN ACT

To enact R.S. 11:441(G), relative to Louisiana State Employees' Retirement System; to provide with respect to eligibility for retirement for new members; to require new members to have ten years of service at age sixty to be eligible for retirement; to provide for an effective date; and to provide for related matters.

Read by title.

SENATE BILL NO. 805—
BY SENATOR ADLEY

AN ACT

To amend and reenact R.S. 13:3881(A)(introductory paragraph) and to enact R.S. 13:3881(A)(6), relative to general exemptions from seizure; to provide that federal earned income tax credit of a debtor shall be exempt from seizure; to provide for exceptions; and to provide for related matters.

Read by title.

SENATE BILL NO. 816—
BY SENATOR DUPLESSIS

AN ACT

To enact R.S. 15:574.4(L), relative to parole; to provide relative to educational and skills requirements for parolees prior to release; to provide relative to decisions of the Board of Parole; and to provide for related matters.

Read by title.

SENATE BILL NO. 829—
BY SENATORS THEUNISSEN AND MOUNT
AN ACT

To enact R.S. 11:413(15)(a), (b), and (c), relative to the Louisiana State Employees' Retirement System; to provide with respect to membership in the Louisiana State Employees' Retirement System for any political subdivision whose creation is authorized pursuant to R.S. 33:4710.2(A)(1) with a parish wide jurisdiction in a parish with a population of not less than one hundred eighty thousand or more than one hundred eighty-five thousand according to the latest federal decennial census; to provide that employees of any political subdivision created by state law with a parish wide jurisdiction in a parish with a population of not less than one hundred eighty thousand or more than one hundred eighty-five thousand according to the latest federal decennial census shall not be eligible to become members of the Louisiana State Employees' Retirement System; to provide with respect to employee and employer contributions; to provide for an effective date; and to provide for related matters.

Read by title.

SENATE BILL NO. 835—
BY SENATOR BOISSIERE
AN ACT

To enact R.S. 11:269, relative to state and statewide public retirement or pension systems, funds and plans; to require consultants and money managers to disclose relationships; to provide for an effective date; and to provide for related matters.

Read by title.

SENATE BILL NO. 861—
BY SENATORS N. GAUTREAU, LENTINI AND ROMERO
AN ACT

To amend and reenact R.S. 9:315.40(9) and 315.41(A) and to enact R.S. 9:315.40(4)(d), relative to child support; to provide relative to the suspension of licenses for nonpayment of child support; to provide for definitions; to include licenses for the operation of motorboats, sailboats, and trailers in the definition of licenses; to provide for the suspension of such additional licenses; and to provide for related matters.

Read by title.

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

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

HOUSE RESOLUTION NO. 59—
BY REPRESENTATIVE DURAND
A RESOLUTION

To recognize May 11, 2004, as Rural Hospital Day.

Read by title.

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

HOUSE CONCURRENT RESOLUTION NO. 175—
BY REPRESENTATIVE MONTGOMERY AND SENATOR ADLEY
A CONCURRENT RESOLUTION

To urge and request the Louisiana Gaming Control Board to delay action on the pending sale of Harrah's riverboat to Boyd Gaming.

Read by title.

Lies over under the rules.

HOUSE CONCURRENT RESOLUTION NO. 176—
BY REPRESENTATIVE FRITH
A CONCURRENT RESOLUTION

To create a task force to explore the feasibility of, and model policies relative to, the development of a marine aquaculture industry in the Gulf of Mexico that utilizes offshore oil and gas platforms for culturing marine organisms.

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. 166—
BY REPRESENTATIVE WALKER
A CONCURRENT RESOLUTION

To create the Louisiana Commission on Employment of Mental Health Consumers to study and develop a plan to address barriers that prevent persons with mental illness from seeking, obtaining, and maintaining employment.

Read by title.

Under the rules, the above resolution was referred to the Committee on Labor and Industrial Relations.

HOUSE CONCURRENT RESOLUTION NO. 170—
BY REPRESENTATIVE SCHNEIDER
A CONCURRENT RESOLUTION

To urge and request the division of administration to study, review, and examine current state printing practices.

Read by title.

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

HOUSE CONCURRENT RESOLUTION NO. 172—
BY REPRESENTATIVES JANE SMITH AND CAZAYOUX
A CONCURRENT RESOLUTION

To urge and request the Louisiana School Boards Association, the Louisiana Association of School Superintendents, and the Louisiana Association of School Executives to make available without delay to each of their members copies of Opinion No. 03-0351 issued November 13, 2003, by the office of the state attorney general confirming the authority of local public school boards to adopt regulations concerning the possession by students of cellular telephones while students are in school, on school grounds, and in school buses, provided such regulations meet certain standards and guidelines, the letter requesting the opinion, and this Resolution.

Read by title.

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

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

To urge and request the chairman of the Greater New Orleans Expressway Commission, commonly referred to as "The Causeway Commission" to comply with current law providing for the free and unhampered passage by firemen on toll bridges and ferries.

Read by title.

Under the rules, the above resolution was referred to the Committee on Transportation, Highways and Public Works.

Senate Concurrent Resolutions

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

SENATE CONCURRENT RESOLUTION NO. 6— BY SENATOR SCHEDLER

A CONCURRENT RESOLUTION

To recreate the Task Force on Regional and Local Economic Development to review industry attraction, expansion, and retention initiatives at the local and regional levels and to determine appropriate funding levels and revenue sources.

Read by title.

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

House Bills and Joint Resolutions on Second Reading to be Referred

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

Motion

On motion of Rep. Triche, the Committee on Environment was discharged from further consideration of House Bill No. 1686.

HOUSE BILL NO. 1686— BY REPRESENTATIVE TRICHE AN ACT

To enact R.S. 40:31.32(G), relative to individual sewerage fees; to provide for a maximum fee amount for inspections of individual sewerage systems; and to provide for related matters.

Read by title.

Motion

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

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. 654— BY SENATOR BAJOE

AN ACT

To amend and reenact R.S. 46:231.6(A)(1), (B), (C), and (D)(introductory paragraph), 231.7(A)(3)(a) and (D)(1), 231.8(A)(2), 231.11 and 460.5, and to repeal R.S. 46:231.6 (E), relative to FITAP eligibility and earned income disregards; to provide for a sixty-month limit of eligibility for benefits; to provide for earned income disregards; to provide for initial transitional assessments; 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. 768— BY SENATOR HOLLIS

AN ACT

To enact R.S. 6:966.1, relative to additional default remedies; to provide for a notice of repossession; to provide for contents; to provide for fees; and to provide for related matters.

Read by title.

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

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. 15— BY REPRESENTATIVE BOWLER

A CONCURRENT RESOLUTION

To urge and request the division of administration to study the feasibility of implementing a statewide electronic payment system.

Read by title.

Reported favorably by the Committee on Appropriations.

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

HOUSE CONCURRENT RESOLUTION NO. 107— BY REPRESENTATIVES BROOME AND MURRAY

A CONCURRENT RESOLUTION

To create the Predatory Lending Prevention Task Force to study the conditions in the Louisiana housing finance market and address the issues and concerns relative to protecting Louisiana citizens from predatory lending practices.

Read by title.

Reported favorably by the Committee on Commerce.

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

HOUSE CONCURRENT RESOLUTION NO. 148— BY REPRESENTATIVES BURRELL, JEFFERSON, AND MARCHAND

A CONCURRENT RESOLUTION

To urge and request the House Committee on Municipal, Parochial and Cultural Affairs and the Senate Committee on Local and Municipal Affairs to meet and function as a joint committee to study and make recommendations for the creation of a state office of urban reengineering and reinvestment, including but not limited to its structure, powers, duties, functions, responsibilities, and funding, and in conducting such study to obtain assistance, information, and recommendations from certain organizations and agencies.

Read by title.

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

On motion of Rep. Baylor, 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. 322—
BY REPRESENTATIVES HUDSON
AN ACT

To enact R.S. 32:73.1 and to repeal R.S. 32:74(A)(3), relative to traffic violations; to require an operator of a motor vehicle when overtaking and passing another vehicle to pass on the left and to return to the right lane after passing the vehicle; to provide for penalties; to provide relative to an operator of a motor vehicle that remains or travels in the left lane when not actively passing another vehicle; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Transportation, Highways and Public Works.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Transportation, Highways and Public Works to Original House Bill No. 322 by Representative Hudson

AMENDMENT NO. 1

Change the lead author from Representative Hudson to Representative Quezaire

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 331—
BY REPRESENTATIVE GARY SMITH
AN ACT

To enact R.S. 40:1299.53(C) and (D), relative to health care information; to authorize certain persons to have access to a patient's health care information; to provide exceptions for minors; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Civil Law and Procedure.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Civil Law and Procedure to Original House Bill No. 331 by Representative Gary Smith

AMENDMENT NO. 1

On page 1, line 2, after "40:1299.53(C)" and before the comma "," insert "and (D)"

AMENDMENT NO. 2

On page 1, line 3, after the semicolon ";" insert "to provide exceptions for minors;"

AMENDMENT NO. 3

On page 1, line 6, after "40:1299.53(C)" and before "hereby" change "is" to "and (D) are"

AMENDMENT NO. 4

On page 1, after line 17, insert the following:

"D. The provisions of Subsection C of this Section shall apply to a minor patient only when the consent of a spouse, parent, guardian, or other person standing in a fiduciary capacity to the minor is required to authorize surgical or medical treatment, care, or services to the minor."

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 620—
BY REPRESENTATIVE PIERRE
AN ACT

To enact R.S. 49:213.10(C), relative to venue; to provide for proper venue for certain actions where the state is a party; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Civil Law and Procedure.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Civil Law and Procedure to Original House Bill No. 620 by Representative Pierre

AMENDMENT NO. 1

On page 1, line 3, change "Department of Natural Resources" to "state"

AMENDMENT NO. 2

On page 1, line 9, after "contrary," delete the remainder of the line and delete lines 10 through 12 in their entirety and insert the following:

"any person who has entered into an oyster lease with the state and who is claiming compensation pursuant to this Section arising out of or in any way related to the oyster lease granted by the state, shall file such action only in the Nineteenth Judicial District Court for the Parish of East Baton Rouge."

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 648—
BY REPRESENTATIVE ALARIO

AN ACT

To amend and reenact R.S. 9:154(A)(16) and 165(B) and to enact R.S. 9:154(A)(17), relative to the Uniform Unclaimed Property Act; to provide for time periods for presumption of abandonment; to provide for administrative costs related to the sale of abandoned property; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Appropriations.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Appropriations to Original House Bill No. 648 by Representative Alario

AMENDMENT NO. 1

On page 1, line 2, after "reenact", delete the remainder of the line and insert "R.S. 9:154(A)(16) and 165(B) and to"

AMENDMENT NO. 2

On page 1, line 7, after "Section 1" and the period ".", delete the remainder of the line, and insert "R.S. 9:154(A)(16) and 165(B) are hereby"

AMENDMENT NO. 3

On page 1, delete lines 12 through 19 in their entirety, delete page 2 in its entirety, and on page 3, delete lines 1 through 9 in their entirety

AMENDMENT NO. 4

On page 3, line 20, after the comma ",", delete "three" and insert "five"

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 652—
BY REPRESENTATIVE PIERRE

AN ACT

To amend and reenact R.S. 30:86(E)(2), relative to the Oilfield Site Restoration Fund; to provide relative to the amount of the fund that can be used by the Department of Natural Resources for administration; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Appropriations.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 658—
BY REPRESENTATIVE JEFFERSON
A JOINT RESOLUTION

Proposing to amend Article VII, Section 21(F) of the Constitution of Louisiana, to provide that any contract of exemption entered into by the State Board of Commerce and Industry and a manufacturing establishment shall require a payment in lieu of taxes for any exemption from ad valorem taxes imposed by a school board; to provide for the distribution of any funds received from such payments; to provide for submission of the proposed amendment to the electors; and to provide for related matters.

Read by title.

Reported without amendments by the Committee on Civil Law and Procedure.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 791—
BY REPRESENTATIVE JOHNS
AN ACT

To amend and reenact Code of Civil Procedure Article 893(A)(1), relative to pleadings; to provide for the pleading of damages; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Civil Law and Procedure.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 792—
BY REPRESENTATIVE JOHNS
AN ACT

To amend and reenact R.S. 40:1299.41(A)(16), relative to medical malpractice; to provide relative to the definition of "ambulance service" under the Medical Malpractice Act; to include certain students under supervision of licensed health care providers within the definition of "ambulance service"; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Civil Law and Procedure.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Civil Law and Procedure to Original House Bill No. 792 by Representative Johns

AMENDMENT NO. 1

On page 2, line 1, after "qualified" and before "educational" insert "emergency medical services"

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 814—
BY REPRESENTATIVE TOWNSEND
AN ACT

To enact R.S. 6:332 and 333(F)(16), relative to disclosure of financial records; to provide for attorney fiduciary accounts; to provide for overdraft notification to the office of disciplinary counsel for the Louisiana Attorney Disciplinary Board; to provide for a limitation of liability; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Commerce.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 953—
BY REPRESENTATIVE MCVEA
AN ACT

To amend and reenact R.S. 33:4303, relative to Gas Utility District No. 1 of West Feliciana Parish; to increase the membership of the board of commissioners of the district; to provide for the appointment and terms of office of board members; and to provide for related matters.

Read by title.

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 958—
BY REPRESENTATIVE TUCKER
AN ACT

To amend and reenact R.S. 34:29(A)(1), (D), and (E), to enact R.S. 34:29(J), and to repeal R.S. 34:29(B), relative to the Port of New Orleans; to provide relative to the port's borrowing power and debt limitation; to remove certain limitations; to provide for the port's authority to continue the issuance of bonds and other obligations; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Transportation, Highways and Public Works.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Transportation, Highways and Public Works to Original House Bill No. 958 by Representative Tucker

AMENDMENT NO. 1

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

"To amend and reenact R.S. 34:29(A)(1), (D), and (E), to enact R.S. 34:29(J), and to repeal R.S. 34:29(B), relative"

AMENDMENT NO. 2

On page 1, line 4, after "limitations;" insert the following:

"to provide for the port's authority to continue the issuance of bonds and other obligations;"

AMENDMENT NO. 3

On page 1, line 9, after "reenacted" insert the following:

"and R.S. 34:29(J) is hereby enacted"

AMENDMENT NO. 4

On page 1, line 13, after "bonds" and before "under" insert "pursuant to the provisions of this Section and"

AMENDMENT NO. 5

On page 1, line 14, after "conditions" delete the remainder of the line and insert a colon ":"

AMENDMENT NO. 6

On page 2, after line 23, insert the following:

"J. Nothing contained in this Section shall be construed to limit the powers of the board of commissioners of the Port of New Orleans under any other provision of law to issue bonds or other obligations."

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 960—
BY REPRESENTATIVE FARRAR
AN ACT

To enact R.S. 33:2740.25(D), relative to Rapides Parish and the cities of Alexandria and Pineville; to authorize the governing authorities of Rapides Parish and the cities of Alexandria and Pineville to levy a sales tax on cigarette papers; to provide for the dedication of the proceeds of the tax; and to provide for related matters.

Read by title.

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1023—

BY REPRESENTATIVE QUEZAIRE
AN ACT

To amend and reenact R.S. 32:420, relative to driver's license requirements; to provide for certain exemptions; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Transportation, Highways and Public Works.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1082—

BY REPRESENTATIVE BURNS
AN ACT

To amend and reenact R.S. 33:102, 106, and 109 and to enact R.S. 33:101(5), 103.1, and 109.1, relative to parish and municipal planning commissions; to provide relative to training requirements of members of such commissions and members of advisory boards to such commissions; to provide relative to master plans adopted by such commissions; to provide relative to the relationship between such master plans and plans of the state and other political subdivisions; and to provide for related matters.

Read by title.

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

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Municipal, Parochial and Cultural Affairs to Original House Bill No. 1082 by Representative Burns

AMENDMENT NO. 1

On page 2, delete lines 17 through 29 in their entirety and delete page 3 in its entirety and on page 4, delete lines 1 through 16 in their entirety and insert the following:

"§106. General powers and duties

A.(1) A parish planning commission shall make and adopt a master plan for the physical development of the unincorporated territory of a parish.

(2) A municipal planning commission shall make and adopt a master plan for the physical development of the municipality.

B.(1) Any such plan shall provide a general description or depiction of existing roads, streets, highways, and publicly controlled corridors, along with a general description of depiction of other public property within the jurisdiction that is subject to the authority of the commission.

(2) Such Any such plan, with the accompanying maps, plats, charts, and descriptive matter ~~shall show~~ may include a commission's recommendations for the development of the parish or municipality, as the case may be, including, among other things, the general location, character, and extent of railroads, highways, streets,

viaducts, subways, bus, street car and other transportation routes, bridges, waterways, lakes, water fronts, boulevards, parkways, playgrounds, squares, parks, aviation fields, and other public ways, grounds, and open spaces; the general location of public buildings, schools, and other public property; the general character, extent, and layout of public housing and of the replanning of blighted districts and slum areas; the general location and extent of public utilities and terminals, whether publicly or privately owned or operated, for water, light, sanitation, communication, power, transportation, and other purposes; and the removal, relocation, widening, narrowing, vacating, abandonment, change of use, or extension of any of the foregoing ways, grounds, open spaces, buildings, property, utilities, or terminals; ~~as well as, in the case of a parish planning commission, a zoning plan for the control of the height, area, bulk, location, and use of the buildings and premises in urban areas or areas suitable for urbanization outside municipal limits.~~

C. As the work of making the whole master plan progresses, a commission may from time to time adopt and publish a part or parts thereof, any such part to cover one or more major sections or divisions of the parish or municipality, as the case may be, or one or more of the aforesaid or other functional matters to be included in the plan. A commission may from time to time amend, extend, or add to the plan.

D. Where a municipal planning commission has been established under the authority of this ~~Sub-part~~ Subpart, it shall also serve as a municipal zoning commission, and when acting as such, it shall hold separate meetings with separate minutes and records."

AMENDMENT NO. 2

On page 5, at the end of line 9, delete "take into" and at the beginning of line 10, delete "account and seriously"

AMENDMENT NO. 3

On page 5, line 16, after "departments" and before "shall" delete "and political subdivisions of the state"

AMENDMENT NO. 4

On page 5, at the end of line 16, delete "take" and at the beginning of line 17, delete "into account and seriously"

AMENDMENT NO. 5

On page 5, line 18, after "would" and before "the adopted" change "effect" to "affect"

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1099—

BY REPRESENTATIVE R. CARTER
AN ACT

To enact R.S. 22:682, relative to automobile liability insurance; to provide for liability of owners of motor vehicles for certain operators excluded from coverage; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Civil Law and Procedure.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Civil Law and Procedure to Original House Bill No. 1099 by Representative R. Carter

AMENDMENT NO. 1

On page 1, line 2, after the semicolon ";" delete the remainder of the line and on line 3, delete "drivers; to provide for owners; to provide for liability;" and insert "to provide for liability of owners of motor vehicles for certain operators excluded from coverage;"

AMENDMENT NO. 2

On page 1, line 8, after "be" and before "the" delete "solidarily liable with" and insert "responsible for the damages occasioned by"

AMENDMENT NO. 3

On page 1, line 10, after "R.S." and before "The" change "32:900." to "32:900(L)." and insert the following:

"and the insurer shall not be liable and no liability or obligation of any kind shall result to the insurer for bodily injury, loss, or damage under any coverages of the policy."

AMENDMENT NO. 4

On page 1, line 12, after "vehicle" and before the period "." insert "at the time the damages were caused"

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1109—

BY REPRESENTATIVE T. POWELL
AN ACT

To enact R.S. 33:3892.1, relative to sewerage districts; to provide relative to the powers granted to certain parish sewerage districts; and to provide for related matters.

Read by title.

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1127—

BY REPRESENTATIVES BURRELL, BAYLOR, GLOVER, JEFFERSON,
LAMBERT, MARCHAND, AND RITCHE
AN ACT

To enact Chapter 5-M of Title 25 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 25:380.101 through 380.106, and R.S. 36:744(X) and 801.17, to create the McNeill Street Pumping Station Museum in the Department of State; to provide relative to the governing authority of the museum including its composition, powers, duties, responsibilities, meetings, and officers; to provide for the adoption of rules and regulations

including fees; to provide for receipt and use of funds and property; to provide relative to the authority of the secretary of state with respect to the museum; to provide relative to personnel and budgets of the museum; and to provide for related matters.

Read by title.

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

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Municipal, Parochial and Cultural Affairs to Original House Bill No. 1127 by Representative Burrell

AMENDMENT NO. 1

On page 3, delete lines 20 through 24, both inclusive, in their entirety and at the beginning of line 25, change "(e)" to "(c)"

AMENDMENT NO. 2

On page 4, delete lines 1 through 3, both inclusive, in their entirety

AMENDMENT NO. 3

On page 5, line 9, after "that purpose" insert a period "." and delete the remainder of line 9, and at the beginning of line 10, delete "maintain accreditation standards."

AMENDMENT NO. 4

On page 7, line 21, after "Station Museum." delete the remainder of line 21, and delete lines 22 through 25, both inclusive, in their entirety and at the beginning of line 26, delete "regulations."

AMENDMENT NO. 5

On page 8, line 2, after "in the nature of" and before "accounting" insert "capital outlay."

AMENDMENT NO. 6

On page 8, at the end of line 16, after "without the" delete "unanimous"

AMENDMENT NO. 7

On page 8, line 17, after "approval of" and before "the governing board" delete "all of the members of"

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1147—

BY REPRESENTATIVE DANIEL
AN ACT

To amend and reenact R.S. 9:3198(A), relative to the property disclosure form; to require that it indicate prior zoning; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Commerce.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Commerce to Original House Bill No. 1147 by Representative Daniel

AMENDMENT NO. 1

On page 1, delete lines 14 and 15 and insert in lieu thereof the following:

"(2) Forms used for compliance with Paragraph (1) of this Subsection on and after April 1, 2005, shall also include a clause for the seller to indicate whether the property has been zoned commercial or industrial."

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1224—

BY REPRESENTATIVE DANIEL
AN ACT

To enact R.S. 39:1484(A)(25), 1503(A)(4), 1593(C)(2)(a), and 1594(C)(5), relative to competitive bidding; to require competitive bids and requests for proposals to be advertised electronically; to provide for definitions; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Appropriations.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Appropriations to Original House Bill No. 1224 by Representative Daniel

AMENDMENT NO. 1

On page 1, line 2, after "1503(A)(4)" and the comma "," and before "and 1594(C)(5)" insert "1593(C)(2)(a),"

AMENDMENT NO. 2

On page 1, line 6, after "1503(A)(4)" and the comma "," and before "and 1594(C)(5)" insert "1593(C)(2)(a),"

AMENDMENT NO. 3

On page 2, line 1, after "shall be" and before "advertised" delete "submitted and"

AMENDMENT NO. 4

On page 2, delete line 2 in its entirety and insert the following:

"agency through a centralized electronic interactive environment administered by the division of administration as provided"

AMENDMENT NO. 5

On page 2, line 3, after "Section" and the period "." delete the remainder of the line, delete lines 4 through 5 in their entirety, and insert "The advertisement or"

AMENDMENT NO. 6

On page 2, line 6, after "contain the" and before "address" delete "electronic" and insert "name and"

AMENDMENT NO. 7

On page 2, line 7, after "specific" delete the remainder of the line, delete line 8 in its entirety and insert the following:

"date, time, and place by which the request for proposals must be received."

AMENDMENT NO. 8

On page 2, between lines 9 and 10, insert the following:

"§1593. Methods of source selection

* * *

C.

* * *

(2)(a)(i) For a contract to be let under the provisions of this Subsection, the agency shall give adequate public notice of the request for proposals by advertising in the official journal of the state at least thirty days before the last day that proposals will be accepted. In addition, the agency shall mail written notice to persons, firms, or corporations who are known to be in a position to furnish the required services at least thirty days before the last day that proposals will be accepted.

(ii) All requests for proposals shall be advertised through a centralized electronic interactive environment administered by the division of administration as provided in this Section. The advertisement or written notice required by this Section shall contain the name and address of the using agency and shall establish the specific date, time, and place by which the request for proposals must be received.

* * *"

AMENDMENT NO. 9

On page 2, line 14, after "shall be" and before "advertised" delete "submitted and"

AMENDMENT NO. 10

On page 2, line 14, after "advertised" and before "a using" change "to" to "by"

AMENDMENT NO. 11

On page 2, delete line 15 in its entirety and insert the following:

"centralized electronic interactive environment administered by the division of administration as provided in this Section."

AMENDMENT NO. 12

On page 2, delete lines 16 through 17 in their entirety and on line 18, delete "by this Section."

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AMENDMENT NO. 13

On page 2, line 19, after "contain the" and before "address" delete "electronic" and insert "name and"

AMENDMENT NO. 14

On page 2, delete lines 20 and 21 in their entirety and insert the following:

"date, time, and place by which the bids must be received."

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1295—

BY REPRESENTATIVE ALARIO

AN ACT

To amend and reenact R.S. 42:1001, 1002(2), (4), and (5), 1003 through 1005, and 1008 through 1011, to enact R.S. 42:1002(12), (13), and (14), and to repeal R.S. 42:1006 and 1007, relative to the federal-state agreement for old age and survivors benefits for state employees; to provide for the inclusion of disability and health insurance benefits in such agreement; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Appropriations.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Appropriations to Original House Bill No. 1295 by Representative Alario

AMENDMENT NO. 1

On page 4, line 1, after "to the" and before "federal-state" insert "original"

AMENDMENT NO. 2

On page 4, line 2, after "agreement to" change "extent" to "extend"

AMENDMENT NO. 3

On page 4, at the beginning of line 12, change "specific" to "specify"

AMENDMENT NO. 4

On page 5, line 21, after "subsection", delete the remainder of the line, delete line 22 in its entirety, and insert a comma ","

AMENDMENT NO. 5

On page 6, line 1, after "governor" insert ". or his designee."

AMENDMENT NO. 6

On page 6, line 23, after the period "." delete the remainder of the line and delete line 24 in its entirety

AMENDMENT NO. 7

On page 9, at the of line 2, before "Internal" insert "to the"

AMENDMENT NO. 8

On page 9, line 4, after "as" and before "required by federal law" delete "as"

AMENDMENT NO. 9

On page 11, line 18, after "to Section" and before "and Section" change "218(d)(5)" to "218(d)(6)"

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1313—

BY REPRESENTATIVE MCDONALD

AN ACT

To enact R.S.33:9033.4, relative to special districts; to create the City of Bastrop Special District; to provide for the powers and duties of the district, including the power to engage in tax increment financing; to provide for the governance of the district; to provide for the boundaries of the district; and to provide for related matters.

Read by title.

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

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Municipal, Parochial and Cultural Affairs to Original House Bill No. 1313 by Representative McDonald

AMENDMENT NO. 1

On page 1, at the beginning of line 11, change "\$9033.24." to "\$9033.4."

AMENDMENT NO. 2

On page 2, line 1, after "to provide for" and before "orderly" delete "the"

AMENDMENT NO. 3

On page 2, line 1, after "development" insert a comma "," and delete the remainder of line 1, and at the beginning of line 2, delete "Special District."

AMENDMENT NO. 4

On page 2, line 10, after "of the" and before "or" delete "chamber and community development" and insert "Bastrop-Morehouse Chamber of Commerce"

AMENDMENT NO. 5

On page 2, at the end of line 27, after "may be provided" delete "by" and insert in lieu thereof "for in the"

AMENDMENT NO. 6

On page 3, delete lines 12 through 15, both inclusive, in their entirety and insert in lieu thereof the following:

"(4) To obtain advisors, consultants, and staff with sophisticated financial and legal expertise to assist the district in the preparation of basic documentation to include cost-benefit analyses and financial feasibility studies of the special district prepared for the city of Bastrop's residents and taxpayers."

AMENDMENT NO. 7

On page 6, line 21, after "Subsections" and before "of this Section" delete "F and G" and insert in lieu thereof "L and M"

AMENDMENT NO. 8

On page 7, between lines 6 and 7, insert the following:

"P. The parish may issue revenue bonds payable solely from an irrevocable pledge and dedication of up to the full amount of state sales tax increments as provided in R.S. 33:9038.4(A)(6)."

AMENDMENT NO. 9

On page 7, at the beginning of line 7, change "P." to "Q."

AMENDMENT NO. 10

On page 7, at the beginning of line 15, change "Q." to "R."

AMENDMENT NO. 11

On page 7, at the beginning of line 21, change "R." to "S."

AMENDMENT NO. 12

On page 8, at the beginning of line 7, change "S." to "T."

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1454—

BY REPRESENTATIVE KENNEY
AN ACT

To enact R.S. 33:4712.10, relative to naming a welcoming center; to authorize the municipal governing authority in certain municipalities to name a welcoming center in honor of a legislator; to provide limitations; and to provide for related matters.

Read by title.

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1480—

BY REPRESENTATIVE FRITH
AN ACT

To enact R.S. 9:1254, relative to certain enclosed estates; to provide for the right and servitude of passage on certain waterways; to provide for alternate waterways; to provide for applicability; to provide for clarification of existing law; to provide for application; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Civil Law and Procedure.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1483—

BY REPRESENTATIVES ALARIO AND TRICHE
AN ACT

To provide for the establishment and reestablishment of agency ancillary funds, to be specifically known as internal service funds, auxiliary accounts, or enterprise funds for certain state institutions, officials, and agencies; to provide for appropriation of funds; and to regulate the administration of said funds.

Read by title.

Reported with amendments by the Committee on Appropriations.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Appropriations to Original House Bill No. 1483 by Representatives Alario and Triche

AMENDMENT NO. 1

On page 3, line 32, change "133" to "131"

AMENDMENT NO. 2

On page 4, after line 54 insert the following:

"Payable out of the State General Fund (Direct) to the Office of Risk Management to pay road hazard small claims settlements	\$ 153,055"
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AMENDMENT NO. 3

On page 9, line 14, change "59" to "60"

AMENDMENT NO. 4

On page 9, line 14, change "5,336,549" to "5,453,824"

AMENDMENT NO. 5

On page 9, line 41, change "5,336,549" to "5,453,824"

AMENDMENT NO. 6

On page 9, line 44, change "5,336,549" to "5,453,824"

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AMENDMENT NO. 7

On page 9, line 45, change "5,336,549" to "5,453,824"

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1485— BY REPRESENTATIVES ALARIO AND TRICHE AN ACT

To provide with respect to the Revenue Sharing Fund and the allocation and distribution thereof for Fiscal Year 2004-2005; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Appropriations.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Appropriations to Original House Bill No. 1485 by Representatives Alario and Triche

AMENDMENT NO. 1

On page 31, between lines 12 and 13, insert the following:

"Hayes Creek Fire District #3 -- 17 mills/1999"

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1517— BY REPRESENTATIVE QUEZAIRE AN ACT

To amend and reenact R.S. 48:250.2(A), (C), and (D), to enact R.S. 48:250.3, and to repeal R.S. 48:250.2(B), relative to contracts let by the Department of Transportation and Development; to provide relative to design-build contracts; to remove certain limitations of the design-build program; to authorize the department to construct a certain project included in the Transportation Infrastructure Model for Economic Development program using the design-build method; to provide relative to procedures regarding the design-build method; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Transportation, Highways and Public Works.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Transportation, Highways and Public Works to Original House Bill No. 1517 by Representative Quezaire

AMENDMENT NO. 1

On page 1, at the beginning of line 6, delete "certain projects" and insert "a certain project"

AMENDMENT NO. 2

On page 2, line 8, after "roadways" delete the remainder of the line and delete line 9 in its entirety and insert a comma "," and "which project is included in the Transportation Infrastructure Model"

AMENDMENT NO. 3

On page 2, at the end of line 10, delete "a" and delete line 11 in its entirety and insert the following:

"an additional project to utilize the design-build method; however, the cost of the additional project"

AMENDMENT NO. 4

On page 5, line 1, after "more than" change "three" to "five"

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1531— BY REPRESENTATIVE M. GUILLORY AN ACT

To amend and reenact R.S. 32:381(A), relative to the height of vehicles; to increase the maximum allowable height of vehicles; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Transportation, Highways and Public Works.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1532— BY REPRESENTATIVE TUCKER AN ACT

To direct the Department of Transportation and Development to limit certain access along a state highway; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Transportation, Highways and Public Works.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Transportation, Highways and Public Works to Original House Bill No. 1532 by Representative Tucker

AMENDMENT NO. 1

On page 1, line 7, after "Highway" change "406," to "407," and after "Woodland" change "Highway" to "Drive"

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1550—
BY REPRESENTATIVE HEATON
AN ACT

To enact R.S. 32:403.5, relative to drivers' licenses; to provide for the issuance of drivers' licenses to persons using bioptic telescopic lenses; to provide conditions and limitations for licensing; to provide driving restrictions; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Transportation, Highways and Public Works.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Transportation, Highways and Public Works to Original House Bill No. 1550 by Representative Heaton

AMENDMENT NO. 1

On page 1, line 12, change "seventy" to "one hundred ten"

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1580—
BY REPRESENTATIVE BAYLOR
AN ACT

To enact R.S. 32:143.2, relative to highways; to prohibit the blocking of private driveways, highways, and public rights-of-way under certain circumstances; to provide relative to penalties; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Transportation, Highways and Public Works.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Transportation, Highways and Public Works to Original House Bill No. 1580 by Representative Baylor

AMENDMENT NO. 1

On page 1, line 3, after "highways, and" change "department" to "public"

AMENDMENT NO. 2

On page 1, line 7, after "highways, and" change "department" to "public"

AMENDMENT NO. 3

On page 1, line 9, after "No person" insert a comma "," and "unless properly permitted."

AMENDMENT NO. 4

On page 1, delete line 10 in its entirety and insert the following:

"public right-of-way while in the course of participating in any sporting activity, or other unauthorized activity."

AMENDMENT NO. 5

On page 1, line 11, after "when such" delete "sporting"

AMENDMENT NO. 6

On page 1, line 13, after "Section" insert a comma "," and "or if the offender is a minor, any parent, guardian, or person with legal responsibility for such minor."

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1584—
BY REPRESENTATIVES RICHMOND, FRITH, AND JACKSON
AN ACT

To enact R.S. 40:1236.13(D), relative to automated external defibrillators; to require physical fitness facilities to have an automated external defibrillator on its premises; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Commerce.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Commerce to Original House Bill No. 1584 by Representative Richmond

AMENDMENT NO. 1

On page 1, line 11, after "premises" delete the remainder of the line and delete line 12 and insert in lieu thereof a period "."

AMENDMENT NO. 2

On page 2, after line 4, insert the following:

"Section 2. This Act shall become effective on January 1, 2005."

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1681—

BY REPRESENTATIVES TRAHAN, ALEXANDER, JOHNS, ROBIDEAUX, AND WALKER

AN ACT

To amend and reenact R.S. 9:2799.5(B)(3), relative to limitations of liability; to provide for the screening and determination of eligibility by a community health care clinic or community pharmacy; to authorize the arrangement of health care services; to provide assistance for enrollment; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Civil Law and Procedure.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Civil Law and Procedure to Original House Bill No. 1681 by Representative Trahan

AMENDMENT NO. 1

On page 1, line 3, after "the" and before "determination" insert "screening and" and after "clinic" and before the semicolon ";" insert "or community pharmacy"

AMENDMENT NO. 2

On page 1, line 3, after the semicolon ";" and before "and" insert "to authorize the arrangement of health care services; to provide assistance for enrollment;"

AMENDMENT NO. 3

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

AMENDMENT NO. 4

On page 1, line 12, after "clinic" and before "shall" insert "or community pharmacy"

AMENDMENT NO. 5

On page 2, line 1, delete "a prospective patient's eligibility based upon respective community"

AMENDMENT NO. 6

On page 2, line 2, delete "health care resources." and insert the following:

"whether a prospective patient is enrolled or eligible to be enrolled in a gratuitous medical or dental treatment plan, including enrollment or eligibility to be enrolled for health care benefits in a public entitlement program, including Medicaid, Louisiana Children's Health Insurance Program (LaCHIP) or Medicare.

(b) A community health care clinic or community pharmacy may provide or arrange health care services for a patient who is enrolled or eligible to be enrolled for those services under any gratuitous plan or entitlement program for the immediate or current health condition, illness, injury, or disease and any subsequent medically necessary health care services to diagnose, prevent, treat, cure, or relieve the health condition, illness, injury, or disease. The

provision or arrangement for health care services by a community health care clinic or community pharmacy to a patient shall be based on the health care resources of that clinic or pharmacy.

(c) A community health care clinic or community pharmacy shall provide assistance to an eligible patient on enrollment in a gratuitous medical or dental treatment plan or a public entitlement program for which he may qualify within sixty days of screening by the clinic or pharmacy in accordance with Subparagraph (3)(a) of this Subsection.

(d) Nothing in this Section shall be construed to prohibit any individual from receiving health care services provided or arranged by a community health care clinic or community pharmacy."

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1702 (Substitute for House Bill No. 923 by Representative Hebert)—

BY REPRESENTATIVE K. CARTER
AN ACT

To amend and reenact R.S. 22:3074(A), (B), and (D) and 3091(A) and to repeal R.S. 22:3072(D), relative to health insurance; to revise provisions for licensure and examinations of medical necessity review organizations; and to provide for related matters.

Read by title.

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. 1703 (Substitute for House Bill No. 1626 by Representative Shepherd)—

BY REPRESENTATIVE SHEPHERD
AN ACT

To enact R.S. 14:106.3, relative to offenses affecting the general peace and order; to create the crime of unlawfully wearing clothing which exposes undergarments or body parts; to provide for penalties; to provide for exceptions; and to provide for related matters.

Read by title.

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

Under the rules, placed on the regular calendar.

Senate Instruments on Second Reading Returned from the Legislative Bureau

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

SENATE BILL NO. 193—

BY SENATORS BAJOE, SCHEDLER AND HOLDEN
AN ACT

To enact Chapter 3 of Title 28 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 28:311 through 313, relative to children's mental health services; to provide for the creation of

a pilot program for a system of care for the delivery of children's mental health services; to provide for the establishment of the Louisiana Youth Enhanced Services consortium; to provide for membership in the consortium; to provide for the jurisdiction of the consortium; to provide guidelines and principles to be used in preparing such a plan; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Health and Welfare.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 690—

BY SENATORS HINES, JACKSON, BAJOIE, N. GAUTREAU, MCPHERSON, SCHEDLER AND HOLDEN
AN ACT

To amend and reenact R.S. 40:1300.133(3) and R.S. 40:2197(D) and to enact Part LXI of Chapter 5 of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:1300.222 through 1300.227, relative to federally qualified health centers and rural health clinics; to authorize the Department of Health and Hospitals to develop and implement a long-term plan to encourage expansion and development of federally qualified health centers and rural health clinics; to provide findings; to provide definitions; to provide for reports to the legislature; to provide for rules and regulations; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Health and Welfare.

Reported with amendments by the Legislative Bureau.

The Legislative Bureau amendments were read as follows:

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed Senate Bill No. 690 by Senator Hines

AMENDMENT NO. 1

On page 2, line 18, change "and/or" to "or"

AMENDMENT NO. 2

On page 4, line 22, change "and/or" to "or"

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

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

Under the rules, placed on the regular calendar.

Suspension of the Rules

On motion of Rep. Bruneau, 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. 94—

BY REPRESENTATIVE BRUNEAU
AN ACT

To amend and reenact R.S. 42:1113(D)(1)(a), relative to prohibiting certain contracts with the state; to remove certain exemptions; and to provide for related matters.

Read by title.

Motion

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

Notice of Intention to Call

Pursuant to House Rule No. 8.26(A), Rep. Bruneau gave notice of his intention to call House Bill No. 94 from the calendar for future action.

Notice of Intention to Call

Pursuant to House Rule No. 8.26(A), Rep. Arnold gave notice of his intention to call House Bill No. 974 from the calendar for future action.

Notice of Intention to Call

Pursuant to House Rule No. 8.26(A), Rep. Pierre gave notice of his intention to call House Bill No. 230 from the calendar for future action.

HOUSE BILL NO. 191—

BY REPRESENTATIVE FAUCHEUX
AN ACT

To amend and reenact R.S. 23:1208(A) and (E), relative to workers' compensation; to require misrepresentations be material and relevant to the claim; and to provide for related matters.

Read by title.

Rep. Fauchaux moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Badon	Erdey	Marchand
Baudoin	Fauchaux	Morrell
Baylor	Gray	Murray
Broome	Guillory, E.	Pierre
Carter, R.	Hammett	Richmond
Curtis	Heaton	Shepherd
DeWitt	Hunter	Smith, J.D.—50th
Dorsey	Jackson	Townsend
Dove	Jefferson	
Total—26		

NAYS

Mr. Speaker	Gallot	Powell, T.
Alario	Geymann	Quezaire
Alexander	Glover	Ritchie
Ansardi	Guillory, M.	Robideaux
Arnold	Hebert	Romero
Baldone	Hill	Scalise
Beard	Honey	Schneider
Bowler	Hopkins	Smiley
Bruneau	Hutter	Smith, J.H.—8th
Burns	Johns	Smith, J.R.—30th
Burrell	Katz	St. Germain
Cazayoux	Kenney	Strain
Crane	LaBruzzo	Thompson
Crowe	LaFleur	Toomy
Damico	Lambert	Trahan
Dartez	Lancaster	Triche
Doerge	Martiny	Tucker
Downs	McDonald	Waddell
Durand	McVea	Walker
Fannin	Montgomery	Walsworth
Farrar	Morrish	White
Flavin	Pinac	Winston
Frith	Pitre	Wooton
Futrell	Powell, M.	Wright
Total—72		

ABSENT

Bruce	Daniel	Odinot
Carter, K.	Kennard	Smith, G.—56th
Total—6		

The Chair declared the above bill failed to pass.

Rep. Glover moved to reconsider the vote by which the above bill failed to pass, and, on his own motion, the motion to reconsider was laid on the table.

Suspension of the Rules

On joint motion of Reps. Scalise and Winston, and under a suspension of the rules, the above roll call was corrected to reflect them as voting nay.

HOUSE BILL NO. 257—

BY REPRESENTATIVE CRANE
AN ACT

To amend and reenact R.S. 17:3022(A)(1)(introductory paragraph) and 3093(B)(2), relative to the membership of the Louisiana Student Financial Assistance Commission; to increase the membership of the Louisiana Student Financial Assistance Commission; to provide relative to commission members serving on the Louisiana Tuition Trust Authority; and to provide for related matters.

Read by title.

Rep. Crane moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Faucheux	Murray
Alario	Flavin	Pierre
Alexander	Frith	Pitre

Ansardi	Futrell	Powell, M.
Arnold	Gallot	Powell, T.
Badon	Geymann	Quezaire
Baldone	Glover	Richmond
Baudoin	Gray	Ritchie
Baylor	Guillory, E.	Robideaux
Beard	Guillory, M.	Romero
Bowler	Hammett	Scalise
Broome	Heaton	Schneider
Bruce	Hebert	Shepherd
Bruneau	Hill	Smiley
Burns	Honey	Smith, G.—56th
Burrell	Hopkins	Smith, J.D.—50th
Carter, K.	Hunter	Smith, J.H.—8th
Carter, R.	Hutter	Smith, J.R.—30th
Cazayoux	Jackson	Strain
Crane	Jefferson	Thompson
Crowe	Johns	Toomy
Curtis	Katz	Townsend
Damico	Kenney	Trahan
Daniel	LaBruzzo	Triche
Dartez	LaFleur	Tucker
DeWitt	Lambert	Waddell
Doerge	Lancaster	Walker
Dorsey	Marchand	Walsworth
Dove	Martiny	White
Downs	McDonald	Winston
Durand	McVea	Wooton
Erdey	Montgomery	Wright
Fannin	Morrell	
Farrar	Morrish	
Total—100		

NAYS

Total—0

ABSENT

Kennard	Pinac
Odinot	St. Germain
Total—4	

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

Notice of Intention to Call

Pursuant to House Rule No. 8.26(A), Rep. Hebert gave notice of his intention to call House Bill No. 613 from the calendar for future action.

Notice of Intention to Call

Pursuant to House Rule No. 8.26(A), Rep. Hebert gave notice of his intention to call House Bill No. 622 from the calendar for future action.

HOUSE BILL NO. 345—

BY REPRESENTATIVE K. CARTER
AN ACT

To amend and reenact R.S. 22:173.1(C)(1)(c), relative to annuities; to provide for interest rates; and to provide for related matters.

Read by title.

Motion

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

HOUSE BILL NO. 349—

BY REPRESENTATIVES HEBERT, K. CARTER, ERDEY, FAUCHEUX, JACKSON, MORRISH, GARY SMITH, TOWNSEND, TUCKER, AND WALSWORTH

AN ACT

To amend and reenact R.S. 22:636.2(D), relative to property, casualty, and liability insurance; to provide for claims; to provide for homeowners' policies; and to provide for related matters.

Read by title.

Rep. Hebert moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Faucheux	Murray
Alario	Flavin	Odinet
Alexander	Frith	Pierre
Ansardi	Futrell	Pinac
Arnold	Gallot	Pitre
Badon	Geymann	Powell, M.
Baldone	Glover	Powell, T.
Baudoin	Gray	Quezaire
Baylor	Guillory, E.	Richmond
Beard	Guillory, M.	Ritchie
Bowler	Hammett	Robideaux
Broome	Heaton	Romero
Bruce	Hebert	Scalise
Bruneau	Hill	Schneider
Burns	Honey	Shepherd
Burrell	Hopkins	Smiley
Carter, K.	Hunter	Smith, G.—56th
Carter, R.	Hutter	Smith, J.D.—50th
Cazayoux	Jackson	Smith, J.H.—8th
Crane	Jefferson	Smith, J.R.—30th
Crowe	Johns	Strain
Curtis	Katz	Thompson
Damico	Kenney	Toomy
Daniel	LaBruzzo	Townsend
Dartez	LaFleur	Trahan
DeWitt	Lambert	Triche
Doerge	Lancaster	Tucker
Dorsey	Marchand	Waddell
Dove	Martiny	Walker
Downs	McDonald	Walsworth
Durand	McVea	White
Erdey	Montgomery	Winston
Fannin	Morrell	Wooton
Farrar	Morrish	Wright
Total—102		

NAYS

Total—0

ABSENT

Kennard	St. Germain
Total—2	

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Hebert 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. 382—

BY REPRESENTATIVE E. GUILLORY

AN ACT

To enact R.S. 18:463(E), relative to the qualifying of candidates for elected office; to require the Board of Ethics to work with the attorney general to provide information to any candidate who qualifies for elective office summarizing provisions of law regarding dual officeholding, conflicts of interest, and prohibited transactions, payments, contracts, and employment applicable to public officials; and to provide for related matters.

Read by title.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Faucheux	Murray
Alario	Flavin	Odinet
Alexander	Frith	Pierre
Ansardi	Futrell	Pinac
Arnold	Gallot	Pitre
Badon	Geymann	Powell, M.
Baldone	Glover	Powell, T.
Baudoin	Gray	Quezaire
Baylor	Guillory, E.	Richmond
Beard	Guillory, M.	Ritchie
Bowler	Hammett	Robideaux
Broome	Heaton	Romero
Bruce	Hebert	Scalise
Bruneau	Hill	Schneider
Burns	Honey	Shepherd
Burrell	Hopkins	Smiley
Carter, K.	Hunter	Smith, G.—56th
Carter, R.	Hutter	Smith, J.D.—50th
Cazayoux	Jackson	Smith, J.H.—8th
Crane	Jefferson	Smith, J.R.—30th
Crowe	Johns	Strain
Curtis	Katz	Thompson
Damico	Kenney	Toomy
Daniel	LaBruzzo	Townsend
Dartez	LaFleur	Trahan
DeWitt	Lambert	Triche
Doerge	Lancaster	Tucker
Dorsey	Marchand	Waddell
Dove	Martiny	Walker
Downs	McDonald	Walsworth
Durand	McVea	White
Erdey	Montgomery	Winston
Fannin	Morrell	Wooton
Farrar	Morrish	Wright
Total—102		

NAYS

Total—0

ABSENT

Kennard	St. Germain
Total—2	

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Elcie 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. 523—
BY REPRESENTATIVE K. CARTER
AN ACT

To amend and reenact R.S. 22:1193(G) and (I)(2), relative to insurance agents; to provide with respect to continuing education requirements and exemptions from such requirements; and to provide for related matters.

Read by title.

Motion

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

HOUSE BILL NO. 797—
BY REPRESENTATIVES TUCKER, K. CARTER, ERDEY, FUTRELL, AND JOHNS
AN ACT

To enact R.S. 22:1065(C) and 1425, relative to automobile liability insurance; to provide for active military personnel; to provide for premium discounts; to provide for premium tax reduction; and to provide for related matters.

Read by title.

Motion

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

HOUSE BILL NO. 821—
BY REPRESENTATIVE HUNTER
AN ACT

To amend and reenact R.S. 23:1163(B) and to enact R.S. 23:1163(D), relative to workers' compensation; to provide for civil penalties against employers; to provide for exceptions; 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. 821 by Representative Hunter

AMENDMENT NO. 1

On page 1, line 19, change "and/or" to "or"

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Farrar	Morrish
Alario	Faucheux	Murray
Alexander	Frith	Odinot
Ansardi	Futrell	Pierre
Arnold	Gallot	Pinac
Badon	Geymann	Pitre
Baldone	Glover	Powell, M.
Baudoin	Gray	Powell, T.
Baylor	Guillory, E.	Quezaire
Beard	Guillory, M.	Richmond
Bowler	Hammett	Ritchie
Broome	Heaton	Robideaux
Bruce	Hebert	Romero
Bruneau	Hill	Schneider
Burns	Honey	Shepherd
Burrell	Hopkins	Smiley
Carter, K.	Hunter	Smith, G.—56th
Carter, R.	Hutter	Smith, J.D.—50th
Cazayoux	Jackson	Smith, J.H.—8th
Crane	Jefferson	St. Germain
Crowe	Johns	Strain
Curtis	Katz	Thompson
Damico	Kenney	Toomy
Daniel	LaBruzzo	Townsend
Dartez	LaFleur	Trahan
DeWitt	Lambert	Triche
Doerge	Lancaster	Waddell
Dorsey	Marchand	Walker
Dove	Martiny	White
Downs	McDonald	Winston
Durand	McVea	Wooton
Erdey	Montgomery	Wright
Fannin	Morrell	
Total—98		

NAYS

Total—0

ABSENT

Flavin	Scalise	Tucker
Kennard	Smith, J.R.—30th	Walsworth
Total—6		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Hunter 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. 1053—
BY REPRESENTATIVE K. CARTER
AN ACT

To amend and reenact R.S. 22:39(D), relative to domestic insurers; to provide for securities; to provide for brokerage accounts; and to provide for related matters.

Read by title.

Motion

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

HOUSE BILL NO. 1084—
BY REPRESENTATIVE PINAC

AN ACT

To amend and reenact R.S. 11:1481(1)(a)(ii) and to enact R.S. 11:1481(1)(a)(iii), relative to payments to the Louisiana Assessors' Retirement Fund; to provide for board certification of receipt of remission of taxes; to provide for certification to the legislative auditor of any shortfall in taxes remitted and the cause therefor; to provide for certification by the legislative auditor of the shortfall; to provide for remedies for failure to remit taxes to the fund including additional payments by the delinquent entity; to authorize the board to make demand upon the treasurer for any continued failure to remit taxes due the fund; to provide for an effective date; and to provide for related matters.

Read by title.

Motion

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

Notice of Intention to Call

Pursuant to House Rule No. 8.26(A), Rep. Pinac gave notice of his intention to call House Bill No. 1084 from the calendar for future action.

HOUSE BILL NO. 1215—
BY REPRESENTATIVES LAFLEUR AND CAZAYOUX
AN ACT

To amend and reenact R.S. 42:1157(A)(4) and to enact R.S. 42:1114.2, relative to ethics; to require the disclosure of certain expenditures of certain persons having or seeking certain relationships with a state or statewide public retirement system; to provide for enforcement; to provide for penalties; 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. 1215 by Representative LaFleur

AMENDMENT NO. 1

On page 2, line 6, following "D." and before "Each" delete "(1)

AMENDMENT NO. 2

On page 2, line 8, change "(a)" to "(1)"

AMENDMENT NO. 3

On page 2, line 12, change, "(b)" to "(2)"

AMENDMENT NO. 4

On page 2, line 15, change, "(c)" to "(3)"

AMENDMENT NO. 5

On page 2, line 19, change, "(d)" to "(4)"

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Frith	Pierre
Alario	Futrell	Pinac
Ansardi	Gallot	Pitre
Arnold	Geymann	Powell, M.
Badon	Glover	Powell, T.
Baldone	Gray	Quezaire
Baudoin	Guillory, E.	Richmond
Baylor	Guillory, M.	Ritchie
Beard	Hammett	Robideaux
Bowler	Heaton	Romero
Broome	Hebert	Scalise
Bruce	Hill	Schneider
Bruneau	Honey	Shepherd
Burns	Hopkins	Smiley
Burrell	Hunter	Smith, G.—56th
Carter, K.	Hutter	Smith, J.D.—50th
Carter, R.	Jackson	Smith, J.H.—8th
Cazayoux	Jefferson	Smith, J.R.—30th
Crane	Johns	St. Germain
Crowe	Katz	Strain
Curtis	Kenney	Thompson
Damico	LaBruzzo	Toomy
Daniel	LaFleur	Townsend
Dartez	Lambert	Trahan
DeWitt	Lancaster	Triche
Doerge	Marchand	Tucker
Dorsey	Martiny	Waddell
Dove	McDonald	Walker
Downs	McVea	Walsworth
Durand	Montgomery	White
Erdey	Morrell	Winston
Fannin	Morrish	Wooton
Farrar	Murray	Wright
Faucheux	Odinot	
Total—101		

NAYS

Total—0

ABSENT

Alexander	Flavin	Kennard
Total—3		

The Chair declared the above bill 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 BILL NO. 1229—
BY REPRESENTATIVES MURRAY, ARNOLD, BRUNEAU, K. CARTER,
JEFFERSON, AND MORRELL
AN ACT

To enact R.S. 42:31, relative to state employment; to prohibit discrimination on the basis of sexual orientation; to provide for definitions; to allow "dress code" requirements; and to provide for related matters.

Read by title.

Motion

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

HOUSE BILL NO. 1264—
BY REPRESENTATIVE DANIEL
AN ACT

To amend and reenact R.S. 13:3715.1(J), relative to medical records; to provide for the exemption of the State Board of Physical Therapy Examiners from the requirement to subpoena medical records through notice or affidavit; and to provide for related matters.

Read by title.

Rep. Daniel moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Faucheux	Murray
Alario	Flavin	Pierre
Alexander	Frith	Pinac
Ansardi	Futrell	Pitre
Arnold	Gallot	Powell, M.
Badon	Geymann	Powell, T.
Baldone	Glover	Quezaire
Baudoin	Gray	Richmond
Baylor	Guillory, E.	Ritchie
Beard	Guillory, M.	Robideaux
Bowler	Hammett	Romero
Broome	Heaton	Scalise
Bruce	Hebert	Schneider
Bruneau	Hill	Shepherd
Burns	Honey	Smiley
Burrell	Hopkins	Smith, G.—56th
Carter, K.	Hunter	Smith, J.D.—50th
Carter, R.	Hutter	Smith, J.H.—8th
Cazayoux	Jackson	Smith, J.R.—30th
Crane	Jefferson	Strain
Crowe	Johns	Thompson
Curtis	Katz	Toomy
Damico	Kenney	Townsend
Daniel	LaBruzzo	Trahan
Dartez	LaFleur	Triche
DeWitt	Lambert	Tucker
Doerge	Lancaster	Waddell
Dorsey	Marchand	Walker
Dove	Martiny	Walsworth
Downs	McDonald	White
Durand	McVea	Winston
Erdey	Montgomery	Wooton
Fannin	Morrell	Wright
Farrar	Morrish	
Total—101		

NAYS

Total—0

ABSENT

Kennard	Odinet	St. Germain
Total—3		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Daniel 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. 1271—
BY REPRESENTATIVE DEWITT
AN ACT

To amend and reenact R.S. 11:62(introductory paragraph) and (5)(c) and R.S. 24:36(A), relative to employees of the state legislature who are members of the Louisiana State Employees' Retirement System; to provide for an increase in the employee contribution rate and accrual rate for certain members of the system; to provide for leave conversion for legislative employees; to provide for an effective date; and to provide for related matters.

Read by title.

Rep. DeWitt moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Flavin	Pierre
Alario	Frith	Pinac
Alexander	Futrell	Pitre
Ansardi	Gallot	Powell, M.
Arnold	Geymann	Powell, T.
Badon	Glover	Quezaire
Baldone	Gray	Richmond
Baudoin	Guillory, E.	Ritchie
Baylor	Guillory, M.	Robideaux
Beard	Hammett	Romero
Bowler	Heaton	Scalise
Broome	Hebert	Schneider
Bruce	Hill	Shepherd
Bruneau	Honey	Smiley
Burns	Hopkins	Smith, G.—56th
Burrell	Hunter	Smith, J.D.—50th
Carter, K.	Hutter	Smith, J.H.—8th
Carter, R.	Jackson	Smith, J.R.—30th
Cazayoux	Jefferson	St. Germain
Crane	Johns	Strain
Crowe	Katz	Thompson
Damico	Kenney	Toomy
Daniel	LaBruzzo	Townsend
Dartez	LaFleur	Trahan
DeWitt	Lambert	Triche
Doerge	Lancaster	Tucker
Dorsey	Marchand	Waddell
Dove	Martiny	Walker
Downs	McDonald	Walsworth
Durand	McVea	White
Erdey	Montgomery	Winston
Fannin	Morrell	Wright
Farrar	Murray	
Faucheux	Odinet	
Total—100		

NAYS

Morrish
Total—1

ABSENT

Curtis	Kennard	Wooton
Total—3		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. DeWitt 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. 1436—
BY REPRESENTATIVES BRUNEAU AND DEWITT
AN ACT

To amend and reenact R.S. 42:1102(2)(a)(ii) and (iii), relative to the definition of agency for purposes of the Code of Governmental Ethics; to provide for the definition of agency for public servants in the office of the governor; to provide for the definition of the agency of public servants in the office of the lieutenant governor; 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. 1436 by Representative Bruneau

AMENDMENT NO. 1

On page 2, line 3, following "the" and before "of" change "Dept." to "Department"

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Alexander	Geymann	Richmond
Baldone	Guillory, E.	Robideaux
Beard	Heaton	Scalise
Bowler	Hebert	Schneider
Bruneau	Hopkins	Shepherd
Burns	Hutter	Smiley
Crane	Johns	Smith, G.—56th
Crowe	Katz	Smith, J.R.—30th
Daniel	Kenney	Strain
DeWitt	LaBruzzo	Townsend
Downs	LaFleur	Triche
Erdey	Lambert	Tucker
Fannin	Lancaster	Waddell
Farrar	McVea	Walsworth
Faucheux	Morrish	White
Flavin	Odinot	Winston
Frith	Pitre	Wright
Futrell	Powell, M.	
Total—53		

NAYS

Mr. Speaker	Dorsey	Montgomery
Alario	Dove	Morrell
Ansardi	Durand	Murray
Arnold	Gallot	Pierre

Badon	Glover	Pinac
Baudoin	Gray	Powell, T.
Baylor	Guillory, M.	Quezaire
Broome	Hammett	Ritchie
Bruce	Hill	Smith, J.D.—50th
Burrell	Honey	Smith, J.H.—8th
Carter, K.	Hunter	St. Germain
Carter, R.	Jackson	Thompson
Curtis	Jefferson	Toomy
Damico	Marchand	Trahan
Dartez	Martiny	Walker
Doerge	McDonald	Wooton
Total—48		

ABSENT

Cazayoux	Kennard	Romero
Total—3		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Bruneau 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. 1498—
BY REPRESENTATIVE CRANE
AN ACT

To amend and reenact R.S. 17:3048.1(A)(1)(e)(introductory paragraph) and (vi) and to enact R.S. 17:3048.1(C)(2)(c)(v), to provide relative to the Tuition Opportunity Program for Students high school core curriculum science requirements for certain awards; to provide applicability; to provide exceptions; to provide an effective date; and to provide for related matters.

Read by title.

Motion

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

Notice of Intention to Call

Pursuant to House Rule No. 8.26(A), Rep. Crane gave notice of his intention to call House Bill No. 1498 from the calendar for future action.

HOUSE BILL NO. 1579—
BY REPRESENTATIVE JACK SMITH
AN ACT

To enact R.S. 26:71.1(4)(d) and R.S. 27:306(A)(8), relative to the operation of video draw poker devices at certain golf courses; to provide with respect to the licensing requirements for the operation of video draw poker devices at certain golf courses; to provide relative to the sale of alcoholic beverages at certain golf courses; to provide for the issuance of a conditional alcoholic beverage permit to certain golf courses; to provide for the continued operation of video draw poker devices at certain golf courses; and to provide for related matters.

Read by title.

Rep. Jack Smith moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Alario	Faucheux	Morrell
Ansardi	Flavin	Morrish
Badon	Frith	Murray
Baldone	Gallot	Odinet
Bowler	Glover	Pierre
Bruce	Gray	Pinac
Bruneau	Guillory, E.	Pitre
Carter, R.	Heaton	Quezaire
Cazayoux	Hebert	Richmond
Crane	Honey	Romero
Crowe	Hunter	Shepherd
Curtis	Hutter	Smith, G.—56th
Damico	Jefferson	Smith, J.D.—50th
Daniel	Johns	Smith, J.R.—30th
Dartez	LaBruzzo	St. Germain
DeWitt	LaFleur	Toomy
Dorsey	Marchand	Townsend
Dove	Martiny	Walker
Durand	Montgomery	Wooton
Total—57		

NAYS

Mr. Speaker	Geymann	Robideaux
Alexander	Hammett	Scalise
Baudoin	Hill	Schneider
Baylor	Hopkins	Smiley
Beard	Jackson	Strain
Broome	Katz	Thompson
Burns	Kenney	Trahan
Burrell	Lambert	Triche
Carter, K.	Lancaster	Tucker
Doerge	McDonald	Waddell
Downs	McVea	Walsworth
Erdey	Powell, M.	White
Fannin	Powell, T.	Winston
Futrell	Ritchie	Wright
Total—42		

ABSENT

Arnold	Guillory, M.	Smith, J.H.—8th
Farrar	Kennard	
Total—5		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Jack Smith 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. 1683—
BY REPRESENTATIVE WINSTON
AN ACT

To repeal R.S. 14:224, to repeal the prohibition against transportation of water from St. Tammany Parish.

Read by title.

Motion

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

Notice of Intention to Call

Pursuant to House Rule No. 8.26(A), Rep. Winston gave notice of her intention to call House Bill No. 1683 from the calendar for future action.

HOUSE BILL NO. 1701 (Substitute for House Bill No. 1019 by Representative Durand)—
BY REPRESENTATIVE DURAND
AN ACT

To amend and reenact R.S. 49:1001, 1002(I), and 1005 and to repeal R.S. 49:1006, 1007, and 1008, relative to drug testing; to provide for changes in definitions; to provide for changes in references from the National Institute on Drug Abuse to Substance Abuse and Mental Health Services Administration; to provide for the application of the chapter; to provide for the use of certified laboratories for drug testing of samples collected; to repeal provisions relative to drug testing procedures and standards; and to provide for related matters.

Read by title.

Rep. Durand moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Faucheux	Murray
Alario	Flavin	Odinet
Alexander	Frith	Pierre
Ansardi	Gallot	Pinac
Arnold	Geymann	Pitre
Badon	Glover	Powell, M.
Baldone	Gray	Powell, T.
Baudoin	Guillory, E.	Quezaire
Baylor	Guillory, M.	Richmond
Beard	Hammett	Ritchie
Bowler	Heaton	Robideaux
Broome	Hebert	Romero
Bruce	Hill	Scalise
Burns	Honey	Shepherd
Burrell	Hopkins	Smiley
Carter, K.	Hunter	Smith, G.—56th
Carter, R.	Hutter	Smith, J.D.—50th
Cazayoux	Jackson	Smith, J.H.—8th
Crane	Jefferson	Smith, J.R.—30th
Crowe	Johns	Strain
Curtis	Katz	Thompson
Damico	Kenney	Toomy
Daniel	LaBruzzo	Townsend
Dartez	LaFleur	Trahan
DeWitt	Lambert	Triche
Doerge	Lancaster	Tucker
Dorsey	Marchand	Waddell
Dove	Martiny	Walker
Downs	McDonald	Walsworth
Durand	McVea	White
Erdey	Montgomery	Winston
Fannin	Morrell	Wooton
Farrar	Morrish	Wright
Total—99		

NAYS

Total—0

ABSENT

Bruneau Kennard St. Germain
Futrell Schneider
Total—5

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

HOUSE BILL NO. 797—

BY REPRESENTATIVES TUCKER, K. CARTER, ERDEY, FUTRELL, AND JOHNS

AN ACT

To enact R.S. 22:1065(C) and 1425, relative to automobile liability insurance; to provide for active military personnel; to provide for premium discounts; to provide for premium tax reduction; and to provide for related matters.

Called from the calendar.

Read by title.

Motion

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

Notice of Intention to Call

Pursuant to House Rule No. 8.26(A), Rep. Tucker gave notice of his intention to call House Bill No. 797 from the calendar for future action.

Senate Bills and Joint Resolutions on Third Reading and Final Passage

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

Regular Calendar

SENATE BILL NO. 161—

BY SENATOR B. GAUTREAUX

AN ACT

To enact Part XVI of Chapter 5 of Title 3 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 3:559.1 through 559.9, and R.S. 36:629(Q), relative to the Louisiana Aquatic Chelonian Research and Promotion Board; to provide for definitions; to provide for the composition, powers, and duties of the board; to provide for the powers of the commissioner of agriculture and forestry; to provide for a referendum for imposition of assessments and authorization for certain activities; to provide for the collection and disbursement of assessments; to provide for violations and penalties; and to provide for related matters.

Read by title.

Rep. Kenney moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Faucheux	Pierre
Alario	Frith	Pinac
Alexander	Futrell	Pitre
Ansardi	Gallot	Powell, M.
Arnold	Glover	Powell, T.
Badon	Gray	Quezaire
Baldone	Guillory, E.	Richmond
Baylor	Hammett	Ritchie
Beard	Heaton	Robideaux
Bowler	Hebert	Romero
Broome	Hill	Scalise
Bruce	Honey	Schneider
Bruneau	Hopkins	Shepherd
Burns	Hunter	Smiley
Burrell	Hutter	Smith, G.—56th
Carter, K.	Jackson	Smith, J.D.—50th
Carter, R.	Jefferson	Smith, J.H.—8th
Cazayoux	Katz	Smith, J.R.—30th
Crane	Kenney	St. Germain
Crowe	LaBruzzo	Strain
Curtis	LaFleur	Thompson
Damico	Lambert	Toomy
Daniel	Lancaster	Townsend
Dartez	Marchand	Trahan
DeWitt	Martiny	Triche
Dorsey	McDonald	Tucker
Dove	McVea	Waddell
Downs	Montgomery	Walker
Durand	Morrell	Walsworth
Erdey	Morrish	White
Fannin	Murray	Wooton
Farrar	Odinet	Wright

Total—96

NAYS

Total—0

ABSENT

Baudoin	Geymann	Kennard
Doerge	Guillory, M.	Winston
Flavin	Johns	

Total—8

The Chair declared the above bill was finally passed.

Rep. Kenney 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.

SENATE BILL NO. 53—

BY SENATOR SMITH

AN ACT

To amend and reenact R.S. 9:334(A)(4), relative to child custody; to provide relative to the qualifications of mediators in such proceedings; to expand the authorization for judges meeting certain criteria to serve as such mediators to include all judges of the state; and to provide for related matters.

Read by title.

Rep. Ansardi moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

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YEAS		
Mr. Speaker	Faucheux	Pierre
Alario	Frith	Pinac
Alexander	Futrell	Pitre
Ansardi	Gallot	Powell, M.
Arnold	Geymann	Powell, T.
Badon	Glover	Quezaire
Baldone	Gray	Richmond
Baudoin	Guillory, E.	Ritchie
Baylor	Hammett	Robideaux
Beard	Heaton	Romero
Bowler	Hebert	Scalise
Broome	Hill	Schneider
Bruce	Honey	Smiley
Bruneau	Hopkins	Smith, G.—56th
Burns	Hunter	Smith, J.D.—50th
Burrell	Hutter	Smith, J.H.—8th
Carter, K.	Jackson	Smith, J.R.—30th
Carter, R.	Jefferson	St. Germain
Cazayoux	Johns	Strain
Crane	Katz	Thompson
Crowe	Kenney	Toomy
Curtis	LaBruzzo	Townsend
Damico	LaFleur	Trahan
Daniel	Lambert	Triche
Dartez	Lancaster	Tucker
DeWitt	Marchand	Waddell
Doerge	Martiny	Walker
Dorsey	McDonald	Walsworth
Dove	McVea	White
Downs	Montgomery	Winston
Durand	Morrell	Wooton
Erdey	Morrish	Wright
Fannin	Murray	
Farrar	Odinet	
Total—100		
NAYS		
Shepherd		
Total—1		
ABSENT		
Flavin	Guillory, M.	Kennard
Total—3		

The Chair declared the above bill was finally passed.

Rep. Ansardi 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.

SENATE BILL NO. 119—
BY SENATOR MCPHERSON
AN ACT

To amend and reenact R.S. 37:2504(G), relative to the Louisiana Board of Examiners of Nursing Facility Administrators; to authorize the board to purchase property and office space and to incur debt in such purchase; to provide for an effective date; and to provide for related matters.

Read by title.

Rep. John Smith moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS		
Mr. Speaker	Faucheux	Odinet
Alario	Flavin	Pierre
Alexander	Frith	Pinac
Ansardi	Futrell	Pitre
Arnold	Gallot	Powell, M.
Badon	Geymann	Powell, T.
Baldone	Glover	Quezaire
Baudoin	Gray	Richmond
Baylor	Guillory, E.	Ritchie
Beard	Hammett	Robideaux
Bowler	Heaton	Romero
Broome	Hebert	Scalise
Bruce	Hill	Schneider
Bruneau	Honey	Shepherd
Burns	Hopkins	Smiley
Burrell	Hunter	Smith, G.—56th
Carter, K.	Hutter	Smith, J.D.—50th
Carter, R.	Jackson	Smith, J.H.—8th
Cazayoux	Jefferson	Smith, J.R.—30th
Crane	Johns	St. Germain
Crowe	Katz	Strain
Curtis	Kenney	Thompson
Damico	LaBruzzo	Toomy
Daniel	LaFleur	Townsend
Dartez	Lambert	Trahan
DeWitt	Lancaster	Triche
Doerge	Marchand	Tucker
Dorsey	Martiny	Waddell
Dove	McDonald	Walker
Downs	McVea	Walsworth
Durand	Montgomery	White
Erdey	Morrell	Winston
Fannin	Morrish	Wooton
Farrar	Murray	Wright
Total—102		
NAYS		
Total—0		
ABSENT		
Guillory, M.	Kennard	
Total—2		

The Chair declared the above bill was finally passed.

Rep. John Smith 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.

SENATE BILL NO. 233—
BY SENATORS NEVERS AND DUPLESI AND REPRESENTATIVE STRAIN
AN ACT

To amend and reenact R.S. 15:574.2(B), relative to parole; to provide with respect to the parole of offenders convicted of certain offenses against a peace officer; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Cazayoux to Engrossed Senate Bill No. 233 by Senator Nevers

AMENDMENT NO. 1

On page 2, line 1, after "which" delete "all" and insert "at least five of the" and after "and" insert "all members present"

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Faucheux	Odinet
Alario	Flavin	Pierre
Alexander	Frith	Pitre
Ansardi	Futrell	Powell, M.
Arnold	Gallot	Powell, T.
Badon	Geymann	Quezaire
Baldone	Glover	Richmond
Baudoin	Gray	Ritchie
Baylor	Guillory, E.	Robideaux
Beard	Hammett	Romero
Bowler	Heaton	Scalise
Broome	Hebert	Schneider
Bruce	Hill	Shepherd
Bruneau	Honey	Smiley
Burns	Hopkins	Smith, G.—56th
Burrell	Hunter	Smith, J.D.—50th
Carter, K.	Hutter	Smith, J.H.—8th
Carter, R.	Jackson	Smith, J.R.—30th
Cazayoux	Jefferson	St. Germain
Crane	Johns	Strain
Crowe	Katz	Thompson
Curtis	Kenney	Toomy
Damico	LaBruzzo	Townsend
Daniel	LaFleur	Trahan
Dartez	Lambert	Triche
DeWitt	Lancaster	Tucker
Doerge	Marchand	Waddell
Dorsey	Martiny	Walker
Dove	McDonald	Walsworth
Downs	McVea	Winston
Durand	Montgomery	Wooton
Erdey	Morrell	Wright
Fannin	Morrish	
Farrar	Murray	
Total—100		

NAYS

Total—0

ABSENT

Guillory, M.	Pinac
Kennard	White
Total—4	

The Chair declared the above bill was finally passed.

Rep. Strain 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.

SENATE BILL NO. 540—

BY SENATOR CAIN

AN ACT

To amend and reenact R.S. 22:691.2(A), relative to standard fire policy; to provide for coverage for peril of fire; and to provide for related matters.

Read by title.

Rep. Karen Carter moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Farrar	Morrish
Alario	Faucheux	Murray
Alexander	Flavin	Odinet
Ansardi	Frith	Pierre
Arnold	Futrell	Pinac
Badon	Gallot	Pitre
Baldone	Geymann	Powell, M.
Baudoin	Glover	Powell, T.
Baylor	Gray	Quezaire
Beard	Guillory, E.	Richmond
Bowler	Hammett	Ritchie
Broome	Heaton	Robideaux
Bruce	Hebert	Romero
Bruneau	Hill	Scalise
Burns	Honey	Schneider
Burrell	Hopkins	Smiley
Carter, K.	Hunter	Smith, G.—56th
Carter, R.	Hutter	Smith, J.D.—50th
Cazayoux	Jackson	Smith, J.H.—8th
Crane	Jefferson	Smith, J.R.—30th
Crowe	Johns	St. Germain
Curtis	Katz	Strain
Damico	Kenney	Thompson
Daniel	LaBruzzo	Toomy
Dartez	LaFleur	Townsend
DeWitt	Lambert	Triche
Doerge	Lancaster	Tucker
Dorsey	Marchand	Waddell
Dove	Martiny	Walker
Downs	McDonald	Walsworth
Durand	McVea	Winston
Erdey	Montgomery	Wooton
Fannin	Morrell	Wright
Total—99		

NAYS

Total—0

ABSENT

Guillory, M.	Shepherd	White
Kennard	Trahan	
Total—5		

The Chair declared the above bill was finally passed.

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

SENATE BILL NO. 679—

BY SENATORS CHAISSON, AMEDEE AND HAINKEL AND REPRESENTATIVE FUTRELL

AN ACT

To amend and reenact R.S. 14:98(D)(1) and (3), (E)(1) and (3), and (I), relative to operating a vehicle while intoxicated; to provide with respect to the criminal penalties for third, fourth, and subsequent offenses of operating a vehicle while intoxicated; to provide for the court's discretion in suspending a portion of the criminal sentence for third, fourth, and subsequent offenses; to provide for the court's discretion in ordering an offender to substance abuse treatment and home incarceration; and to provide for related matters.

Read by title.

Motion

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

Suspension of the Rules

On motion of Rep. Karen Carter, 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. 345—

BY REPRESENTATIVE K. CARTER
AN ACT

To amend and reenact R.S. 22:173.1(C)(1)(c), relative to annuities; to provide for interest rates; and to provide for related matters.

Called from the calendar.

Read by title.

Rep. Karen Carter moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Faucheux	Pinac
Alario	Flavin	Pitre
Alexander	Frith	Powell, M.
Ansardi	Futrell	Powell, T.
Arnold	Gallot	Quezaire
Badon	Geymann	Richmond
Baldone	Glover	Ritchie
Baudoin	Gray	Robideaux
Baylor	Guillory, E.	Romero
Beard	Hammett	Scalise
Bowler	Hebert	Schneider
Broome	Hill	Shepherd
Bruce	Honey	Smiley
Bruneau	Hopkins	Smith, G.—56th
Burns	Hunter	Smith, J.D.—50th
Burrell	Hutter	Smith, J.H.—8th

Carter, K.
Carter, R.
Cazayoux
Crane
Crowe
Curtis
Damico
Daniel
Dartez
DeWitt
Doerge
Dorsey
Dove
Downs
Durand
Erdey
Fannin
Farrar

Total—100

Jackson
Jefferson
Johns
Katz
Kenney
LaBruzzo
LaFleur
Lambert
Lancaster
Marchand
Martiny
McDonald
McVea
Montgomery
Morrell
Morrish
Murray
Pierre

Smith, J.R.—30th
St. Germain
Strain
Thompson
Toomy
Townsend
Trahan
Triche
Tucker
Waddell
Walker
Walsworth
White
Winston
Wooton
Wright

NAYS

Odinet

Total—1

ABSENT

Guillory, M.

Total—3

Heaton

Kennard

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

HOUSE BILL NO. 523—

BY REPRESENTATIVE K. CARTER
AN ACT

To amend and reenact R.S. 22:1193(G) and (I)(2), relative to insurance agents; to provide with respect to continuing education requirements and exemptions from such requirements; and to provide for related matters.

Called from the calendar.

Read by title.

Rep. Karen Carter moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Faucheux	Odinet
Alario	Flavin	Pierre
Alexander	Frith	Pinac
Ansardi	Futrell	Pitre
Arnold	Gallot	Powell, M.
Badon	Geymann	Powell, T.
Baldone	Glover	Quezaire
Baudoin	Gray	Richmond
Baylor	Guillory, E.	Ritchie
Beard	Hammett	Robideaux
Bowler	Heaton	Romero
Broome	Hebert	Scalise
Bruce	Hill	Schneider

Bruneau	Honey	Shepherd
Burns	Hopkins	Smiley
Burrell	Hunter	Smith, G.—56th
Carter, K.	Hutter	Smith, J.D.—50th
Carter, R.	Jackson	Smith, J.H.—8th
Cazayoux	Jefferson	Smith, J.R.—30th
Crane	Johns	St. Germain
Crowe	Katz	Strain
Curtis	Kenney	Thompson
Damico	LaBruzzo	Toomy
Daniel	LaFleur	Townsend
Dartez	Lambert	Trahan
DeWitt	Lancaster	Triche
Doerge	Marchand	Tucker
Dorsey	Martiny	Waddell
Dove	McDonald	Walker
Downs	McVea	Walsworth
Durand	Montgomery	White
Erdey	Morrell	Winston
Fannin	Morrish	Wooton
Farrar	Murray	Wright
Total—102		

NAYS

Total—0

ABSENT

Guillory, M.	Kennard
Total—2	

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

HOUSE BILL NO. 1053—
BY REPRESENTATIVE K. CARTER
AN ACT

To amend and reenact R.S. 22:39(D), relative to domestic insurers; to provide for securities; to provide for brokerage accounts; and to provide for related matters.

Called from the calendar.

Read by title.

Rep. Karen Carter moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Faucheux	Murray
Alario	Flavin	Odinot
Alexander	Frith	Pierre
Ansardi	Futrell	Pinac
Arnold	Gallot	Pitre
Badon	Geymann	Powell, M.
Baldone	Glover	Powell, T.
Baudoin	Gray	Quezaire
Baylor	Guillory, E.	Richmond
Beard	Hammett	Ritchie
Bowler	Heaton	Robideaux
Broome	Hebert	Romero

Bruce	Hill	Scalise
Bruneau	Honey	Schneider
Burns	Hopkins	Shepherd
Burrell	Hunter	Smiley
Carter, K.	Hutter	Smith, G.—56th
Carter, R.	Jackson	Smith, J.R.—30th
Cazayoux	Jefferson	St. Germain
Crane	Johns	Strain
Crowe	Katz	Thompson
Damico	Kenney	Toomy
Daniel	LaBruzzo	Townsend
Dartez	LaFleur	Trahan
DeWitt	Lambert	Triche
Doerge	Lancaster	Tucker
Dorsey	Marchand	Waddell
Dove	Martiny	Walker
Downs	McDonald	Walsworth
Durand	McVea	White
Erdey	Montgomery	Winston
Fannin	Morrell	Wooton
Farrar	Morrish	Wright
Total—99		

NAYS

Total—0

ABSENT

Curtis	Kennard	Smith, J.H.—8th
Guillory, M.	Smith, J.D.—50th	
Total—5		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

HOUSE BILL NO. 1229—
BY REPRESENTATIVES MURRAY, ARNOLD, BRUNEAU, K. CARTER,
JEFFERSON, AND MORRELL
AN ACT

To enact R.S. 42:31, relative to state employment; to prohibit discrimination on the basis of sexual orientation; to provide for definitions; to allow "dress code" requirements; and to provide for related matters.

Called from the calendar.

Read by title.

Rep. Murray moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Alario	Dartez	Lancaster
Ansardi	Dorsey	Marchand
Arnold	Dove	Martiny
Badon	Durand	Morrell
Baldone	Faucheux	Murray
Baylor	Gallot	Odinot
Beard	Glover	Pierre
Bowler	Gray	Pitre
Bruneau	Guillory, E.	Quezaire
Burrell		

Carter, K.	Heaton	Richmond
Carter, R.	Honey	Shepherd
Cazayoux	Hunter	Smith, G.—56th
Curtis	Hutter	St. Germain
Damico	Jefferson	Winston
Daniel	LaFleur	
Total—44		

NAYS

Mr. Speaker	Geymann	Scalise
Alexander	Hammett	Schneider
Baudoin	Hebert	Smiley
Beard	Hill	Smith, J.D.—50th
Bowler	Johns	Smith, J.H.—8th
Broome	Katz	Smith, J.R.—30th
Burns	Kenney	Strain
Crane	LaBruzzo	Thompson
Crowe	Lambert	Toomy
DeWitt	McDonald	Townsend
Doerge	McVea	Trahan
Downs	Montgomery	Waddell
Erdey	Morrish	Walker
Fannin	Pinac	White
Farrar	Powell, M.	Wooton
Flavin	Powell, T.	Wright
Frith	Ritchie	
Futrell	Robideaux	
Total—52		

ABSENT

Guillory, M.	Kennard	Tucker
Hopkins	Romero	Walsworth
Jackson	Triche	
Total—8		

The Chair declared the above bill failed to pass.

Rep. DeWitt moved to reconsider the vote by which the above bill failed to pass, and, on his own motion, the motion to reconsider was laid on the table.

Suspension of the Rules

On motion of Rep. Dartez, and under a suspension of the rules, the above roll call was corrected to reflect her as voting yea.

Suspension of the Rules

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

HOUSE BILL NO. 368—

BY REPRESENTATIVE ANSARDI
AN ACT

To amend and reenact Chapters 1, 2, and 3 of Title VII of Book I of the Civil Code, to be comprised of Chapters 1 and 2 of Title VII of Book I of the Civil Code, consisting of Articles 184 through 199 and Code of Civil Procedure Article 1061(B) and Children's Code Article 116(17) and R.S. 9:392(A)(introductory paragraph) and (7), 396(A)(1)(introductory paragraph), and (C)(1), 398.2(A)(1), 400(A)(4), and R.S. 40:34(B)(1)(h)(i) and to enact R.S. 9:395.1, 401, 402, 403, 404, 405, and 406 and to repeal R.S. 9:305, 400(A)(2), and 400.1, relative to the filiation of parents and children; to provide for the proof of maternity and paternity; to provide for the presumptions of paternity; to provide for disavowal of paternity; to provide for the contestation of paternity; to provide for an acknowledgment of paternity; to provide for blood tests; to provide for the avowal action; to provide for the exceptional action of paternity; and to provide for related matters.

Called from the calendar.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Ansardi to Engrossed House Bill No. 368 by Representative Ansardi

AMENDMENT NO. 1

On page 19, line 17, change "date" to "dates"

AMENDMENT NO. 2

On page 19, line 18, after "Article" and before the period "." change "2087(A)(1) through (3)" to "2123(A)"

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

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative R. Carter to Engrossed House Bill No. 368 by Representative Ansardi

AMENDMENT NO. 1

On page 13, at the end of line 36, change the comma "," to a period "." and delete line 37 in its entirety.

AMENDMENT NO. 2

On page 13, at the beginning of line 38, delete "has terminated."

Rep. Robert Carter moved the adoption of the amendments.

Rep. Bowler objected.

By a vote of 74 yeas and 19 nays, the amendments were adopted.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Ansardi to Engrossed House Bill No. 368 by Representative Ansardi

AMENDMENT NO. 1

On page 13, line 39, after "law." insert "However, if the mother in bad faith deceived the father of the child regarding his paternity, the action shall be instituted within one year from the date the father knew or should have known of his paternity, but no more than ten years from the date of birth of the child."

Rep. Ansardi moved the adoption of the amendments.

Rep. Shepherd objected.

By a vote of 78 yeas and 17 nays, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Faucheux	Pierre
Alario	Flavin	Powell, M.
Ansardi	Frith	Powell, T.
Baudoin	Gallot	Quezaire
Beard	Geymann	Ritchie
Bowler	Gray	Smiley
Bruce	Guillory, E.	Smith, G.—56th
Burns	Heaton	Smith, J.D.—50th
Carter, K.	Honey	St. Germain
Carter, R.	Hunter	Thompson
Crane	Johns	Townsend
Damico	LaBruzzo	Trahan
Dartez	Lambert	Walker
Dove	Marchand	Wooton
Erdey	Morrish	Wright
Total—45		

NAYS

Alexander	Farrar	Pinac
Arnold	Futrell	Pitre
Badon	Glover	Richmond
Baldone	Hammett	Robideaux
Baylor	Hebert	Romero
Broome	Hill	Scalise
Bruneau	Hopkins	Schneider
Burrell	Hutter	Shepherd
Cazayoux	Jackson	Smith, J.H.—8th
Crowe	Jefferson	Strain
Curtis	Katz	Toomy
Daniel	Kenney	Tucker
DeWitt	Lancaster	Waddell
Doerge	McDonald	Walsworth
Dorsey	Montgomery	White
Downs	Morrell	Winston
Durand	Murray	
Fannin	Odinot	
Total—52		

ABSENT

Guillory, M.	Martiny	Triche
Kennard	McVea	
LaFleur	Smith, J.R.—30th	
Total—7		

The Chair declared the above bill failed to pass.

Rep. Bruneau moved to reconsider the vote by which the above bill failed to pass, and, on his own motion, the motion to reconsider was laid on the table.

HOUSE BILL NO. 607—
BY REPRESENTATIVES JACK SMITH AND PIERRE AND SENATORS B. GAUTREAUX AND MALONE

AN ACT

To amend and reenact R.S. 34:851.24(F)(2), relative to motorboats and vessels; to require every person on board certain recreational motorboats or vessels to wear life preservers; and to provide for related matters.

Called from the calendar.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Townsend to Engrossed House Bill No. 607 by Representative Jack Smith

AMENDMENT NO. 1

On page 1, line 2, after "(F)(2)" insert "and 851.31(A)(1)"

AMENDMENT NO. 2

On page 1, line 6, after "(F)(2)" insert "and 851.31(A)(1)" and change "is" to "are"

AMENDMENT NO. 3

On page 1, after line 18, add the following:

"§851.31. Penalties

A.(1) Any person who violates any provision of R.S. 34:851.7, 851.9, 851.11, 851.12, 851.13, 851.14, 851.15, 851.16, 851.17, 851.18, 851.19, 851.20, 851.21, 851.23, ~~851.24~~, and 851.30 shall be guilty of a class one violation, R.S. 56:31.

* * *

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

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Townsend to Engrossed House Bill No. 607 by Representative Jack Smith

AMENDMENT NO. 1

On page 1, at the end of line 17, add the following:

"In any circumstance where a wildlife agent or peace officer stops and boards a vessel where a person is not in compliance with the provisions of this Paragraph and that person does not have a life jacket on board the vessel with which to comply with the requirements of this Paragraph, that wildlife agent or peace officer shall provide that person with an appropriate life jacket."

Rep. Townsend moved the adoption of the amendments.

Rep. Jack Smith objected.

By a vote of 44 yeas and 52 nays, the amendments were rejected.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Romero to Engrossed House Bill No. 607 by Representative Jack Smith

AMENDMENT NO. 1

On page 1, line 17, after the period "." add "The requirements of this paragraph shall not apply when the motorboat or vessel is traveling in water which has a depth of less than four feet."

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

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Hammett to Engrossed House Bill No. 607 by Representative Jack Smith

AMENDMENT NO. 1

On page 1, at the end of line 17, add the following:

"In any circumstance where a wildlife agent or peace officer stops and boards a vessel where a person is not wearing a life jacket as authorized by the provisions of this Paragraph, the burden of proof shall lie with the agent or officer and the agent or officer shall accept oral verification of age and identification of a parent or guardian"

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

Rep. Jack Smith moved the final passage of the bill, as amended.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Durand	Montgomery
Alexander	Fannin	Morrell
Baylor	Faucheux	Murray
Beard	Gallot	Odinet
Broome	Glover	Pierre
Bruce	Gray	Powell, M.
Burrell	Guillory, E.	Quezaire
Carter, K.	Heaton	Romero
Carter, R.	Hunter	Shepherd
Cazayoux	Jackson	Smith, G.—56th
Curtis	Jefferson	Smith, J.D.—50th
Daniel	LaFleur	Thompson
Dartez	Lambert	Trahan
Doerge	Marchand	Walker
Dorsey	Martiny	
Dove	McDonald	
Total—46		

NAYS

Alario	Futrell	Robideaux
Ansardi	Geymann	Scalise
Arnold	Hammett	Schneider
Badon	Hebert	Smiley
Baldone	Hill	Smith, J.H.—8th
Baudoin	Hopkins	Smith, J.R.—30th
Bowler	Johns	Strain
Bruneau	Katz	Toomy
Crane	Kenney	Townsend
Crowe	Lancaster	Triche
Damico	McVea	Tucker
DeWitt	Morrish	Waddell
Downs	Pinac	Walsworth
Erdey	Pitre	White
Farrar	Powell, T.	Winston
Flavin	Richmond	Wooton
Frith	Ritchie	Wright
Total—51		

ABSENT

Burns	Hutter	St. Germain
Guillory, M.	Kennard	
Honey	LaBruzzo	
Total—7		

The Chair declared the above bill failed to pass.

Rep. Hammett moved to reconsider the vote by which the above bill failed to pass, and, on his own motion, the motion to reconsider was laid on the table.

HOUSE BILL NO. 1474—
BY REPRESENTATIVES DOVE AND BALDONE
AN ACT

To amend and reenact R.S. 17:3351(A)(5)(b)(iii), to provide relative to tuition and mandatory attendance fee amounts established by the Board of Supervisors of Community and Technical Colleges and applicable to students enrolled in technical community colleges under the board's supervision and management; to provide limitations; to require certain reports; to provide for an effective date; and to provide for related matters.

Called from the calendar.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Dove to Engrossed House Bill No. 1474 by Representatives Dove and Baldone

AMENDMENT NO. 1

On page 1, line 4, after "in" and before "technical" insert "certain"

AMENDMENT NO. 2

On page 2, line 15, after "in" delete the remainder of the line and on line 16 delete "college under the supervision and management of the board" in insert in lieu thereof "L. E. Fletcher Technical-Community College and Sowela Technical-Community College"

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Durand	Morrish
Alario	Erdey	Odinet
Alexander	Fannin	Pierre
Ansardi	Faucheux	Pinac
Arnold	Flavin	Pitre
Badon	Frith	Powell, M.
Baldone	Futrell	Powell, T.
Baudoin	Gallot	Quezaire
Baylor	Geymann	Richmond
Beard	Glover	Ritchie
Bowler	Gray	Robideaux
Broome	Guillory, E.	Romero
Bruce	Guillory, M.	Schneider
Bruneau	Hammett	Smiley
Burns	Honey	Smith, J.D.—50th

Burrell	Hopkins	Smith, J.H.—8th
Carter, K.	Hunter	Smith, J.R.—30th
Carter, R.	Hutter	Strain
Cazayoux	Jackson	Thompson
Crane	Jefferson	Toomy
Curtis	Johns	Townsend
Damico	Katz	Trahan
Daniel	Kenney	Triche
Dartez	Lambert	Tucker
DeWitt	Lancaster	Waddell
Doerge	Martiny	Walker
Dorsey	McDonald	White
Dove	McVea	Winston
Downs	Montgomery	Wooton

Total—87

NAYS

Crowe	Hill	Shepherd
Farrar	Marchand	Smith, G.—56th
Heaton	Morrell	Walsworth
Hebert	Murray	Wright

Total—12

ABSENT

Kennard	LaFleur	St. Germain
LaBruzzo	Scalise	

Total—5

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. Dove 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.

Motion

Rep. Dartez moved to call from the table the motion to reconsider the vote by which House Bill No. 1229 failed to pass.

Rep. Scalise objected.

By a vote of 44 yeas and 48 nays, the House refused to call from the table the motion to reconsider the vote by which House Bill No. 1229 failed to pass.

Notice of Intention to Call

Pursuant to House Rule No. 8.26(A), Rep. Cazayoux gave notice of his intention to call House Bill No. 916 from the calendar for future action.

Notice of Intention to Call

Pursuant to House Rule No. 8.26(A), Rep. Futrell gave notice of his intention to call Senate Bill No. 679 from the calendar for future action.

Suspension of the Rules

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

Petitions, Memorials and Communications

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

Message from the Senate

SENATE BILLS

May 11, 2004

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. 11, 249, 275, 411, 662, 795, and 821

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

Suspension of the Rules

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

Senate Bills and Joint Resolutions on First Reading

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

SENATE BILL NO. 11—

BY SENATOR THEUNISSEN

AN ACT

To enact Chapter 19 of Title 24 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 24:971 through 974, relative to the Louisiana Commission on Civic Education; to establish the commission; to provide for membership; to provide for purposes of the commission; to provide for funding; and to provide for related matters.

Read by title.

SENATE BILL NO. 249—

BY SENATOR BAJOIE

AN ACT

To amend and reenact R.S. 46:1792(A), (B)(1), and (B)(2), relative to subsidy for adopted children; to clarify the requirements of Title IV-E redetermination cases; to bring state law in compliance with the federal Adoptions and Safe Families Act; to provide for an effective date; and to provide for related matters.

Read by title.

SENATE BILL NO. 275—

BY SENATOR NEVERS

AN ACT

To enact R.S. 17:1519.3(E), (F), and (G), relative to the Louisiana State University Health Sciences Center-New Orleans; to provide with respect to reports to be submitted to the Senate and House committees on health and welfare; to provide for specific information and reports to be supplied to the committees; and to provide for related matters.

Read by title.

SENATE BILL NO. 411—
BY SENATOR BAJOIE

AN ACT

To amend and reenact R.S. 46:1403(A)(2) and 1404, relative to child care facilities and child-placing agencies; to clarify the law regarding mandated licensure of child-placing agencies; to include an adoption agency within the definition of "child-placing agency"; to provide for retroactive application; to provide for an effective date; and to provide for related matters.

Read by title.

SENATE BILL NO. 662—
BY SENATOR DARDENNE

AN ACT

To amend and reenact R.S. 40:964(Schedule III)(D)(3) and (4), relative to classification of controlled dangerous substances; to substitute hydrocodone for dihydrocodeinone as a Schedule III controlled dangerous substance; and to provide for related matters.

Read by title.

SENATE BILL NO. 795—
BY SENATOR BOISSIERE

AN ACT

To enact R.S. 42:1111(A)(3), relative to the Code of Governmental Ethics; to provide an exception to the prohibition on the receipt of payment for governmental services by a public servant from a nongovernmental source; to provide relative to the requirements of such exception; and to provide for related matters.

Read by title.

SENATE BILL NO. 821—
BY SENATORS BAJOIE AND CHEEK
AN ACT

To enact R.S. 36:259(II) and 919.7 and Chapter 46-A of Title 46 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 46:2616 through 2618, relative to diabetes; to create the Louisiana Diabetes Initiatives Council in the Department of Health and Hospitals; to provide for the membership, powers, and duties of the board; and to provide for related matters.

Read by title.

Message from the Senate

SIGNED SENATE CONCURRENT RESOLUTIONS

May 11, 2004

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

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

Senate Concurrent Resolution No. 96

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

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

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

Message from the Senate

SIGNED SENATE BILLS AND JOINT RESOLUTIONS

May 11, 2004

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

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

Senate Bill Nos. 341, 342, 400, 467, 503, 504, 505, 508, and 509

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

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

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

Reports of Committees

The following reports of committees were received and read:

Report of the Committee on Appropriations

May 11, 2004

To the Speaker and Members of the House of Representatives:

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

House Bill No. 702, by Durand
Reported with amendments. (11-0) (Regular)

House Bill No. 995, by Murray
Reported favorably. (10-0) (Regular)

House Bill No. 1092, by Triche
Reported favorably. (11-0) (Regular)

House Bill No. 1278, by Tucker
Reported favorably. (10-0) (Regular)

House Bill No. 1310, by Salter
Reported favorably. (11-0) (Regular)

House Bill No. 1507, by Cazayoux
Reported favorably. (11-0) (Regular)

JOHN ALARIO
Chairman

Report of the Committee on Civil Law and Procedure

May 11, 2004

To the Speaker and Members of the House of Representatives:

I am directed by your Committee on Civil Law and Procedure to submit the following report:

House Concurrent Resolution No. 133, by Ansardi
Reported favorably. (7-0)

House Concurrent Resolution No. 134, by Daniel
Reported favorably. (8-0)

House Bill No. 61, by Scalise (Joint Resolution)
Reported with amendments. (6-2-1) (Regular)

House Bill No. 665, by White (Joint Resolution)
Reported without amendments. (7-0) (Regular)

House Bill No. 694, by Arnold (Joint Resolution)
Reported without amendments. (7-0) (Regular)

House Bill No. 887, by Bruneau (Joint Resolution)
Reported without amendments. (7-0) (Regular)

House Bill No. 1464, by Crowe
Reported with amendments. (7-0) (Regular)

GLENN ANSARDI
Chairman

Report of the Committee on Commerce

May 11, 2004

To the Speaker and Members of the House of Representatives:

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

House Bill No. 419, by Pinac
Reported with amendments. (12-0) (Regular)

House Bill No. 911, by Lancaster
Reported with amendments. (14-0) (Regular)

Senate Bill No. 200, by Barham
Reported favorably. (12-0) (Regular)

Senate Bill No. 239, by Hollis
Reported favorably. (10-0) (Regular)

Senate Bill No. 248, by Ullo
Reported favorably. (10-0) (Regular)

Senate Bill No. 268, by Ullo
Reported favorably. (10-0) (Regular)

Senate Bill No. 281, by Ullo
Reported favorably. (10-0) (Regular)

Senate Bill No. 706, by Hollis
Reported favorably. (13-0) (Regular)

Senate Bill No. 725, by Hollis
Reported with amendments. (11-0) (Regular)

GIL J. PINAC
Chairman

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

Report of the Committee on Environment

May 11, 2004

To the Speaker and Members of the House of Representatives:

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

House Bill No. 233, by Fauchaux
Reported with amendments. (9-0) (Regular)

House Bill No. 846, by Morrish
Reported with amendments. (9-0) (Regular)

Senate Bill No. 464, by Fontenot
Reported with amendments. (8-0) (Regular)

Senate Bill No. 466, by Fontenot
Reported favorably. (8-0) (Regular)

N. J. DAMICO
Chairman

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

Report of the Committee on Transportation, Highways and Public Works

May 11, 2004

To the Speaker and Members of the House of Representatives:

I am directed by your Committee on Transportation, Highways and Public Works to submit the following report:

House Bill No. 1165, by Morrish
Reported with amendments. (12-0-1) (Regular)

House Bill No. 1260, by Cazayoux
Reported with amendments. (10-1-1) (Regular)

House Bill No. 1292, by Pinac
Reported favorably. (11-0-1) (Regular)

House Bill No. 1590, by Quezaire
Reported with amendments. (11-0-1) (Regular)

House Bill No. 1593, by Kennard
Reported with amendments. (13-0-1) (Regular)

House Bill No. 1594, by Pitre
Reported favorably. (12-0-1) (Regular)

ROY QUEZAIRE
Chairman

Report of the Committee on Ways and Means

May 11, 2004

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. 205, by Futrell
Reported favorably. (12-0) (Regular)

House Bill No. 1108, by Erdey
Reported favorably. (11-0) (Regular)

House Bill No. 1139, by Hammett
Reported with amendments. (12-0) (Regular)

House Bill No. 1181, by Daniel
Reported favorably. (10-0) (Regular)

House Bill No. 1504, by Montgomery
Reported with amendments. (14-0) (Regular)

BRYANT O. HAMMETT, JR.
Chairman

Privileged Report of the Legislative Bureau

May 11, 2004

To the Speaker and Members of the House of Representatives:

I am directed by your Legislative Bureau to submit the following report:

Senate Bill No. 67
Reported without amendments.

Senate Bill No. 112
Reported without amendments.

Senate Bill No. 143
Reported without amendments.

Senate Bill No. 609
Reported without amendments.

Senate Bill No. 638
Reported without amendments.

Respectfully submitted,
CHARLES MCDONALD
Chairman

Privileged Report of the Committee on Enrollment

May 11, 2004

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. 57—
BY REPRESENTATIVE HONEY

A RESOLUTION

To commend Mozambique President Joaquim Alberto Chissano and welcome him to Louisiana upon his historic visit to Southern University.

HOUSE RESOLUTION NO. 58—
BY REPRESENTATIVE HONEY

A RESOLUTION

To commend United States Ambassador James A. Joseph and welcome him to Louisiana upon his memorable visit to Southern University.

Respectfully submitted,
DONALD RAY KENNARD
Chairman

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

Privileged Report of the Committee on Enrollment

May 11, 2004

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. 163—

BY REPRESENTATIVE MARCHAND

A CONCURRENT RESOLUTION

To express the sincere and heartfelt condolences of the Legislature of Louisiana upon the death of Vivienne Blair of New Orleans.

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. Karen Carter, the rules were suspended to permit the Committee on Insurance to meet on Wednesday, May 12, 2004, 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. 1468 and 1499

Suspension of the Rules

On motion of Rep. Martiny, the rules were suspended to permit the Committee on Administration of Criminal Justice to meet on Wednesday, May 12, 2004, and consider the following legislative instruments that were not listed on the weekly committee schedule as required by House Rule 14.23:

House Bill No. 46

Leave of Absence

Rep. Kennard - 1 day

Adjournment

On motion of Rep. Kenney, at 4:45 P.M., the House agreed to adjourn until Wednesday, May 12, 2004, at 2:00 P.M.

The Speaker of the House declared the House adjourned until 2:00 P.M., Wednesday, May 12, 2004.

ALFRED W. SPEER
Clerk of the House