

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

THIRTY-FIRST 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

Wednesday, May 19, 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. Mickey Frith led the House in reciting the Pledge of Allegiance to the Flag of the United States of America.

Mr. Will Seaux sang "The Star Spangled Banner."

Reading of the Journal

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

On motion of Rep. Pinac, the Journal of May 18, 2004, was adopted.

**Petitions, Memorials and
Communications**

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

Message from the Senate

HOUSE CONCURRENT RESOLUTIONS

May 19, 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. 199
Returned without amendments.

House Concurrent Resolution No. 200
Returned without amendments.

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

Message from the Senate

**ASKING CONCURRENCE IN
SENATE CONCURRENT RESOLUTIONS**

May 19, 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. 35 and 116

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

Message from the Senate

SENATE BILLS

May 19, 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. 23, 124, 166, 367, 387, 577, 586, 785, 852, and 855

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

Suspension of the Rules

On motion of Rep. Johns, 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. 23—
BY SENATOR MOUNT

AN ACT

To amend and reenact R.S. 4:144(A), relative to the Louisiana State Racing Commission; to increase the at-large membership of the commission; and to provide for related matters.

Read by title.

SENATE BILL NO. 124—

BY SENATORS MICHOT AND SCHEDLER
AN ACT

To amend and reenact R.S. 39:1593.1(A), relative to group purchasing contracts of the Louisiana State University Health Sciences Center; to require that certain Louisiana distributors be included in certain group purchasing contracts; to provide for exclusion; to provide for an effective date; and to provide for related matters.

Read by title.

SENATE BILL NO. 166—

BY SENATORS HAINKEL, ADLEY, BARHAM, ELLINGTON, KOSTELKA, MICHOT, NEVERS, SCHEDLER, SMITH, AMEDEE, CAIN, DUPLESSIS, FONTENOT, LENTINI, MALONE, MOUNT, THEUNISSEN AND ULLO
A JOINT RESOLUTION

Proposing to add Article XII, Section 15 of the Constitution of Louisiana, relative to marriage; to require that marriage in the state shall consist only of the union of one man and one woman;

to provide that the legal incidents of marriage shall be conferred only upon such union; to prohibit the validation or recognition of the legal status of any union of unmarried individuals; to prohibit the recognition of a marriage contracted in another jurisdiction which is not the union of one man and one woman; and to specify an election for submission of the proposition to electors and provide a ballot proposition.

Read by title.

SENATE BILL NO. 367—

BY SENATORS HINES, CHEEK, AMEDEE, BOISSIERE, CRAVINS, DUPRE, FIELDS, FONTENOT, HOLDEN, HOLLIS, JONES, LENTINI, MARIONNEAUX, MCPHERSON AND MICHOT
AN ACT

To amend and reenact R.S. 33:2011(B), relative to health insurance; to provide with respect to the fire department; to provide for the classification of certain types of cancer as occupational diseases or infirmities connected with the duties of a firefighter; and to provide for related matters.

Read by title.

SENATE BILL NO. 387—

BY SENATOR MCPHERSON
AN ACT

To enact R.S. 37:935, relative to the practice of registered nursing; to provide authority for registered nurses to administer analgesic doses of anesthetic agents; and to provide for related matters.

Read by title.

SENATE BILL NO. 577—

BY SENATOR MCPHERSON
AN ACT

To amend and reenact R.S. 24:55(D) and (E), relative to public officials; to provide for reporting of certain things of economic value expended on behalf of certain public officials; to provide relative to reporting of certain expenditures; and to provide for related matters.

Read by title.

SENATE BILL NO. 586—

BY SENATOR DARDENNE
AN ACT

To amend and reenact R.S. 32:1254(N)(3)(f)(i), (iii), and (v) and to enact R.S. 32:1254.2, relative to motor vehicles; to authorize the Motor Vehicle Commission to render advisory opinions relative to the distribution and sale of motor vehicles; to provide a procedure for applying to the commission for an advisory opinion and for declaratory orders; to provide relative to sales conditioned on financing; to provide certain requirements for suppliers of mechanical repairs and services for motor vehicles; and to provide for related matters.

Read by title.

SENATE BILL NO. 785—

BY SENATOR JONES
AN ACT

To enact R.S. 17:3226(D) and 3228(D), relative to the authority of the Board of Regents to establish learning centers; to authorize the Board of Regents to establish the Northeast Louisiana Delta Learning Center; to provide for the management, and supervision of the learning center; to authorize the establishment of a commission and advisory council; and to provide for related matters.

Read by title.

SENATE BILL NO. 852—

BY SENATORS CHAISSON AND DUPRE
AN ACT

To amend and reenact R.S. 14:98 (C)(1) and to enact R.S. 32:413.1 and Code of Criminal Procedure Art. 894 (D)(3), relative to driving privileges; to provide for driver's license suspension in certain cases; to provide exclusions; to provide for a driver violation point system for young drivers; to provide for implementation and maintenance of an electronic database, by cooperative endeavor agreements, for pleas entered relative to operating a vehicle while intoxicated; and to provide for related matters.

Read by title.

SENATE BILL NO. 855—

BY SENATOR BAJOIE
AN ACT

To amend and reenact R.S. 25:841, 842, and 844 and to enact R.S. 25:845 and 846 and R.S. 36:209(Z) and 919.7, relative to the Louisiana Civil Rights Museum; to establish and provide for the Louisiana Civil Rights Museum Advisory Board; to provide for the membership, powers, duties, and functions of the advisory board; 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. 68—

BY REPRESENTATIVE HUTTER
A RESOLUTION

To recognize May 19, 2004, as Delgado Day at the Louisiana House of Representatives.

Read by title.

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

HOUSE RESOLUTION NO. 69—

BY REPRESENTATIVE DORSEY
A RESOLUTION

To express sincere and heartfelt condolences upon the death of Beatrice Marie Dabney of Baton Rouge.

Read by title.

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

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. 196—

BY REPRESENTATIVE SMILEY
A CONCURRENT RESOLUTION

To request the Department of Transportation and Development to install a red light at the intersection of Louisiana Highway 42 and Louisiana Highway 16 in the village of Port Vincent.

Read by title.

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

HOUSE CONCURRENT RESOLUTION NO. 198—

BY REPRESENTATIVE ST. GERMAIN
A CONCURRENT RESOLUTION

To urge and request the Department of Transportation and Development to study the practicality and feasibility of installing traffic control signals at the intersection of Louisiana Highway 402 and Louisiana Highway 1 and the intersection of Louisiana Highway 70 and Lee Drive in Assumption Parish.

Read by title.

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

HOUSE CONCURRENT RESOLUTION NO. 202—

BY REPRESENTATIVE JOHN SMITH
A CONCURRENT RESOLUTION

To memorialize the Congress of the United States to review and consider eliminating provisions of law which reduce social security benefits for those receiving benefits from federal, state, or local government retirement systems.

Read by title.

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

Senate Concurrent Resolutions

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

SENATE CONCURRENT RESOLUTION NO. 111—

BY SENATOR ELLINGTON
A CONCURRENT RESOLUTION

To urge and request the governor to support the Sea Point container transfer facility project.

Read by title.

Motion

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

SENATE CONCURRENT RESOLUTION NO. 113—

BY SENATOR ULLO
A CONCURRENT RESOLUTION

To memorialize the Congress of the United States to develop sound energy policies that promote expansion and production of domestic crude oil reserves, and encourages the development of petroleum refining facilities in the United States.

Read by title.

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

SENATE CONCURRENT RESOLUTION NO. 114—

BY SENATOR THEUNISSEN
A CONCURRENT RESOLUTION

To urge and request the Commission on Public Retirement to meet and study the feasibility of requiring the commission to review and approve all proposed retirement legislation affecting retirement prior to introduction before the legislature.

Read by title.

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

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. 74—
BY SENATOR HINES

AN ACT

To enact R.S. 37:1285(A)(32) and Part XIX of Chapter 5 of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:1299.36 through 1299.36.6, all relative to human cloning; to prohibit the expenditure of state funds for the purpose of human cloning; to provide for definitions; to provide for penalties; 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. 142—
BY SENATOR BOISSIERE

AN ACT

To amend and reenact R.S. 33:4094.1(C), relative to the city of New Orleans; to extend the authorization for a voter-approved drainage tax within the city; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 425—
BY SENATOR JONES

AN ACT

To enact R.S. 17:2118, relative to institutions of learning in general; to require that the establishment and maintenance of a public education system be accomplished free from certain discrimination; to prohibit the appropriation of or expenditure of public funding which discriminates directly or indirectly against any person in violation of such requirement; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 479—
BY SENATOR B. GAUTREAU

AN ACT

To amend and reenact R.S. 42:1119(B)(2)(b)(i), relative to nepotism; to provide that a licensed physician or registered nurse who is an immediate family member of a hospital service district board or authority member may be employed by such hospital service district based on population; to increase the population limits; to provide for recusal; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 553—
BY SENATOR DUPRE

AN ACT

To enact R.S. 22:1430.18, relative to property insurance; to provide certain requirements for coverage and issuance of property insurance by the Louisiana Citizens Property Insurance Corporation; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 670—
BY SENATOR LENTINI

AN ACT

To amend and reenact R.S. 23:1034.2(F) as amended by Act 454 of the 1989 Regular Session, and to repeal R.S. 23:1034.2(F) as amended by Act 25 of the 1989 Regular Session, relative to workers' compensation; to provide with respect to medical benefits; to provide with respect to reimbursement schedule; to provide for consolidation; to provide for venue; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 691—
BY SENATOR JACKSON

AN ACT

To amend and reenact the introductory paragraph of R.S. 46:153.3(D)(2) and R.S. 46:153.3(D)(2)(c) through (s), relative to the Medicaid Pharmaceutical and Therapeutics Committee; to provide for changes with respect to who shall be appointed to the committee; 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. 702—
BY SENATOR HAINKEL

AN ACT

To enact R.S. 43:19.1, relative to official records; to permit certain records to be made accessible on the official Internet web site or portal of the Louisiana State Legislature; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 716—
BY SENATORS HAINKEL AND MARRIONEUX

AN ACT

To enact R.S. 1:58.3, relative to state holidays; to establish Ronald Reagan Day as an annual observance; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 723—
BY SENATOR ELLINGTON

AN ACT

To amend and reenact R.S. 42:1113(A) and to enact 42:1112(E), relative to hospital service districts; to provide with respect to participation in certain transactions and prohibited contractual arrangements for physicians appointed to boards of hospital service districts; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 767—
BY SENATOR HAINKEL

AN ACT

To enact R.S. 41:1702(J), relative to certain waters; to provide relative to uses of the water bottom of Lake Pontchartrain; to provide certain terms, conditions, and requirements; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 871 (Substitute for Senate Bill No. 534 by Senator Irons)—
BY SENATOR IRONS

AN ACT

To amend and reenact R.S. 17:17, and to enact R.S. 17:17.1 and 17.2, relative to physical fitness in schools; to provide relative to the physical activity of students; to provide for legislative findings and objectives; to establish and provide for awards for schools with outstanding programs, based on funding; to establish and provide for the implementation of a pilot program consisting of an assessment measuring the health-related fitness of students in certain grades; to provide for the selection of school systems for participation; to provide for program development; to provide for limitations; to provide for reports; to provide relative to funding; and to provide for related matters.

Read by title.

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

**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. 10—
BY REPRESENTATIVE TOWNSEND

A CONCURRENT RESOLUTION

To amend the Department of Economic Development, Racing Commission rules on horse racing to accommodate Paint horses racing, and to direct the Louisiana Register to print the amendments in the Louisiana Administrative Code.

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. 139—
BY REPRESENTATIVE BURNS

A CONCURRENT RESOLUTION

To urge and request the Marriage Persons Committee of the Louisiana State Law Institute to study Louisiana's child custody and visitation laws and make specific recommendations on or before January 15, 2006, for revisions to state law.

Read by title.

Reported favorably by the Committee on Civil Law and Procedure.

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

HOUSE CONCURRENT RESOLUTION NO. 158—
BY REPRESENTATIVE BOWLER

A CONCURRENT RESOLUTION

To urge and request the Louisiana State Law Institute to study Louisiana's visitation statutes and make specific recommendation on or before January 15, 2005, for revisions to state laws.

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 Concurrent Resolution No. 158 by Representative Bowler

AMENDMENT NO. 1

On page 1, line 17, after "Committee" insert a period "." and delete the remainder of the line

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

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

**Senate Concurrent Resolutions
Reported by Committee**

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

SENATE CONCURRENT RESOLUTION NO. 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.

Reported favorably by the Committee on Commerce.

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

SENATE CONCURRENT RESOLUTION NO. 47—
BY SENATOR HAINKEL

A CONCURRENT RESOLUTION

To memorialize the Congress of the United States to continue to support and expand the operations of the National Finance Center in New Orleans, including the renewal of its contract with the Federal Retirement Thrift Investment Board.

Read by title.

Reported favorably by the Committee on Commerce.

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

SENATE CONCURRENT RESOLUTION NO. 78—
BY SENATOR ELLINGTON

A CONCURRENT RESOLUTION

To urge and request the secretary of the Department of Environmental Quality to allocate one million dollars from the Waste Tire Management Fund to the Department of Transportation and Development for highway and drainage maintenance construction using waste tire chips in Fiscal Year 2004-05 and requests the secretary of DOTD to utilize these funds to maximize efforts in obtaining federal fund matches for the usage of waste tire chips in highway and drainage maintenance construction.

Read by title.

Reported with amendments by the Committee on Environment.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Environment to Original Senate Concurrent Resolution No. 78 by Senator Ellington

AMENDMENT NO. 1

On page 1, at the end of line 2, delete "allocate" and delete line 3 in its entirety and at the beginning of line 4, delete "Transportation and Development for" and insert:

"jointly investigate with the secretary of the Department of Transportation and Development the possibility of using the Waste Tire Management Fund for federal matching funds for projects involving"

AMENDMENT NO. 2

On page 1, line 5, delete "in Fiscal Year 2004-05"

AMENDMENT NO. 3

On page 2, at the end of line 4, delete "allocate on million" and delete line 5 in its entirety and at the beginning of line 6, delete "Transportation and Development for" and insert:

"jointly investigate with the secretary of the Department of Transportation and Development the possibility of using the Waste Tire Management Fund for federal matching funds for projects involving"

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

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

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

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

HOUSE BILL NO. 320—
BY REPRESENTATIVE PINAC
AN ACT

To amend and reenact R.S. 34:963, 995, 1047, 1075, and 1125, relative to river pilots; to provide relative to river pilot associations; to provide relative to fee commissions; and to provide for related matters.

Read by title.

Reported by substitute by the Committee on Commerce.

The substitute was read by title as follows:

**HOUSE BILL NO. 1708 (Substitute for House Bill No. 320 by
Representative Pinac)—**
BY REPRESENTATIVE PINAC
AN ACT

To amend and reenact R.S. 34:1073, 1076, 1121, 1122(A)(1) and (2), (C)(1), and (D)(1) and (2), 1124 and 1125, to enact Part VI of Chapter 6 of Title 34 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 34:1129 through 1136, and to repeal R.S. 34:962, 966, 991.1, 1001, 1049, 1055, and 1076.1, relative to river pilots; to provide relative to the Associated Branch Pilots for the Port of Lake Charles; to provide a lien and privilege for nonpayment of pilotage fees; to create a single Pilotage Fee Commission; to provide for appointment and membership; to provide for resolution of disputes; to provide for rule making authority; to create the Board of Louisiana River Pilots Review and Oversight; to provide for appointment and membership; to provide for duties and responsibilities; to provide for resolution of complaints; to provide for oversight; to provide for funding; to provide for liability; to provide for judicial review; and to provide for related matters.

Read by title.

On motion of Rep. Pinac, the substitute was adopted and became House Bill No. 1708 by Rep. Pinac, on behalf of the Committee on Commerce, as a substitute for House Bill No. 320 by Rep. Pinac.

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

HOUSE BILL NO. 385—
BY REPRESENTATIVE TOWNSEND
AN ACT

To enact R.S. 17:425.2, relative to payment for unused sick and annual leave of certain unclassified postsecondary education employees who continue in employment after becoming eligible for retirement; to provide for definitions; to provide for applicability; to provide conditions and limitations; to provide for an effective date; 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. 385 by Representative Townsend

AMENDMENT NO. 1

On page 2, line 1, after "College" and before the comma "," insert the following:

"the Board of Supervisors for the University of Louisiana system"

AMENDMENT NO. 2

On page 2. between lines 3 and 4, insert the following:

"B. The provisions of this Section shall only be applicable to unclassified postsecondary education employees of a higher education management board, or any college or university under the jurisdiction of such board, in the event such provisions are approved by the management board to be applicable to its employees."

AMENDMENT NO. 3

On page 2, at the beginning of line 4, change "B." to "C."

AMENDMENT NO. 4

On page 2, line 8, after "severance pay" and before "at" insert "by his employer"

AMENDMENT NO. 5

On page 2, at the beginning of line 13, change "C." to "D."

AMENDMENT NO. 6

On page 2, at the end of line 16, insert the following:

"the rate of pay received by the employee at the time such severance pay is paid and shall not exceed five hundred hours of"

AMENDMENT NO. 7

On page 2, line 17, after "annual leave" delete the remainder of the line, insert a period "." and insert "The"

AMENDMENT NO. 8

On page 2, line 18, after "severance pay" and before "pursuant" insert "by his employer"

AMENDMENT NO. 9

On page 2, at the beginning of line 24, change "D." to "E."

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. 433—

BY REPRESENTATIVE TOWNSEND
AN ACT

To enact R.S. 48:460.1, relative to expropriation of property for highway systems; to provide for the presumption of abandonment of expropriated property; to provide for the

reacquisition of expropriated property; to provide for the payment of costs; 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. 433 by Representative Townsend

AMENDMENT NO. 1

On page 1, after line 15, add the following:

"C. The provisions of this Section shall apply to any parish with a population of between thirty-nine thousand eight hundred and forty thousand five hundred according to the most recent decennial census."

Section 2. The provisions of this Section shall cease to be effective on August 15, 2006."

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. 444—

BY REPRESENTATIVE FAUCHEUX (BY REQUEST)
AN ACT

To enact Civil Code Article 32, relative to persons; to provide for the definition of minority; 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. 666—

BY REPRESENTATIVE CRANE
AN ACT

To enact R.S. 17:3805(F), relative to the Education Excellence Fund; to provide that fund amounts and related investment earnings credited for a recipient entity shall revert to the fund whenever the entity no longer meets the conditions required for it to be eligible for fund allocations; to provide for an effective date; 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. 766—
BY REPRESENTATIVES GALLOT AND ANSARDI
AN ACT

To enact R.S. 13:750 and 750.1, relative to limitations of liability; to provide relative to limitations of liability for clerks of court; to provide relative to personal liability of clerks, deputy clerks, and employees; to provide for a peremptive period; 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. 766 by Representative Gallot

AMENDMENT NO. 1

On page 1, delete lines 19 and 20 in their entirety

AMENDMENT NO. 2

On page 2, delete lines 1 and 2 in their entirety

AMENDMENT NO. 3

On page 2, at the beginning of line 3, change "D." to "C."

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. 796—
BY REPRESENTATIVE TOOMY
A JOINT RESOLUTION

Proposing to amend Article VI, Section 14 of the Constitution of Louisiana, relative to increasing the financial burden of school boards and political subdivisions; to provide that no law or state executive order, rule, or regulation requiring increased expenditures for any purpose shall be applicable to a school board except under certain circumstances; to provide for exceptions to the provisions relative to increasing the financial burden of school boards and political subdivisions; 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. 875 (Duplicate of Senate Bill No. 628)—
BY REPRESENTATIVE WINSTON AND SENATOR BAJOE
AN ACT

To amend and reenact Children's Code Article 611(A), relative to immunity; to prohibit a cause of action against persons who report child abuse; 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. 1124—
BY REPRESENTATIVE LAFLEUR
AN ACT

To amend and reenact R.S. 27:392(B)(3)(b)(i), relative to the distribution of revenues derived under the Pari-mutuel Live Racing Facility Economic Redevelopment and Gaming Control Act; to make technical changes to the dedication of certain monies derived from the conduct of slot machine gaming in St. Landry Parish; to provide for an effective date; 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. 1256—
BY REPRESENTATIVES ALARIO AND SALTER AND SENATORS HEITMEIER AND HINES
AN ACT

To amend and reenact R.S. 39:1496.1(E)(1) and (3) and Section 2 of Act 989 of the 2003 Regular Session of the Legislature, relative to performance-based energy efficiency contracts; to provide for review and execution of such contracts; to provide for the review and evaluation of such contracts; to provide for the effectiveness of the provisions of the Act; 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. 1256 by Representative Alario

AMENDMENT NO. 1

On page 1, line 2, after "39:1496.1(E)(1)" and before "and Section" insert "and (3)"

AMENDMENT NO. 2

On page 1, line 8, after "39:1496.1(E)(1)" and before "hereby" change "is" to "and (3) are"

AMENDMENT NO. 3

On page 2, line 4, after "administration" and before "select" delete "shall" and insert "may"

AMENDMENT NO. 4

On page 2, line 14, after the period "." and before "Every" insert "The commissioner of administration may require that the consultant selected pursuant to this Section participate on behalf of the agency in the negotiation of the contract."

AMENDMENT NO. 5

On page 2, between lines 24 and 25, insert the following:

"(e) The provisions of Subparagraphs (a) through (d) of this Paragraph shall not be applicable when the requests for proposals or the proposed contract was received by the division of administration prior to January 1, 2004.

* * *

(3)(a)(i) In order to fund the cost of the evaluation, review, approval, oversight, and performance audits as provided in this Section, the request for proposal for the award of a performance-based energy efficiency contract shall require the proposer to pay a sum not to exceed two and one-half percent of the total value of the performance-based energy efficiency contract.

(ii) Notwithstanding the provisions of Item (i) of this Subparagraph, where a request for proposal or a proposed contract is exempt from the application of Subparagraphs (a) through (d) of Paragraph (1) of this Subsection, the proposer shall be required to pay a sum not to exceed one percent of the total value of the performance-based energy efficiency contract.

(b) The determination of the sum to be paid shall be made by the commissioner of administration according to the rules and regulations adopted ~~herein~~ pursuant to this Section."

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. 1261—
BY REPRESENTATIVE PINAC
AN ACT

To amend and reenact R.S. 51:2386, 2387, 2388, 2389(E)(1)(c) and (F)(1), 2391, 2392, 2393, 2394, 2395(A), (B)(2)(a), (D), and (F)(3), 2396(D)(6), (F), and (G)(1)(d), and 2397(A)(1)(b) and (2), (D), (E), and (G)(2)(a), relative to the Louisiana Business and Industrial Corporation Act; to provide for participation of Louisiana limited liability companies; to provide for certain additional licensing requirements; 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. 1261 by Representative Pinac

AMENDMENT NO. 1

On page 8, line 2, after "state" delete the period "." and insert "if the licensee intends to provide financing assistance outside of this state."

AMENDMENT NO. 2

On page 11, line 24, after "A licensee" and before "shall" insert "providing financing assistance outside of this state"

AMENDMENT NO. 3

On page 11, line 25, after "state." insert "A licensee that provides financing assistance in this state only shall maintain not less than one office in this state."

AMENDMENT NO. 4

On page 12, line 5, after "(6)" delete "Regardless" and insert in lieu thereof "If the licensee elects to provide financing assistance outside of this state, then regardless"

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. 1267—
BY REPRESENTATIVE GLOVER
AN ACT

To enact R.S. 9:2800.14, relative to offenses and quasi-offenses; to create an application process for compensation against the state for wrongful conviction and imprisonment; to provide for damages; to provide procedures for filing an application; to provide for the period of time in which the application shall be filed; 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. 1267 by Representative Glover

AMENDMENT NO. 1

On page 1, line 2, change "a cause of action" to "an application process for compensation"

AMENDMENT NO. 2

On page 1, line 3, delete "against the state from wrongful conviction and imprisonment"

AMENDMENT NO. 3

On page 1, line 4, change "the cause of action" to "an application"

AMENDMENT NO. 4

On page 1, line 5 change "cause of action" to "application" and after the semicolon ";" delete the remainder of the line and delete line 6 in its entirety

AMENDMENT NO. 5

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

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AMENDMENT NO. 6

On page 1, line 10, change "Action for wrongful conviction and imprisonment" to "Application process"

AMENDMENT NO. 7

On page 1, delete lines 12 through 14 in their entirety and insert the following:

"A. All compensation applications filed in accordance with this Section shall be referred to the Board of Pardons, hereinafter referred to as "the board"."

AMENDMENT NO. 8

On page 1, at the end of line 15, change "petitions" to "applications filed in accordance with this Section" and delete line 16 in its entirety

AMENDMENT NO. 9

On page 1, line 17, change "a petition" to "an application"

AMENDMENT NO. 10

On page 1, line 19, change "petitioner" to "applicant"

AMENDMENT NO. 11

On page 2, line 1, change "may" to "shall"

AMENDMENT NO. 12

On page 2, line 4, change "a petition is filed with the Board, the Board" to "an application is filed with the board, the board"

AMENDMENT NO. 13

On page 2, delete line 5 and insert the following:

"the applicant, schedule the application for hearing, giving the applicant at least thirty"

AMENDMENT NO. 14

On page 2, line 6, change "Board" to "board"

AMENDMENT NO. 15

On page 2, line 8, change "petitioner, the Board" to "applicant, the board"

AMENDMENT NO. 16

On page 2, line 10, change "Board" to "board"

AMENDMENT NO. 17

On page 2, line 11, before the period "." insert "or subpoena duces tecum"

AMENDMENT NO. 18

On page 2, line 12, change "Board" to "board"

AMENDMENT NO. 19

On page 2, line 15, change "Board" to "board"

AMENDMENT NO. 20

On page 2, line 16, change "petitioner" to "applicant" and after "compensation" and before "and" insert "due to factual innocence of the crime of which he was convicted"

AMENDMENT NO. 21

On page 2, at the end of line 17, change "petitioner" to "applicant"

AMENDMENT NO. 22

On page 2, line 18, change "Injustice Victims Restitution" to "Innocence Compensation"

AMENDMENT NO. 23

On page 2, end of line 19, change "Board" to "board"

AMENDMENT NO. 24

On page 2, line 20, change "claims" to "applications"

AMENDMENT NO. 25

On page 2, line 22, change "petitioner" to "applicant" and change "Board" to "board"

AMENDMENT NO. 26

On page 2, at the end of line 22, after the period "." insert the following:

"The board shall annually prepare and submit a report for the prior calendar year to the governor and legislature, on or before the first day of April, commencing in 2005, including the number of awards made and the total amount of funds distributed in accordance with this Section."

AMENDMENT NO. 27

On page 2, delete lines 23 through 25 in their entirety

AMENDMENT NO. 28

On page 2, line 26, change "(4)" to "(3)" and delete "civil rights and the"

AMENDMENT NO. 29

On page 2, line 27, change "emotional duress resulting from wrongful conviction" to "life opportunities resulting from time spent incarcerated"

AMENDMENT NO. 30

On page 2, at the end of line 29, change the period "." to a semicolon ";" and add "and"

AMENDMENT NO. 31

On page 3, line 1, change "one year" to "three years"

AMENDMENT NO. 32

On page 3, at the beginning and end of line 2, change "petitioner" to "applicant"

AMENDMENT NO. 33

On page 3, line 3, change "tuition, fees, book, board, and room" to "tuition and fees"

AMENDMENT NO. 34

On page 3, line 5, change "subsection must" to "Subparagraph shall"

AMENDMENT NO. 35

On page 3, line 10, change "subsection" to "Subparagraph"

AMENDMENT NO. 36

On page 3, line 11, after "aid" and before "continue" change "must" to "shall"

AMENDMENT NO. 37

On page 3, line 12, after "aid" and before "within" insert "when initiated"

AMENDMENT NO. 38

On page 3, line 13, change "subsection" to "Subparagraph"

AMENDMENT NO. 39

On page 3, delete lines 17 through 19 in their entirety

AMENDMENT NO. 40

On page 3, line 20, change "(5)" to "(4)" and change "petitioner, the Board" to "applicant, the board"

AMENDMENT NO. 41

On page 3, line 22, delete "wrongful"

AMENDMENT NO. 42

On page 3, line 23, change "petitioner" to "applicant for a crime of which the board finds he was factually innocent"

AMENDMENT NO. 43

On page 3, line 28, delete "or her" and change "on a ground" to "and show the board by clear and convincing scientific or non-scientific evidence that he is innocent of the crime of which he was convicted."

AMENDMENT NO. 44

On page 3, delete line 29 in its entirety

AMENDMENT NO. 45

On page 4, at the beginning of line 1, change "Suit" to "Applications"

AMENDMENT NO. 46

On page 4, at the beginning of line 2, change "alleging that the petitioner" to "stating that the applicant"

AMENDMENT NO. 47

On page 4, line 3, after "include" and before "a" insert "the name and address of the applicant."

AMENDMENT NO. 48

On page 4, line 7, change "suit" to "application" and change "Board" to "board"

AMENDMENT NO. 49

On page 4, line 8, change "action" to "application"

AMENDMENT NO. 50

On page 4, at the end of line 10, change "petitioner's" to "applicant's"

AMENDMENT NO. 51

On page 4, line 14, change "subsection" to "Subsection"

AMENDMENT NO. 52

On page 4, line 15, change "a claim" to "an application"

AMENDMENT NO. 53

On page 4, line 17, change "subsection" to "Subsection"

AMENDMENT NO. 54

On page 4, line 18, change "a claim" to "an application"

AMENDMENT NO. 55

On page 4, line 19, change "action" to "application"

AMENDMENT NO. 56

On page 4, line 20, change "Board" to "board"

AMENDMENT NO. 57

On page 4, between lines 21 and 22, insert the following:

"H. This Section shall apply to all applications for compensation from applicants who have been convicted of and imprisoned for crimes of which they are factually innocent. Applications which are predicated on convictions involving willful misconduct on the part of state actors are not limited to the recovery provided in this Section."

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. 1331—
BY REPRESENTATIVE PINAC

AN ACT

To amend and reenact R.S. 37:575(A)(1), 589, 593, 599(A)(2)(f)(iv) and (A)(7) and to enact R.S. 37:587, 591(D), and 599(A)(9), relative to cosmetology; to provide relative to the sale of immovable property; to provide for certification of records; to require licensed managers; to provide exceptions for services outside the licensed facility; to provide regarding booth rental permits; to provide for fees; 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. 1331 by Representative Pinac

AMENDMENT NO. 1

On page 1, line 2, change "R.S. 37:589, 593, 595(A)(2)," to "R.S. 37:575(A)(1), 589, 593,"

AMENDMENT NO. 2

On page 1, line 3, after "cosmetology;" insert "to provide relative to the sale of immovable property;"

AMENDMENT NO. 3

On page 1, at the end of line 5, after "permits;" delete "to" and on line 6 delete "provide for minimum classroom area for schools;"

AMENDMENT NO. 4

On page 1, line 9, change "R.S. 37:589, 593, 595(A)(2)," to "R.S. 37:575(A)(1), 589, 593,"

AMENDMENT NO. 5

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

"§575. Powers and duties of the board

A. The board shall be responsible for the control and regulation of the practice of cosmetology and shall do all of the following:

(1)(a) Maintain a permanent testing center to be located in East Baton Rouge Parish. The center shall be equipped to accommodate both practical and theory examinations and shall provide office space for board members and a conference room.

(b) In the event that the board sells the immovable property upon which the testing center is located together with the improvements thereon, the revenue derived from the sale shall be retained by the board and shall not be subject to reversion to the state general fund.

* * *

AMENDMENT NO. 6

On page 2, line 16 after "person" and before "shall" insert "licensed by the Louisiana Board of Cosmetology"

AMENDMENT NO. 7

On page 2, line 18, delete "the board." and insert in lieu thereof "that board or the Louisiana Board of Barber Examiners."

AMENDMENT NO. 8

On page 2, line 23, after "infirmary" delete the period "." and insert "for a patient."

AMENDMENT NO. 9

On page 3, delete lines 18 through 29 in their entirety

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. 1505—
BY REPRESENTATIVE HUNTER
AN ACT

To amend and reenact R.S. 9:5167.2, relative to the cancellation of mortgages; to require the mortgagee to cancel the mortgage inscription; to provide exceptions; to provide a limitation of liability; 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. 1505 by Representative Hunter

AMENDMENT NO. 1

On page 1, at the end of line 3, delete "to provide"

AMENDMENT NO. 2

On page 1, at the beginning of line 4, delete "penalties;"

AMENDMENT NO. 3

On page 2, delete lines 11 through 15 in their entirety

AMENDMENT NO. 4

On page 2, at the beginning of line 16, change "D." to "C."

AMENDMENT NO. 5

On page 2, at the beginning of line 20, change "E." to "D."

AMENDMENT NO. 6

On page 2 at the beginning of line 23, change "F." to "E."

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. 1581—
BY REPRESENTATIVE GALLOT
AN ACT

To enact R.S. 9:5032, relative to privileges; to provide for a special privilege for payments made by the Charity Hospital System and the Medicaid Program; to provide that the ranking of the privilege relative to the privilege of an attorney for attorney fees; 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. 1581 by Representative Gallot

AMENDMENT NO. 1

On page 1, line 2, after "privileges;" and before "to" delete "to provide for legislative findings;"

AMENDMENT NO. 2

On page 1, line 8, after "services" delete the remainder of the line and delete lines 9 through 20 in their entirety

AMENDMENT NO. 3

On page 2, delete lines 1 through 12 in their entirety

AMENDMENT NO. 4

On page 2, at the beginning of line 13, change "C." to "A."

AMENDMENT NO. 5

On page 2, line 13, after "46:153 et seq." and before "R.S." change "and" to a comma "," and after "46:446 et seq." and before "a" insert a comma "," and insert "and R.S. 9:4751 et seq."

AMENDMENT NO. 6

On page 2, line 15, change "Division" to "Centers"

AMENDMENT NO. 7

On page 2, at the beginning of line 23, change "D." to "B."

AMENDMENT NO. 8

On page 2, line 25, change "Division" to "Centers"

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.

Senate Bills on Second Reading Reported by Committee

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

SENATE BILL NO. 560— BY SENATOR FONTENOT

AN ACT

To amend and reenact the introductory paragraph of R.S. 30:2194(B), (4), (9), and (11) through (15) and the introductory paragraph of (C), 2195(A) and (E), the introductory paragraph of 2195.2(A)(1), (a), and (c)(i), (2), (3), (4), and (5), 2195.3(A)(1)(b) and (7), 2195.4(A)(1), (2), and (3)(c)(ii), 2195.6, 2195.7, 2195.8(A), the introductory paragraph of 2195.8(B) and (1) and (C), 2195.9(A), and 2195.10, to enact R.S. 30:2195.8(D), (E), and (F) and 2195.11, and to repeal R.S. 30:2194(B)(16), relative to underground storage tanks; to

provide for uses of money in the Motor Fuels Underground Storage Tank Trust Fund, especially relative to those who are eligible for disbursements from the fund; to provide relative to penalties for failure to pay fees that are paid into the trust fund; to provide relative to financial obligations of tank owners for environmental damage resulting from releases; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Environment.

Under the rules, the bill was recommitted to the Committee on Appropriations.

Suspension of the Rules

On motion of Rep. Murray, the rules were suspended in order to take up and consider House Bills and Joint Resolutions Returned from the Senate with Amendments at this time.

House Bills and Joint Resolutions Returned from the Senate with Amendments

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

HOUSE BILL NO. 154— BY REPRESENTATIVE MARTINY AN ACT

To enact R.S. 14:112.2 and 112.3, relative to the fraudulent portrayal of a law enforcement officer; to create the crime of fraudulent portrayal of a law enforcement officer; to create the crime of aiding and abetting fraudulent portrayal of a law enforcement officer; to provide for penalties; to provide for definitions; and to provide for related matters.

Read by title.

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

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Lentini to Reengrossed House Bill No. 154 by Representative Martiny

AMENDMENT NO. 1

On page 1, line 11, between "to" and "public" insert "a" and at the end of the line change "buildings" to "building,"

AMENDMENT NO. 2

On page 1, at the beginning of line 12, change "or facilities without incurring any expenses" to "facility, or service"

AMENDMENT NO. 3

On page 2, line 10, after "C." change "Access to public buildings and services" to "Access to a public building, facility, or service"

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Boissiere to Reengrossed House Bill No. 154 by Representative Martiny

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AMENDMENT NO. 1

On page 1, at the beginning of line 3, after "officer" and before the semicolon ";" insert "or firefighter"

AMENDMENT NO. 2

On page 1, at the end of line 3, after "officer" and before the semicolon ";" insert "or firefighter"

AMENDMENT NO. 3

On page 1, at the beginning of line 5, after "officer" and before the semicolon ";" insert "or firefighter"

AMENDMENT NO. 4

On page 1, line 9, after "officer" insert "or firefighter"

AMENDMENT NO. 5

On page 1, line 10, after "officer" insert "or firefighter"

AMENDMENT NO. 6

On page 1, line 11, after "officer" insert "or firefighter"

AMENDMENT NO. 7

On page 1, lines 14 and 16, after "officer" insert "or firefighter"

AMENDMENT NO. 8

On page 1, line 18, after "officer" and before the period "." insert "or firefighter"

AMENDMENT NO. 9

On page 2, line 5, after "officer" and before the period "." insert "or firefighter"

AMENDMENT NO. 10

On page 2, line 6, after "officer" and before the quote "" insert "or firefighter"

AMENDMENT NO. 11

On page 2, line 25, after "officer" insert "or firefighter"

AMENDMENT NO. 12

On page 2, line 27, after "officer" insert "or firefighter"

AMENDMENT NO. 13

On page 2, line 28, after "officer" insert "or firefighter"

AMENDMENT NO. 14

On page 3, at the beginning of line 2, after "officer" and before the period "." insert "or firefighter"

AMENDMENT NO. 15

On page 3, line 2, after "officer" and before the quote "" insert "or firefighter"

AMENDMENT NO. 16

On page 3, line 5, after "officer" insert "or firefighter"

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Farrar	Murray
Alario	Faucheux	Odinet
Alexander	Flavin	Pierre
Ansardi	Frith	Pinac
Arnold	Futrell	Pitre
Badon	Gallot	Powell, M.
Baldone	Geymann	Powell, T.
Baudoin	Glover	Quezaire
Baylor	Gray	Richmond
Bear	Guillory, E.	Robideaux
Bowler	Guillory, M.	Romero
Broome	Hammett	Scalise
Bruce	Heaton	Schneider
Bruneau	Hill	Shepherd
Burns	Honey	Smiley
Burrell	Hunter	Smith, G.—56th
Carter, K.	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	Morrish	Wright
Total—96		

NAYS

Total—0

ABSENT

Carter, R.	Kennard	St. Germain
Hebert	Morrell	Wooton
Hopkins	Ritchie	
Total—8		

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

HOUSE BILL NO. 637— BY REPRESENTATIVE QUEZAIRE AN ACT

To authorize and provide for the transfer of certain state property in Sabine Parish to the Department of Transportation and Development; and to provide for related matters.

Read by title.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Natural Resources to Reengrossed House Bill No. 637 by Representative Quezaire

AMENDMENT NO. 1

On page 1, line 5, change "secretary of the Department of Transportation and Development" to "commissioner of administration"

AMENDMENT NO. 2

On page 1, line 8, after "property" insert ", together with all improvements thereon,"

AMENDMENT NO. 3

On page 2, line 9, change "secretary of the Department of Transportation and Development" to "commissioner of administration"

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Faucheux	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	Strain
Crane	Johns	Thompson
Crowe	Katz	Toomy
Curtis	Kenney	Townsend
Damico	LaBruzzo	Trahan
Daniel	LaFleur	Triche
Dartez	Lambert	Tucker
DeWitt	Lancaster	Waddell
Doerge	Marchand	Walker
Dorsey	Martiny	Walsworth
Dove	McVea	White
Downs	Montgomery	Winston
Durand	Morrrell	Wooton
Erdey	Morrish	Wright
Fannin	Murray	
Farrar	Odinet	
Total—100		

NAYS

Total—0

ABSENT

Flavin	McDonald
Kennard	St. Germain
Total—4	

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

**HOUSE BILL NO. 657—
BY REPRESENTATIVE QUEZAIRE
AN ACT**

To authorize and provide for the transfer of certain state property in Assumption Parish to the Assumption Parish Police Jury; and to provide for related matters.

Read by title.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Natural Resources to Reengrossed House Bill No. 657 by Representative Quezaire

AMENDMENT NO. 1

On page 1, line 10 after "land" insert ", together with all improvements thereon,"

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator McPherson to Reengrossed House Bill No. 657 by Representative Quezaire

AMENDMENT NO. 1

On page 2, line 10, delete "Jury." and insert "Jury, in exchange of consideration proportionate to the appraised value of the property."

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Faucheux	Odinet
Alario	Frith	Pierre
Alexander	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	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	
Total—101		

NAYS

Total—0

ABSENT

Flavin	Kennard	St. Germain
Total—3		

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

HOUSE BILL NO. 312—
BY REPRESENTATIVE PINAC
AN ACT

To enact R.S. 9:3530(C)(4), relative to the Louisiana Consumer Credit Law; to provide for an alternative documentation fee that a lender may charge in connection with certain non-real estate consumer loans; and to provide for related matters.

Read by title.

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

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Engrossed House Bill No. 312 by Representative Pinac

AMENDMENT NO. 1

On page 1, line 11, following "provided" and before "in" delete "for"

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Farrar	Murray
Alario	Faucheux	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	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
Total—99		

NAYS

Scalise
Total—1

ABSENT

Flavin	Morrish
Kennard	St. Germain
Total—4	

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

HOUSE BILL NO. 390—
BY REPRESENTATIVE MURRAY
AN ACT

To amend and reenact R.S. 19:132, 132.1(A), and 132.8, relative to expropriations by the city of New Orleans; to provide for the expropriation of property needed for a street, drainage, water, utility, sewerage, or other capital project prior to judgment in the trial court fixing the amount of compensation due to the owner of the property; to provide for the application of existing expropriation laws; and to provide for related matters.

Read by title.

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

SENATE FLOOR AMENDMENTS

Conforming Amendments proposed by Senator Bajoie to Engrossed House Bill No. 390 by Representative Murray (Duplicate of Senate Bill No. 410)

AMENDMENT NO. 1

On page 1, line 2, between "132.8 and the comma "," insert the following:

"and to rename Part III-C of Title 19 of the Louisiana Revised Statutes of 1950"

AMENDMENT NO. 2

On page 1, line 6, between "laws;" and "and to" insert the following:

"to provide for an effective date; to rename Part III-C of Title 19 of the Louisiana Revised Statutes of 1950;"

AMENDMENT NO. 3

On page 1, line 12, between "reenacted" and "to" insert the following:

"and Part III-C of Title 19 of the Louisiana Revised Statutes of 1950 is hereby renamed"

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Faucheux	Odinet
Alario	Frith	Pierre
Alexander	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	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	Wright
Fannin	Morrish	
Farrar	Murray	
Total—100		

NAYS

Total—0

ABSENT

Flavin	St. Germain
Kennard	Wooton
Total—4	

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

HOUSE BILL NO. 530—

BY REPRESENTATIVES LANCASTER, BROOME, HAMMETT, AND SALTER

AN ACT

To amend and reenact R.S. 18:1505.2(A), relative to the Campaign Finance Disclosure Act; to provide for penalties for violations

of provisions of the Campaign Finance Disclosure Act that prohibit contributions in the name of another; and to provide for related matters.

Read by title.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Senate and Governmental Affairs to Engrossed House Bill No. 530 by Representative Lancaster

AMENDMENT NO. 1

On page 1, delete lines 17 through 19 and on page 2, delete lines 1 and 2 and insert the following:

"(2)(a) Any person who violates the provisions of this Subsection unknowingly shall be assessed a penalty equal to the amount of the contribution plus ten percent.

(b)(i) Any person who violates the provisions of this Subsection knowingly and willfully shall be assessed a penalty equal to twice the amount of the contribution.

(ii) "Knowing and willful" for the purposes of this Subsection means conduct which could have been avoided through the exercise of due diligence."

Rep. Lancaster moved the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Frith	Pierre
Alario	Futrell	Pinac
Alexander	Gallot	Pitre
Ansardi	Geymann	Powell, M.
Arnold	Glover	Powell, T.
Badon	Gray	Quezaire
Baldone	Guillory, E.	Richmond
Baudoin	Guillory, M.	Ritchie
Baylor	Hammett	Robideaux
Beard	Heaton	Romero
Bowler	Hebert	Scalise
Broome	Hill	Schneider
Bruce	Honey	Shepherd
Bruneau	Hopkins	Smiley
Burns	Hunter	Smith, G.—56th
Burrell	Hutter	Smith, J.D.—50th
Carter, K.	Jackson	Smith, J.H.—8th
Cazayoux	Jefferson	Smith, J.R.—30th
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

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Downs McVea White
Durand Montgomery Winston
Erdey Morrell Wooton
Fannin Morrish Wright
Farrar Murray
Fauchaux Odinet
Total—100

NAYS

Total—0

ABSENT

Carter, R. Kennard
Flavin St. Germain
Total—4

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

HOUSE BILL NO. 696—
BY REPRESENTATIVES ALARIO AND SALTER AND SENATORS HEITMEIER AND HINES

AN ACT

To enact R.S. 39:71(D), relative to budget allotments; to provide for cash advances or seeds to state agencies; and to provide for related matters.

Read by title.

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

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Engrossed House Bill No. 696 by Representative Alario

AMENDMENT NO. 1

In Senate Floor Amendment No. 2 proposed and adopted by the Senate on May 4, 2004, on line 7, after "treasurer" change "." to "," and after "Louisiana" change "." to ","

AMENDMENT NO. 2

On page 1, line 9, following "seed" and before "may" delete ","

SENATE FLOOR AMENDMENTS

Conforming Amendments proposed by Senator Heitmeier to Engrossed House Bill No. 696 by Representative Alario (Duplicate of Senate Bill No. 502)

AMENDMENT NO. 1

On page 1, line 2, after "relative to" delete the remainder of the line and on line 3, delete "to state agencies;" and insert in lieu thereof the following:

"appropriations; to authorize "seeding" funds for state agencies as needed under specific circumstances;"

AMENDMENT NO. 2

On page 1, line 9, change "state treasurer." to "treasurer of the state of Louisiana."

AMENDMENT NO. 3

On page 1, line 10 change "operations" to "operation" and between "the" and "agency" insert "state"

AMENDMENT NO. 4

On page 1, line 12, change "agency." to "state agency."

AMENDMENT NO. 5

On page 1, line 14, change "shall be" to "is"

AMENDMENT NO. 6

On page 1, line 15, change "state treasurer." to "treasurer of the state of Louisiana."

AMENDMENT NO. 7

On page 1, line 16, change "shall be" to "is" and change "or" to "and"

AMENDMENT NO. 8

On page 1, delete lines 18 through 20.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker Fauchaux Odinet
Alario Frith Pierre
Alexander 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 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 Wright
Fannin Morrish
Farrar Murray
Total—100

NAYS

Total—0

ABSENT

Flavin St. Germain
Kennard Wooton
Total—4

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

HOUSE BILL NO. 1341—
BY REPRESENTATIVE HAMMETT
AN ACT

To amend and reenact R.S. 47:1832(A), relative to the tax commission; to provide for the membership of such commission; and to provide for related matters.

Read by title.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Revenue and Fiscal Affairs to Engrossed House Bill No. 1341 by Representative Hammett

AMENDMENT NO. 1

On page 1, line 7, change "seven" to "five"

AMENDMENT NO. 2

On page 1, line 8, after "state" insert "public service commission districts"

AMENDMENT NO. 3

On page 1, line 14, change "congressional" to "public service commission" and after "districts" insert "not represented by a serving member of the commission"

AMENDMENT NO. 4

On page 1, line 15, change "four" to "two"

AMENDMENT NO. 5

On page 1, line 16, change "congressional" to "public service commission"

AMENDMENT NO. 6

On page 1, line 17, change "congressional" to "public service commission"

AMENDMENT NO. 7

On page 1, line 19, change "congressional" to "public service commission"

AMENDMENT NO. 8

On page 2, line 3, change "congressional" to "public service commission"

AMENDMENT NO. 9

On page 2, line 5, change "congressional" to "public service commission"

AMENDMENT NO. 10

On page 2, line 7, change "four" to "two"

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Farrar	Odinot
Alario	Faucheux	Pierre
Alexander	Frith	Pinac
Ansardi	Futrell	Pitre
Arnold	Gallot	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	Katz	Strain
Crowe	Kenney	Thompson
Curtis	LaBruzzo	Toomy
Damico	LaFleur	Townsend
Daniel	Lambert	Trahan
Dartez	Lancaster	Triche
DeWitt	Marchand	Tucker
Doerge	Martiny	Waddell
Dorsey	McDonald	Walker
Dove	McVea	Walsworth
Downs	Montgomery	White
Durand	Morrell	Winston
Erdey	Morrish	Wooton
Fannin	Murray	Wright
Total—99		

NAYS

Total—0

ABSENT

Flavin	Johns	St. Germain
Geymann	Kennard	
Total—5		

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

House Bills and Joint Resolutions on Third Reading and Final Passage

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

Local and Consent Calendar

HOUSE BILL NO. 6—
BY REPRESENTATIVE FAUCHEUX
AN ACT

To enact R.S. 17:85.5, relative to naming a gymnasium; to authorize the parish school board in certain parishes to name a gymnasium in honor of a former school board member; to provide limitations; 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

Mr. Speaker	Fauchaux	Odinet
Alario	Frith	Pierre
Alexander	Futrell	Pinac
Ansardi	Gallot	Pitre
Arnold	Geymann	Powell, M.
Badon	Glover	Powell, T.
Baldone	Gray	Quezairé
Baudoin	Guillory, E.	Richmond
Baylor	Guillory, M.	Ritchie
Beard	Hammitt	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	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	Wright
Fannin	Morrish	
Farrar	Murray	

Total—100

NAYS

Total—0

ABSENT

Flavin	St. Germain
Kennard	Wooton
Total—4	

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Fauchaux 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.

Regular Calendar

HOUSE BILL NO. 1704 (Substitute for House Bill No. 23 by Representative Fauchaux)—

BY REPRESENTATIVES TOWNSEND AND FAUCHEUX
AN ACT

To amend and reenact R.S. 26:73(G) and 272(G), relative to the issuance of certain alcoholic beverage permits for a restaurant located in a specified location; requires the issuance of a Class A Retail Liquor Permit and a Class "R" permit for alcohol of a high and low content for a restaurant located in a specified historic area; and to provide for related matters.

Read by title.

Motion

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

HOUSE BILL NO. 1705 (Substitute for House Bill No. 34 by Representative Fauchaux)—

BY REPRESENTATIVE FAUCHEUX
AN ACT

To amend and reenact R.S. 26:81(E) and 281(F), relative to alcoholic beverage permits of high and low alcoholic content; to provide for an exception to the prohibition that restricts the permitting of an establishment within certain distances from a church or synagogue; and to provide for related matters.

Read by title.

Motion

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

HOUSE BILL NO. 1706 (Substitute for House Bill No. 44 by Representative Lambert)—

BY REPRESENTATIVE LAMBERT
AN ACT

To amend and reenact R.S. 15:255(A)(1), (E)(1), (G), (H), and (I) and to enact R.S. 15:255(A)(4), (E)(5), and (J); relative to witness fees paid to off-duty law enforcement officers; to increase the amount of witness fees paid to off-duty law enforcement officers; to require the law enforcement officer to provide documentation; to require the municipal and parish governing authority to timely transmit the fee to the law enforcement officer; to prohibit an officer from receiving the fee if he has received certain federal compensation; to not prohibit the governing authority of a parish or municipality from entering into a cooperative endeavor agreement; to not require a parish or municipal governing authority to appropriate general fund monies for the payment of the fee; and to provide for related matters.

Read by title.

Rep. Lambert moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Fauchaux	Odinet
Alario	Frith	Pierre
Alexander	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	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	
Total—101		

NAYS

Total—0

ABSENT

Flavin	Kennard	St. Germain
Total—3		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Lambert 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. 1704 (Substitute for House Bill No. 23 by Representative Faucheux)—

BY REPRESENTATIVES TOWNSEND AND FAUCHEUX
AN ACT

To amend and reenact R.S. 26:73(G) and 272(G), relative to the issuance of certain alcoholic beverage permits for a restaurant located in a specified location; requires the issuance of a Class A Retail Liquor Permit and a Class "R" permit for alcohol of a high and low content for a restaurant located in a specified historic area; and to provide for related matters.

Called from the calendar.

Read by title.

Rep. Townsend moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Alario	Durand	Murray
Alexander	Farrar	Odinot
Ansardi	Faucheux	Pierre
Arnold	Frith	Pinac
Badon	Gallot	Pitre
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	Honey	Schneider
Burns	Hopkins	Shepherd
Burrell	Hunter	Smiley
Carter, K.	Jackson	Smith, G.—56th
Carter, R.	Jefferson	Smith, J.D.—50th
Cazayoux	Johns	Smith, J.H.—8th
Crane	Katz	Strain
Crowe	LaBruzzo	Thompson
Curtis	LaFleur	Toomy
Damico	Lambert	Townsend
Daniel	Lancaster	Trahan
Dartez	Marchand	Waddell
DeWitt	Martiny	Walker
Doerge	McVea	White
Dorsey	Montgomery	Winston
Dove	Morrell	Wooton
Downs	Morrish	
Total—86		

NAYS

Mr. Speaker	Hill	Tucker
Erdey	Kenney	Walsworth
Fannin	McDonald	Wright
Futrell	Powell, M.	
Total—11		

ABSENT

Flavin	Kennard	Triche
Geymann	Smith, J.R.—30th	
Hutter	St. Germain	
Total—7		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

Suspension of the Rules

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

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. 67—
 BY SENATOR MCPHERSON AND REPRESENTATIVE FARRAR
 AN ACT

To enact Part III-H of Title 19 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 19:138 through 138.7, relative to expropriation by municipal corporations; to authorize the city of Pineville to expropriate certain properties for the Susek Drive Project; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Farrar to Engrossed Senate Bill No. 67 by Senator McPherson

AMENDMENT NO. 1

On page 4, line 12, change "ten" to "fifteen"

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

Rep. Farrar 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	Frith	Pierre
Alexander	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	Hammitt	Robideaux
Bowler	Heaton	Romero
Broome	Hebert	Scalise
Bruce	Hill	Shepherd
Burns	Honey	Smiley
Burrell	Hopkins	Smith, G.—56th
Carter, K.	Hunter	Smith, J.D.—50th
Carter, R.	Jackson	Smith, J.H.—8th
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
Dove	McDonald	Walsworth
Downs	McVea	White
Durand	Montgomery	Winston
Erdey	Morrell	Wooton
Fannin	Morrish	Wright
Farrar	Murray	
Total—95		

NAYS

Total—0

ABSENT

Bruneau	Hutter	Schneider
Dorsey	Jefferson	Smith, J.R.—30th
Flavin	Kennard	St. Germain
Total—9		

The Chair declared the above bill was finally passed.

Rep. Farrar 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. 112—
 BY SENATOR HOLLIS
 AN ACT

To amend and reenact R.S. 13:3881(D)(3), relative to judicial procedure; to provide for certain exemptions from seizure by creditors; and to provide for related matters.

Read by title.

Rep. Pinac moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Frith	Odinet
Alario	Futrell	Pierre
Alexander	Gallot	Pinac
Ansardi	Geymann	Powell, M.
Arnold	Glover	Powell, T.
Badon	Gray	Quezaire
Baldone	Guillory, E.	Richmond
Baudoin	Guillory, M.	Ritchie
Baylor	Hammitt	Robideaux
Beard	Heaton	Romero
Bowler	Hebert	Scalise
Broome	Hill	Shepherd
Bruce	Honey	Smiley
Burns	Hopkins	Smith, G.—56th
Burrell	Hunter	Smith, J.D.—50th
Carter, K.	Hutter	Smith, J.H.—8th
Carter, R.	Jackson	Strain
Cazayoux	Johns	Thompson
Crane	Katz	Toomy
Crowe	Kenney	Townsend
Curtis	LaBruzzo	Trahan
Damico	LaFleur	Triche
Daniel	Lambert	Tucker
Dartez	Lancaster	Waddell
DeWitt	Marchand	Walker
Doerge	Martiny	Walsworth
Dove	McDonald	White
Downs	McVea	Winston
Durand	Montgomery	Wooton
Erdey	Morrell	Wright
Fannin	Morrish	
Farrar	Murray	
Total—94		

NAYS

Total—0

ABSENT

Bruneau	Jefferson	Smith, J.R.—30th
Dorsey	Kennard	St. Germain
Faucheux	Pitre	
Flavin	Schneider	
Total—10		

The Chair declared the above bill was finally passed.

Rep. Pinac 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. 143—

BY SENATORS DUPRE AND DUPLESSIS
AN ACT

To amend and reenact R.S. 35:12(D), relative to notaries public; to provide relative to the required use of identification numbers on notarized documents; to exempt out-of-state notaries public from such requirement; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Bowler to Engrossed Senate Bill No. 143 by Senator Dupre

AMENDMENT NO. 1

Delete House Committee Amendments Nos. 1 through 3 proposed by the House Committee on Civil Law and Procedure and adopted by the House of Representatives on May 12, 2004.

AMENDMENT NO. 2

On page 1, delete lines 2 through 16 in their entirety and insert the following:

"To amend and reenact R.S. 9:5212 and R.S. 35:12(D) and 392.1, relative to ex officio notaries; to provide relative to the authority of ex officio notaries; to provide for the rejection of certain documents; to provide for actions exceeding the authority granted; and to provide for related matters.

Be it enacted by the Legislature of Louisiana:

Section 1. R.S. 9:5212 is hereby amended and reenacted to read as follows:

§5212. Prompt recordation and certificate of encumbrances

~~It~~ Except as provided in R.S. 35:12(D), in no case can the recorder of mortgages and the parish recorders fulfilling the same duties refuse or delay the recording of the acts which are presented to them for that purpose, or the delivery of the certificates which are required of them, as hereafter stated.

Section 2. R.S. 35:12(D) and 392.1 are hereby amended and reenacted to read as follows:

§12. Christian names to be given in full, together with parties' permanent mailing addresses; identification numbers

* * *

~~D. On all documents notarized on and after January 1, 2005, the office of notarial records, register of conveyances, or recorder of mortgages in and for the parish of Orleans, every clerk of court, and every state office, agency, department, or political subdivision shall not accept, file, or record any notarized document which fails to contain the notary identification or bar roll number and the typed or printed name of the notary and the witnesses: (1) Any document~~

notarized in this state on or after January 1, 2005, submitted for filing or recording in the office of notarial records, register of conveyances, or recorder of mortgages in and for the parish of Orleans, or in the office of any clerk of court or recorder of mortgages or conveyances may be refused by the clerk or his employee if the document fails to contain the notary identification or attorney bar roll number and the typed or printed name of the notary and the witnesses. However, documents filed in the civil or criminal suit records of any court shall not be subject to the provisions of this Subsection.

(2) Except as otherwise provided in this Section, no state office, agency, department, or political subdivision shall accept, file, or record any document notarized in this state on or after January 1, 2005, unless the document contains the notary identification or attorney bar roll number and the typed or printed name of the notary and the witnesses.

(3) No office, agency, department, or political subdivision, or any officer or employee thereof, refusing to accept, file, or record any notarized document pursuant to the provisions of this Section shall be liable for any damages resulting from the refusal to accept, file, or record a notarized document for its failure to comply with the provisions of this Section.

* * *

§392.1. Ex officio notaries

A. Any person, not a regularly commissioned notary, who is an ex officio notary, or who is otherwise authorized under the various revised statutes and codes of this state to administer oaths or exercise any or all of the functions, powers, and authority of a notary, is authorized to perform those functions, powers, and authority only as they are directly related to and required for the operation of the office, agency, or department under which the authority is granted. All acts which are performed beyond the specific authority granted in the various statutes and codes of this state to administer oaths and to perform the functions, powers, and authority of a notary and which are not directly related to or required for the operation of the office, agency, or department shall be null and void.

B. The provisions of this Section shall not be applicable to documents notarized by a clerk of court or any of the deputy clerks of court who are employees of the clerk of court when such documents are notarized within the course and scope of their employment with the office of clerk of court."

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

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

ROLL CALL

The roll was called with the following result:

YEAS

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

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Bruce	Hebert	Robideaux
Bruneau	Hill	Scalise
Burns	Honey	Schneider
Burrell	Hopkins	Shepherd
Carter, K.	Hunter	Smiley
Carter, R.	Hutter	Smith, G.—56th
Cazayoux	Jackson	Smith, J.D.—50th
Crane	Jefferson	Smith, J.H.—8th
Crowe	Johns	Smith, J.R.—30th
Curtis	Katz	Strain
Damico	Kennard	Thompson
Daniel	Kenney	Toomy
Dartez	LaBruzzo	Townsend
DeWitt	LaFleur	Triche
Doerge	Lambert	Tucker
Dorsey	Lancaster	Waddell
Dove	Marchand	Walker
Downs	Martiny	Walsworth
Durand	McDonald	White
Erdey	McVea	Winston
Fannin	Montgomery	Wright
Total—99		

NAYS

Romero
Total—1

ABSENT

Flavin	Trahan
St. Germain	Wooton
Total—4	

The Chair declared the above bill was finally passed.

Rep. Bowler 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. 609—
BY SENATORS BAJOIE AND HOLDEN
AN ACT

To amend and reenact Ch.C. Art. 610(B)(8) and (D) and to enact Ch.C. Art. 610(B)(9), relative to child abuse reporting; to require that additional information be included in child abuse reports; to require the Department of Social Services to provide an optional written form for mandatory reporting; to provide for an effective date; and to provide for related matters.

Read by title.

Rep. Winston moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

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

Broome	Hebert	Robideaux
Bruce	Hill	Romero
Bruneau	Honey	Scalise
Burns	Hopkins	Schneider
Burrell	Hunter	Shepherd
Carter, K.	Hutter	Smiley
Carter, R.	Jackson	Smith, G.—56th
Cazayoux	Jefferson	Smith, J.D.—50th
Crane	Johns	Smith, J.H.—8th
Crowe	Katz	Strain
Curtis	Kennard	Thompson
Damico	Kenney	Toomy
Daniel	LaBruzzo	Townsend
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
Total—99		

NAYS

Total—0

ABSENT

Faucheux	Smith, J.R.—30th	Trahan
Flavin	St. Germain	
Total—5		

The Chair declared the above bill was finally passed.

Rep. Winston 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. 638—
BY SENATORS BAJOIE AND HOLDEN
AN ACT

To amend and reenact Children's Code Art. 610(A) and (E), relative to child abuse mandatory reporting procedure; to permit reporting to both the local child protection unit and the local or state law enforcement agency; to provide relative to cases which are reported in error; to require that such cases be reported to the appropriate agency; and to provide for related matters.

Read by title.

Rep. Winston 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	Frith	Odinot
Ansardi	Futrell	Pierre
Arnold	Gallot	Pinac
Badon	Geymann	Pitre
Baldone	Gray	Powell, M.
Baudoin	Guillory, E.	Powell, T.
Baylor	Guillory, M.	Quezaire
Beard	Hammett	Richmond
Bowler	Heaton	Ritchie

Broome	Hebert	Robideaux
Bruce	Hill	Romero
Bruneau	Honey	Scalise
Burns	Hopkins	Schneider
Burrell	Hunter	Shepherd
Carter, K.	Hutter	Smiley
Carter, R.	Jackson	Smith, G.—56th
Cazayoux	Jefferson	Smith, J.D.—50th
Crane	Johns	Smith, J.H.—8th
Crowe	Katz	Strain
Curtis	Kennard	Thompson
Damico	Kenney	Toomy
Daniel	LaBruzzo	Townsend
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

Total—99

NAYS

Total—0

ABSENT

Flavin	Smith, J.R.—30th	Trahan
Glover	St. Germain	

Total—5

The Chair declared the above bill was finally passed.

Rep. Winston 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.

Suspension of the Rules

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

SENATE BILL NO. 200—
BY SENATOR BARHAM

AN ACT

To amend and reenact R.S. 40:1662.3(26) and (27) and 1662.8(B)(2)(g) and (h), relative to public health and safety; to provide for a license exemption for certain locksmiths; and to provide for related matters.

Read by title.

Rep. Walsworth moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Farrar	Odinot
Alario	Faucheux	Pierre
Alexander	Frith	Pinac
Ansardi	Futrell	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	Hutter	Smith, G.—56th
Carter, K.	Jackson	Smith, J.D.—50th
Carter, R.	Jefferson	Smith, J.H.—8th
Cazayoux	Johns	Smith, J.R.—30th
Crane	Katz	Strain
Crowe	Kennard	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

Total—99

NAYS

Hunter	Murray
--------	--------

Total—2

ABSENT

Flavin	Gallot	St. Germain
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Total—3

The Chair declared the above bill was finally passed.

Rep. Walsworth 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. 239—
BY SENATOR HOLLIS

AN ACT

To amend and reenact R.S. 6:969.17, R.S. 9:3529, and R.S. 47:1604.2, relative to certain credit transactions; to provide for the collection of certain fees and charges due to insufficient funds when payment is made by electronic means; and to provide for related matters.

Read by title.

Rep. Pinac moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Fannin	Odinot
Alario	Faucheux	Pierre
Alexander	Frith	Pinac
Ansardi	Futrell	Pitre
Badon	Gallot	Powell, M.
Baldone	Geymann	Powell, T.
Baudoin	Glover	Quezaire
Baylor	Gray	Ritchie
Beard	Guillory, E.	Robideaux

Bowler	Guillory, M.	Romero
Broome	Hammett	Scalise
Bruce	Heaton	Schneider
Bruneau	Hill	Smiley
Burns	Honey	Smith, J.H.—8th
Burrell	Jackson	Smith, J.R.—30th
Carter, K.	Katz	Strain
Carter, R.	Kennard	Thompson
Cazayoux	Kenney	Toomy
Crowe	LaBruzzo	Trahan
Curtis	Lambert	Triche
Damico	Lancaster	Tucker
Daniel	Marchand	Waddell
Dartez	Martiny	Walker
Doerge	McDonald	White
Dove	McVea	Winston
Downs	Montgomery	Wooton
Durand	Morrell	Wright
Erdey	Morrish	
Total—83		

NAYS

Arnold	Hopkins	Richmond
DeWitt	Hunter	Shepherd
Dorsey	Hutter	Smith, G.—56th
Farrar	Jefferson	Smith, J.D.—50th
Hebert	Murray	Townsend
Total—15		

ABSENT

Crane	Johns	St. Germain
Flavin	LaFleur	Walsworth
Total—6		

The Chair declared the above bill was finally passed.

Rep. Pinac 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. 248—
BY SENATOR ULLO

AN ACT

To amend and reenact R.S. 8:606, relative to internment; to require submission of certain information to the Louisiana Cemetery Board; to provide for the initiation of construction of mausoleums or similar structures within a specified period pursuant to plans and contracts; to provide for timely delivery of acceptable interment space; to provide for imposition of penalties for failure to comply; and to provide for related matters.

Read by title.

Rep. Ritchie moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Faucheux	Odinet
Alario	Frith	Pierre
Alexander	Futrell	Pinac
Ansardi	Gallot	Pitre
Arnold	Glover	Powell, M.
Badon	Gray	Powell, T.
Baldone	Guillory, E.	Quezairé

Baudoin	Guillory, M.	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	Johns	Smith, J.R.—30th
Crane	Katz	Strain
Crowe	Kennard	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	
Total—101		

NAYS

Total—0

ABSENT

Flavin	Geymann	St. Germain
Total—3		

The Chair declared the above bill was finally passed.

Rep. Ritchie 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. 268—
BY SENATOR ULLO

AN ACT

To amend and reenact R.S. 8:465(A)(1)(a) and (3), and to repeal R.S. 8:465(A)(4)(g), relative to trust funds; to include additional persons in the prohibition against being the recipient of loans or investments from any perpetual trust; to prohibit any remuneration to certain persons in connection with the loan or investment of any trust account; and to provide for related matters.

Read by title.

Rep. Ritchie moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Faucheux	Odinet
Alario	Frith	Pierre
Alexander	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	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	Johns	Smith, J.R.—30th
Crane	Katz	Strain
Crowe	Kennard	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	
Total—101		

NAYS

Total—0

ABSENT

Flavin	Hebert	St. Germain
Total—3		

The Chair declared the above bill was finally passed.

Rep. Ritchie 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. 281—
BY SENATOR ULLO

AN ACT

To amend and reenact R.S. 8:459.1(B), 502(E), 509 and 510(B)(2), relative to perpetual care trust funds; to provide for the manner in which a trustee administers trusts and require such trust funds to be placed with certain federally insured financial institutions; and to provide for related matters.

Read by title.

Rep. Ritchie moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Faucheux	Murray
Alario	Frith	Odinot
Alexander	Futrell	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
Bruneau	Honey	Schneider
Burns	Hopkins	Shepherd
Burrell	Hunter	Smiley
Carter, K.	Hutter	Smith, G.—56th
Carter, R.	Jackson	Smith, J.D.—50th
Cazayoux	Jefferson	Smith, J.H.—8th
Crane	Johns	Smith, J.R.—30th
Crowe	Katz	Strain
Curtis	Kennard	Thompson
Daniel	Kenney	Toomy
Dartez	LaBruzzo	Townsend
DeWitt	LaFleur	Trahan
Doerge	Lambert	Triche
Dorsey	Marchand	Tucker
Dove	Martiny	Waddell
Downs	McDonald	Walker
Durand	McVea	Walsworth
Erdey	Montgomery	White
Fannin	Morrell	Winston
Farrar	Morrish	Wright
Total—99		

NAYS

Total—0

ABSENT

Damico	Lancaster	Wooton
Flavin	St. Germain	
Total—5		

The Chair declared the above bill was finally passed.

Rep. Ritchie 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. 464—
BY SENATOR FONTENOT

AN ACT

To amend and reenact R.S. 30:2018(C) and to enact R.S. 30:2017(B)(3), relative to the public hearings conducted by the Department of Environmental Quality; to provide for the location of the public hearing; to authorize public officials to speak at such public hearings; and to provide for related matters.

Read by title.

Rep. Damico moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Faucheux	Odinot
Alario	Frith	Pierre
Alexander	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.	Jefferson	Smith, J.H.—8th
Cazayoux	Johns	Smith, J.R.—30th
Crane	Katz	Strain
Crowe	Kennard	Thompson
Curtis	Kenney	Toomy
Damico	LaBruzzo	Townsend
Daniel	LaFleur	Trahan
Dartez	Lambert	Triche
Doerge	Lancaster	Tucker
Dorsey	Marchand	Waddell
Dove	McDonald	Walker
Downs	McVea	Walsworth
Durand	Montgomery	White
Erdey	Morrell	Winston
Fannin	Morrish	Wooton
Farrar	Murray	Wright
Total—99		

NAYS

Total—0

ABSENT

DeWitt	Jackson	St. Germain
Flavin	Martiny	
Total—5		

The Chair declared the above bill was finally passed.

Rep. Damico 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. 466—
BY SENATOR FONTENOT

AN ACT

To amend and reenact R.S. 40:1376(F), relative to employees of the Department of Environmental Quality who are commissioned by the office of state police; to prohibit the duplication of badges; and to provide for related matters.

Read by title.

Rep. Damico moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Frith	Pierre
Alario	Futrell	Pinac
Alexander	Gallot	Pitre
Ansardi	Geymann	Powell, M.
Badon	Glover	Powell, T.
Baldone	Gray	Quezaire
Baudoin	Guillory, M.	Richmond
Baylor	Heaton	Ritchie
Beard	Hebert	Robideaux
Bowler	Hill	Scalise

Broome	Honey	Schneider
Bruce	Hopkins	Shepherd
Bruneau	Hunter	Smiley
Burns	Hutter	Smith, G.—56th
Burrell	Jackson	Smith, J.D.—50th
Carter, K.	Jefferson	Smith, J.H.—8th
Carter, R.	Johns	Smith, J.R.—30th
Cazayoux	Katz	Strain
Crane	Kennard	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	Odinot	
Total—97		

NAYS

Romero
Total—1

ABSENT

Arnold	Flavin	Hammett
Crowe	Guillory, E.	St. Germain
Total—6		

The Chair declared the above bill was finally passed.

Rep. Damico 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. 706—
BY SENATOR HOLLIS

AN ACT

To amend and reenact R.S. 9:3573.4(A) and (B) and to repeal R.S. 9:3573.2(B)(1) and 3573.14(B), relative to the Credit Repair Services Organization Act; to remove exemptions for certain corporations and associations; to provide for bonding; and to provide for related matters.

Read by title.

Rep. Pinac moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

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

Bowler	Hill	Scalise
Broome	Honey	Schneider
Bruce	Hopkins	Shepherd
Bruneau	Hunter	Smiley
Burns	Hutter	Smith, G.—56th
Burrell	Jackson	Smith, J.D.—50th
Carter, R.	Jefferson	Smith, J.H.—8th
Cazayoux	Johns	Smith, J.R.—30th
Crane	Katz	Strain
Crowe	Kennard	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—100		

NAYS

Total—0

ABSENT

Carter, K.	Gray
Flavin	St. Germain
Total—4	

The Chair declared the above bill was finally passed.

Rep. Pinac 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. 725—
BY SENATOR HOLLIS

AN ACT

To amend and reenact R.S. 37:1782 and 1787(A)(4) and (D) and to enact R.S. 37:1787(F), relative to pawnbrokers; to provide for definitions; to provide for license eligibility; to provide for license revocation; and to provide for related matters.

Read by title.

Rep. Pinac moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Faucheux	Powell, M.
Alario	Frith	Powell, T.
Alexander	Futrell	Quezaire
Ansardi	Geymann	Richmond
Arnold	Glover	Ritchie
Badon	Guillory, E.	Robideaux
Baldone	Hammett	Romero
Baudoin	Heaton	Scalise
Baylor	Hebert	Schneider
Beard	Hill	Shepherd
Bowler	Honey	Smiley

Bruce	Hopkins	Smith, G.—56th
Bruneau	Hutter	Smith, J.D.—50th
Burns	Jefferson	Smith, J.H.—8th
Burrell	Johns	Smith, J.R.—30th
Carter, R.	Katz	Strain
Cazayoux	Kennard	Thompson
Crane	Kenney	Toomy
Crowe	LaBruzzo	Townsend
Damico	LaFleur	Trahan
Daniel	Lambert	Triche
Dartez	Lancaster	Tucker
DeWitt	McDonald	Waddell
Doerge	McVea	Walker
Dove	Morrell	Walsworth
Downs	Morrish	White
Durand	Odinet	Winston
Erdey	Pierre	Wooton
Fannin	Pinac	Wright
Farrar	Pitre	
Total—89		

NAYS

Broome	Gray	Marchand
Carter, K.	Hunter	Murray
Dorsey	Jackson	
Total—8		

ABSENT

Curtis	Guillory, M.	St. Germain
Flavin	Martiny	
Gallot	Montgomery	
Total—7		

The Chair declared the above bill was finally passed.

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

Suspension of the Rules

On motion of Rep. Romero, 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.

SENATE BILL NO. 765—
BY SENATORS ADLEY AND CAIN
AN ACT

To enact R.S. 32:73.1, 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.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Crowe to Reengrossed Senate Bill No. 765 by Senator Adley

AMENDMENT NO. 1

On page 2, after line 7, insert the following:

"Section 2. The Department of Transportation and Development shall install signs on multiple-lane highways reading "slower traffic keep right."

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

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Triche to Reengrossed Senate Bill No. 765 by Senator Adley

AMENDMENT NO. 1

On page 1, line 17, after "lane" delete the remainder of the line and insert "unless he is not impeding the flow of traffic or traveling faster than the traffic in the right lane."

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns of names under the heading 'YEAS'. Includes Mr. Speaker, Alexander, Ansardi, Arnold, Badon, Baldone, Baylor, Beard, Bruce, Burns, Burrell, Carter, K., Carter, R., Cazayoux, Crowe, Curtis, Doerge, Dove, Downs, and Total—56.

NAYS

Table with 3 columns of names under the heading 'NAYS'. Includes Alario, Baudoin, Bowler, Bruneau, Crane, Damico, Daniel, Dartez, DeWitt, Dorsey, Durand, Fannin, Guillory, M., Hammett, Hebert, and Total—43.

ABSENT

Table with 3 columns of names under the heading 'ABSENT'. Includes Broome, Flavin, Total—5, Jackson, Schneider, and Smith, J.R.—30th.

The Chair declared the above bill was finally passed.

Rep. Quezairé 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. 841—

BY SENATOR ELLINGTON AND 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.

Rep. Quezairé moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns of names under the heading 'YEAS'. Includes Mr. Speaker, Alario, Alexander, Ansardi, Arnold, Badon, Baldone, Baudoin, Baylor, Beard, Bowler, Broome, Bruce, Bruneau, Burns, Burrell, Carter, K., Carter, R., Cazayoux, Crane, Crowe, Curtis, Damico, Daniel, Dartez, DeWitt, Doerge, Dorsey, Dove, Downs, Durand, Erdey, Fannin, and Total—97.

NAYS

Lancaster
Total—1

ABSENT

Flavin	Johns	Smith, J.R.—30th
Guillory, M.	Pinac	Waddell
Total—6		

The Chair declared the above bill was finally passed.

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

Suspension of the Rules

On motion of Rep. White, 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.

Regular Calendar

HOUSE BILL NO. 1705 (Substitute for House Bill No. 34 by Representative Fauchaux)—
BY REPRESENTATIVE FAUCHEUX
AN ACT

To amend and reenact R.S. 26:81(E) and 281(F), relative to alcoholic beverage permits of high and low alcoholic content; to provide for an exception to the prohibition that restricts the permitting of an establishment within certain distances from a church or synagogue; and to provide for related matters.

Called from the calendar.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representatives Fauchaux and Futrell to Engrossed House Bill No. 1705 by Representative Fauchaux

AMENDMENT NO. 1

On page 1, at the end of line 19, insert the following:

"and on which a commercial enterprise has operated"

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Farrar	Murray
Alario	Fauchaux	Odinot
Ansardi	Frith	Pierre
Arnold	Futrell	Pitre
Badon	Gallot	Powell, T.
Baldone	Glover	Quezairé
Baudoin	Gray	Richmond

Baylor	Guillory, E.	Ritchie
Beard	Hammett	Robideaux
Bowler	Heaton	Romero
Broome	Hebert	Scalise
Bruce	Honey	Schneider
Bruneau	Hopkins	Smiley
Burns	Hunter	Smith, G.—56th
Burrell	Jackson	Smith, J.D.—50th
Carter, K.	Jefferson	Strain
Carter, R.	Johns	Toomy
Crane	Kennard	Townsend
Damico	Lancaster	Trahan
Daniel	Marchand	Triche
Dartez	Martiny	Tucker
DeWitt	McDonald	White
Dorsey	McVea	Winston
Dove	Montgomery	Wooton
Downs	Morrell	Wright
Fannin	Morrish	
Total—77		

NAYS

Crowe	Hill	Smith, J.H.—8th
Doerge	Kenney	Thompson
Erdey	Lambert	Waddell
Geymann	Powell, M.	Walsworth
Total—12		

ABSENT

Alexander	Guillory, M.	Pinac
Cazayoux	Hutter	Shepherd
Curtis	Katz	Smith, J.R.—30th
Durand	LaBruzzo	St. Germain
Flavin	LaFleur	Walker
Total—15		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Fauchaux 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. 292—
BY REPRESENTATIVE DORSEY
AN ACT

To enact R.S. 15:831(E), relative to medical care of inmates; to require the secretary of the Department of Public Safety and Corrections to adopt rules for the monitoring of diets of inmates diagnosed with a medical condition or disease; and to provide for related matters.

Called from the calendar.

Read by title.

Rep. Dorsey moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Fannin	Morrish
Alario	Farrar	Murray
Alexander	Fauchaux	Odinot
Ansardi	Frith	Pierre
Arnold	Futrell	Pitre

Badon	Gallot	Powell, M.
Baldone	Geymann	Powell, T.
Baudoin	Glover	Quezaire
Baylor	Gray	Richmond
Beard	Guillory, E.	Ritchie
Bowler	Guillory, M.	Robideaux
Broome	Hammett	Romero
Bruce	Heaton	Scalise
Bruneau	Hebert	Schneider
Burns	Hill	Shepherd
Burrell	Honey	Smiley
Carter, K.	Hopkins	Smith, G.—56th
Carter, R.	Hunter	Smith, J.D.—50th
Cazayoux	Johns	Smith, J.H.—8th
Crane	Katz	St. Germain
Crowe	Kennard	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	Winston
Durand	Montgomery	Wooton
Erdey	Morrell	Wright
Total—96		

NAYS

Total—0

ABSENT

Flavin	Jefferson	Walsworth
Hutter	Pinac	White
Jackson	Smith, J.R.—30th	
Total—8		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Dorsey 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. 420—
BY REPRESENTATIVES WALKER, MONTGOMERY, AND FUTRELL
AN ACT

To amend and reenact R.S. 37:2150, 2150.1(4), 2156.1(C), (F), and (H), 2156.2(D), and 2159(D) and to enact R.S. 37:2156.1(M), relative to the State Licensing Board for Contractors; to provide for legislative intent; to provide for licensure and regulation of persons who perform heating, ventilation, air conditioning, and refrigeration work; and to provide for related matters.

Called from the calendar.

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. 420 by Representative Walker

AMENDMENT NO. 1

On page 4, line 24, following "state" and before "licensed" delete "-"

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

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Thompson to Engrossed House Bill No. 420 by Representative Walker

AMENDMENT NO. 1

On page 2, line 26, after "performed" and before "for" insert "in all parishes which have a population of ninety thousand or less according to the most recent federal decennial census"

AMENDMENT NO. 2

On page 2, line 28, after "individuals" and before "who" insert "in all parishes which have a population of ninety thousand or less according to the most recent federal decennial census"

AMENDMENT NO. 3

On page 7, between lines 21 and 22, insert:

"Section 3. The provisions of this Act shall be inapplicable to all parishes which have a population of ninety thousand or less according to the most recent federal decennial census."

AMENDMENT NO. 4

On page 7, at the beginning of line 22, change "Section 3." to "Section 4."

AMENDMENT NO. 5

On page 7, delete lines 23 and 24 and insert "Section 5. This Section and Sections 2, 3, and 4 of this Act shall become effective on August 15, 2004."

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

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Shepherd to Engrossed House Bill No. 420 by Representative Walker

AMENDMENT NO. 1

On page 6, at the end of line 10, delete the period "." and insert the following:

"and shall charge each applicant during this period an application fee not to exceed the sum of fifty dollars."

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Erdey	Morrish
Alario	Farrar	Odinet
Alexander	Faucheux	Powell, M.
Ansardi	Frith	Powell, T.
Arnold	Futrell	Quezaire
Baldone	Gallot	Ritchie
Baudoin	Geymann	Robideaux
Baylor	Glover	Smiley
Broome	Gray	Smith, G.—56th
Bruce	Guillory, M.	Smith, J.D.—50th
Burns	Hammett	Smith, J.H.—8th
Burrell	Hill	Smith, J.R.—30th
Carter, K.	Honey	Thompson
Crane	Hutter	Toomy
Damico	Jackson	Townsend
Daniel	Johns	Trahan
DeWitt	Kennard	Triche
Doerge	Kenney	Walker
Dove	LaFleur	Walsworth
Downs	Lambert	Winston
Durand	Montgomery	Wooton
Total—63		

NAYS

Badon	Hebert	Murray
Bowler	Hopkins	Pierre
Bruneau	Hunter	Pitre
Carter, R.	Jefferson	Romero
Cazayoux	Katz	Scalise
Crowe	Lancaster	Strain
Curtis	Marchand	Tucker
Dorsey	Martiny	Wright
Fannin	McVea	
Guillory, E.	Morrell	
Total—28		

ABSENT

Beard	McDonald	St. Germain
Dartez	Pinac	Waddell
Flavin	Richmond	White
Heaton	Schneider	
LaBruzzo	Shepherd	
Total—13		

The bill, not having received a two-thirds vote of the elected members, failed to pass.

Motion to reconsider pending.

Suspension of the Rules

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

HOUSE BILL NO. 129—
BY REPRESENTATIVES ANSARDI AND LANCASTER
AN ACT

To amend and reenact R.S. 9:5166, relative to judgments; to provide for the partial cancellation of judgments; to provide for the filing of an affidavit; and to provide for related matters.

Called from the calendar.

Read by title.

Rep. Ansardi moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Faucheux	Odinet
Alario	Frith	Pierre
Alexander	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	Waddell
Dorsey	Martiny	Walker
Dove	McDonald	Walsworth
Downs	McVea	White
Durand	Montgomery	Winston
Erdey	Morrell	Wright
Fannin	Morrish	
Farrar	Murray	
Total—100		

NAYS

Total—0

ABSENT

Flavin	Tucker
Kennard	Wooton
Total—4	

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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.

HOUSE BILL NO. 1127—
BY REPRESENTATIVES BURRELL, BAYLOR, GLOVER, JEFFERSON,
LAMBERT, MARCHAND, AND RITCHIE
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.

Called from the calendar.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Burrell to Engrossed House Bill No. 1127 by Representative Burrell

AMENDMENT NO. 1

On page 4, line 20, after "A." and before "The Department" insert "(1)"

AMENDMENT NO. 2

On page 4, between lines 24 and 25, insert the following:

"(2) The board, with the approval of the secretary of state, shall employ, appoint, remove, and fix the term, compensation, and responsibilities of a museum chief administrative officer and a museum director. The museum director may also serve as the museum chief administrative officer."

AMENDMENT NO. 3

On page 6, at the beginning of line 3, after "of" and before "a notice" delete "DeSoto" and insert in lieu thereof "Caddo"

AMENDMENT NO. 4

On page 7, at the end of line 19, insert the following:

"Except as provided in R.S. 25:380.104(A)(2), the secretary of state shall employ, appoint, fix the compensation of, remove, assign, and promote such personnel as is necessary for the efficient administration of the museum in accordance with civil service laws, rules, and regulations."

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

Rep. Burrell 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	Frith	Pierre
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, J.D.—50th
Burrell	Hunter	Smith, J.H.—8th
Carter, K.	Hutter	St. Germain
Carter, R.	Jackson	Strain
Cazayoux	Johns	Thompson
Crane	Kennard	Toomy
Crowe	Kenney	Townsend
Damico	LaBruzzo	Trahan
Daniel	LaFleur	Triche
Dartez	Lambert	Tucker
DeWitt	Lancaster	Waddell
Doerge	Martiny	Walsworth
Dorsey	McDonald	White
Dove	McVea	Winston
Durand	Montgomery	Wooton
Erdey	Morrell	Wright
Fannin	Morrish	
Farrar	Murray	
Total—94		

NAYS

Curtis
Total—1

ABSENT

Downs	Katz	Smith, G.—56th
Flavin	Marchand	Smith, J.R.—30th
Jefferson	Pinac	Walker
Total—9		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Burrell 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. 899—

BY REPRESENTATIVE GALLOT

AN ACT

To amend and reenact R.S. 17:3390(B)(introductory paragraph), (2), and (3) and (D), relative to nonprofit corporations which support public higher education institutions; to provide that the definition of a nonprofit corporation that is not public or quasi public includes certain nonprofit corporations whose primary purpose is to finance the design, construction, renovation, or equipping of facilities; to provide relative to auditing of such nonprofit corporations; and to provide for related matters.

Called from the calendar.

Read by title.

Rep. Gallot moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Frith	Pitre
Alario	Gallot	Powell, M.
Alexander	Geymann	Quezaire

Ansardi	Glover	Richmond
Arnold	Gray	Ritchie
Badon	Guillory, E.	Robideaux
Baldone	Hammett	Romero
Baudoin	Heaton	Scalise
Beard	Hebert	Schneider
Broome	Hill	Shepherd
Bruce	Honey	Smiley
Bruneau	Hopkins	Smith, G.—56th
Burns	Hunter	Smith, J.D.—50th
Carter, K.	Jackson	Smith, J.H.—8th
Carter, R.	Jefferson	St. Germain
Cazayoux	Johns	Strain
Crane	Kennard	Thompson
Crowe	Kenney	Toomy
Curtis	LaFleur	Townsend
Damico	Lambert	Trahan
Daniel	Marchand	Triche
Dartez	Martiny	Tucker
Doerge	McDonald	Waddell
Dorsey	McVea	Walker
Dove	Montgomery	Walsworth
Downs	Morrell	White
Durand	Morrish	Winston
Erdey	Murray	Wooton
Fannin	Odinet	Wright
Farrar	Pierre	
Faucheux	Pinac	
Total—91		

NAYS

Bowler	Futrell
Burrell	Powell, T.
Total—4	

ABSENT

Baylor	Guillory, M.	LaBruzzo
DeWitt	Hutter	Lancaster
Flavin	Katz	Smith, J.R.—30th
Total—9		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Suspension of the Rules

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

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.

Called from the calendar.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Tucker to Engrossed House Bill No. 1532 by Representative Tucker

AMENDMENT NO. 1

On page 1, line 7, insert the following:

"Section 2. The Department of Transportation and Development, the city of New Orleans, and the Woodland Heights Neighborhood Association as necessary may enter into a cooperative endeavor agreement relative to the construction work necessary for closing access to the Woodland Heights Subdivision as provided in Section 1 of this Act."

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Faucheux	Murray
Alario	Frith	Odinet
Alexander	Futrell	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
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	Kennard	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

Flavin	Schneider
Total—2	

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Tucker 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.

Speaker Pro Tempore Broome in the Chair

HOUSE BILL NO. 623—
BY REPRESENTATIVE JEFFERSON
AN ACT

To enact R.S. 9:3571.1(H)(4) and (M) through (Z), relative to protection from identity theft; to provide for security freezes; to provide for definitions; to provide for the procedures for access after imposition and removal of security freezes; and to provide for related matters.

Called from the calendar.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Jefferson to Engrossed House Bill No. 623 by Representative Jefferson

AMENDMENT NO. 1

On page 1, at the beginning of line 2, after "To" delete "enact R.S. 9:3571.1(H)(4) and (M) through (2)" and insert in lieu thereof "amend and reenact R.S. 9:3571.1(H) and (L)(introductory paragraph) and to enact R.S. 9:3571.1(M) through (4)"

AMENDMENT NO. 2

On page 1, line 7, after "Section 1." delete "R.S. 9:3571.1(H)(4) and (M) through (2)" and insert in lieu thereof "R.S. 9:3571.1(H) and (L)(introductory paragraph) are hereby amended and reenacted and R.S. 9:3571.1(M) through (4)"

AMENDMENT NO. 3

On page 1, delete lines 13 and 14, and insert the following:

"H. For the purposes of this Section:

(1) "Clear and proper identification" means information generally deemed sufficient to identify a person including asking at least two questions from information contained in the credit report that one could reasonably assume the consumer would know.

(2) "Credit report" means any written, oral, or other communication of any credit information by a credit reporting agency, as defined in the federal Fair Credit Reporting Act, which operates or maintains a ~~data-base~~ database of consumer credit information bearing on a consumer's credit worthiness, credit standing, or credit capacity.

(3) "Credit reporting agency" means any person who, for monetary fees, dues, or on a cooperative nonprofit basis, regularly engages in whole or in part in the practice of assembling or evaluating consumer credit information or other information on consumers for the purpose of furnishing consumer reports to third parties, and who uses any means or facility of interstate commerce for the purpose of preparing or furnishing consumer reports. For the purposes of this Section, "Credit Reporting Agency" shall not mean a check acceptance service which provides check approval and guarantees services to merchants.

(4) "Security alert" means a notice placed on a consumer file, at the request of the consumer, that is sent to a recipient of a consumer report involving that consumer file, signifying the fact that the consumer's identity may have been used without the consumer's consent to fraudulently obtain goods or services in the consumer's name."

AMENDMENT NO. 4

On page 1, at the beginning line 15, change "(4)" to "(5)"

AMENDMENT NO. 5

On page 1, line 16, after "prohibits a" change "consumer" to "credit"

AMENDMENT NO. 6

On page 1, between lines 19 and 20 insert the following:

"L. The following persons are not required to place a security alert or a security freeze on a consumer report in accordance with this Part.

* * *

AMENDMENT NO. 7

On page 2, delete lines 1 through 5 in their entirety and insert in lieu thereof "to a credit reporting agency. A credit"

AMENDMENT NO. 8

On page 2, line 7, change "five" to "seven"

AMENDMENT NO. 9

On page 2, line 11, after "not prevent a" delete "consumer"

AMENDMENT NO. 10

On page 2, line 14, after "N. The" delete "consumer" and after "no later than" change "ten" to "seven"

AMENDMENT NO. 11

On page 2, delete line 18, and insert in lieu thereof "period of time. In addition, the credit reporting agency shall simultaneously provide to the consumer in writing the process of placing, removing, and temporarily lifting a security freeze and the process for allowing access to information from the consumer's credit file for a specific period while the security freeze is in effect."

AMENDMENT NO. 12

On page 2, line 21, after "The" change "consumer" to "credit"

AMENDMENT NO. 13

On page 2, line 26, after "P. A" change "consumer" to "credit"

AMENDMENT NO. 14

On page 3, line 4, after "that specific" delete "party or"

AMENDMENT NO. 15

On page 3, line 7, after "a specific" delete "party or"

AMENDMENT NO. 16

On page 3, delete line 8, and insert in lieu thereof "credit reporting agency and request that the"

AMENDMENT NO. 17

On page 3, lines 13, after "regarding" delete the remainder of the line and on line 14 delete "credit report or"

AMENDMENT NO. 18

On page 3, line 16, after "S. A" delete "consumer"

AMENDMENT NO. 19

On page 3, line 19, after "request. A" delete "consumer"

AMENDMENT NO. 20

On page 3, line 23, after "T. A" delete "consumer"

AMENDMENT NO. 21

On page 3, line 25, after "request" and before the period "." insert "as provided in this Section"

AMENDMENT NO. 22

On page 3, line 27, after "If a" delete "consumer"

AMENDMENT NO. 23

On page 4, at the beginning of line 1, after "the" delete "consumer"

AMENDMENT NO. 24

On page 4, line 4, after "removed. A" delete "consumer"

AMENDMENT NO. 25

On page 4, line 11, after "(1) A" delete "state" and insert in lieu thereof "federal, state."

AMENDMENT NO. 26

On page 4, delete lines 12 and 13, and insert in lieu thereof "or court, or their agents or assigns."

AMENDMENT NO. 27

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

"(2) A private collection agency for the sole purpose of assisting in the collection of an existing debt of the consumer who is the subject of the credit report requested."

AMENDMENT NO. 28

On page 4, at the beginning of line 14, change "(2)" to "(3)"

AMENDMENT NO. 29

On page 4, at the beginning of line 25, change "(3)" to "(4)"

AMENDMENT NO. 30

On page 4, at the beginning of line 28, change "(4)" to "(5)"

AMENDMENT NO. 31

On page 5, at the beginning of line 1, change "(5) A consumer" to "(6) A"

AMENDMENT NO. 32

On page 5, at the beginning of line 3, change "(6)" to "(7)"

AMENDMENT NO. 33

On page 5, between lines 3 and 4, insert the following:

"(8) A credit reporting agency that acts only as a reseller of credit information by assembling and merging information contained in the database of another credit reporting agency or multiple credit reporting agencies and does not maintain a permanent database of credit information from which new credit reports are produced. However, a credit reporting agency acting as a reseller shall honor any security freeze placed on a credit report by another credit reporting agency.

(9) A check services or fraud prevention services company, which issues reports on incidents of fraud or authorizations for the purpose of approving or processing negotiable instruments, electronic funds transfers, or similar methods of payments.

(10) A deposit account information service company, which issues reports regarding account closures due to fraud, substantial overdrafts, ATM abuse, or similar negative information regarding a consumer, to inquiring banks or other financial institutions for use only in reviewing a consumer request for a deposit account at the inquiring bank or financial institution."

AMENDMENT NO. 34

On page 5, delete lines 4 and 5

AMENDMENT NO. 35

On page 5, delete line 6, and insert in lieu thereof "W. A credit reporting agency may impose a reasonable annual charge on a"

AMENDMENT NO. 36

On page 5, line 8, after "year, a" change "consumer" to "credit"

AMENDMENT NO. 37

On page 5, line 13, after "by the" change "consumer" to "credit"

AMENDMENT NO. 38

On page 5, delete lines 18 and 19 and insert in lieu thereof "credit reporting agency, provides the credit reporting agency with a police report described in RS. 9:3568."

AMENDMENT NO. 39

On page 5, between lines 22 and 23, insert the following:

"(5) If the consumer certifies in writing that the consumer is unemployed and intends to apply for employment in the sixty day period beginning on the date on which the certification is made.

(6) If the consumer certifies in writing that the consumer is a recipient of public welfare assistance."

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AMENDMENT NO. 40

On page 5, at the beginning of line 23, change "Y." to "X." and after "place, a" delete "consumer"

AMENDMENT NO. 41

On page 6, at the beginning of line 3, change "Z." to "Y."

AMENDMENT NO. 42

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

"Section 2. This Act shall become effective on January 30, 2005."

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

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Tucker to Engrossed House Bill No. 623 by Representative Jefferson

AMENDMENT NO. 1

In the House Floor Amendments proposed by Representative Jefferson and adopted by the House on May 19, 2004 delete Amendment No. 39

AMENDMENT NO. 2

On page 5, line 12, after "cents." delete the remainder of the line and delete lines 13 through 22

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Table listing names of representatives who voted 'YEAS', including Mr. Speaker, Alario, Alexander, Ansardi, Arnold, Badon, Baldone, Baudoin, Baylor, Beard, Bowler, Broome, Bruce, Bruneau, Burns, Burrell, Carter, K., Carter, R., Cazayoux, Crane, Crowe, and Curtis.

Table listing names of representatives who voted 'NAYS' and 'ABSENT', including Damico, Daniel, Dartez, DeWitt, Doerge, Dorsey, Dove, Downs, Durand, Erdey, Fannin, Farrar, LaBruzzo, LaFleur, Lambert, Lancaster, Marchand, Martiny, McDonald, McVea, Montgomery, Morrell, Morrish, Murray, Pinac, and White.

Total—100 NAYS
Total—0 ABSENT
Total—4

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Jefferson 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.

Suspension of the Rules

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

HOUSE BILL NO. 1674— BY REPRESENTATIVES WALSWORTH, FRITH, DOERGE, AND T. POWELL

AN ACT

To enact R.S. 51:2453(1)(a)(i)(dd), relative to the Louisiana Quality Jobs Program; to provide for participation in the program for certain small Vision 2020 cluster businesses; and to provide for related matters.

Called from the calendar.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Alario to Engrossed House Bill No. 1674 by Representative Walsworth

AMENDMENT NO. 1

On page 2, after line 13 insert:

"Section 2. The provisions of this Act shall be effective on July 1, 2005."

Rep. Alario moved the adoption of the amendments.

Rep. Walsworth objected.

By a vote of 53 yeas and 46 nays, the amendments were adopted.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Glover to Engrossed House Bill No. 1674 by Representative Walsworth

AMENDMENT NO. 1

On page 2, line 5, after "than" change "twenty-five" to "fifty"

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Alario	Frith	Pierre
Alexander	Futrell	Pitre
Ansardi	Gallot	Powell, M.
Arnold	Glover	Powell, T.
Baldone	Guillory, E.	Ritchie
Baudoin	Guillory, M.	Robideaux
Baylor	Heaton	Romero
Beard	Hebert	Scalise
Bowler	Hill	Smiley
Bruce	Honey	Smith, G.—56th
Bruneau	Hopkins	Smith, J.D.—50th
Burns	Hunter	Smith, J.H.—8th
Burrell	Hutter	Smith, J.R.—30th
Carter, R.	Jackson	St. Germain
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
Erdey	McVea	Winston
Fannin	Montgomery	Wooton
Farrar	Morrish	Wright
Faucheux	Murray	
Total—86		

NAYS

Mr. Speaker	Durand	Quezaire
Badon	Gray	Richmond
Broome	Morrell	Shepherd
Carter, K.	Odinot	
Total—11		

ABSENT

Cazayoux	Hammett	Schneider
Flavin	Kennard	
Geymann	Pinac	
Total—7		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Walsworth 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. Toomy gave notice of his intention to call House Bill No. 156 from the calendar for future action.

Notice of Intention to Call

Pursuant to House Rule No. 8.26(A), Rep. Toomy gave notice of his intention to call House Bill No. 1416 from the calendar for future action.

Notice of Intention to Call

Pursuant to House Rule No. 8.26(A), Rep. Toomy gave notice of his intention to call House Bill No. 1417 from the calendar for future action.

Suspension of the Rules

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

Petitions, Memorials and Communications

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

Message from the Senate

HOUSE CONCURRENT RESOLUTIONS

May 19, 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. 13
Returned without amendments.

House Concurrent Resolution No. 20
Returned without amendments.

House Concurrent Resolution No. 23
Returned without amendments.

House Concurrent Resolution No. 24
Returned without amendments.

House Concurrent Resolution No. 53
Returned without amendments.

House Concurrent Resolution No. 77
Returned without amendments.

House Concurrent Resolution No. 83
Returned without amendments.

House Concurrent Resolution No. 88
Returned without amendments.

House Concurrent Resolution No. 91
Returned without amendments.

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

Message from the Senate

HOUSE BILLS

May 19, 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. 79
Returned with amendments.

House Bill No. 107
Returned without amendments.

House Bill No. 139
Returned without amendments.

House Bill No. 168
Returned with amendments.

House Bill No. 203
Returned without amendments.

House Bill No. 272
Returned with amendments.

House Bill No. 277
Returned without amendments.

House Bill No. 393
Returned without amendments.

House Bill No. 402
Returned with amendments.

House Bill No. 466
Returned without amendments.

House Bill No. 467
Returned without amendments.

House Bill No. 595
Returned with amendments.

House Bill No. 596
Returned without amendments.

House Bill No. 597
Returned without amendments.

House Bill No. 598
Returned with amendments.

House Bill No. 600
Returned without amendments.

House Bill No. 605
Returned without amendments.

House Bill No. 609
Returned without amendments.

House Bill No. 663
Returned without amendments.

House Bill No. 668
Returned with amendments.

House Bill No. 752
Returned without amendments.

House Bill No. 811
Returned without amendments.

House Bill No. 1051
Returned with amendments.

House Bill No. 1052
Returned with amendments.

House Bill No. 1072
Returned with amendments.

House Bill No. 1167
Returned with amendments.

House Bill No. 1220
Returned with amendments.

House Bill No. 1244
Returned with amendments.

House Bill No. 1246
Returned without amendments.

House Bill No. 1387
Returned without amendments.

House Bill No. 1397
Returned without amendments.

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

Message from the Senate

SENATE BILLS

May 19, 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. 288 and 842

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

Suspension of the Rules

On motion of Rep. Hebert, 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. 288—
BY SENATOR SCHEDLER

AN ACT

To enact R.S. 47:322.37(B)(3), relative to the St. Tammany Parish Tourist and Convention Commission; to provide for the distribution of certain funds appropriated to the commission; to provide for an effective date; and to provide for related matters.

Read by title.

SENATE BILL NO. 842—
BY SENATOR ROMERO

AN ACT

To enact Chapter 45 of Title 34 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 34:3301 through 3313, inclusive, relative to the Acadiana Gulf of Mexico Access Channel; to provide relative to objects and purpose, powers, coordination and cooperation; to authorize certain expropriation powers of the department; to provide relative to duties of the Department of Transportation and Development; to provide relative to the Acadiana Gulf of Mexico Access Channel; to provide certain procedures, terms, and conditions; to authorize certain activities; and to provide for related matters.

Read by title.

Message from the Senate

SIGNED SENATE CONCURRENT RESOLUTIONS

May 19, 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 Nos. 112

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

ASKING CONCURRENCE IN SENATE CONCURRENT RESOLUTIONS

May 19, 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 No. 119

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

Suspension of the Rules

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

SENATE CONCURRENT RESOLUTION NO. 119—
BY SENATOR HAINKEL

A CONCURRENT RESOLUTION

To express the sincere and heartfelt condolences of the Legislature of Louisiana on the death of Walter F. Marcus, Jr., retired justice of the Louisiana Supreme Court.

Read by title.

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

Introduction of Resolutions, House and House Concurrent

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

HOUSE CONCURRENT RESOLUTION NO. 203 —
BY REPRESENTATIVE FUTRELL AND SENATOR DARDENNE
A CONCURRENT RESOLUTION

To commend Coach Gayle Hatch on his selection as head coach of the 2004 U.S. Olympic Weightlifting Team.

Read by title.

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

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 204—
BY REPRESENTATIVE ROMERO
A CONCURRENT RESOLUTION

To memorialize the United States Congress to provide for franking privileges for persons called to active service in the armed forces of the United States so that their families can send them supplies, gifts, or other personal items while serving our country in foreign countries.

Read by title.

Lies over under the rules.

HOUSE CONCURRENT RESOLUTION NO. 205—
BY REPRESENTATIVES DOWNS AND GALLOT
A CONCURRENT RESOLUTION

To commend and congratulate Glen Erroll Neaville upon his forty-fifth anniversary in banking in Louisiana.

Read by title.

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

Ordered to the Senate.

Reports of Committees

The following reports of committees were received and read:

**Report of the Committee on
Administration of Criminal Justice**

May 19, 2004

To the Speaker and Members of the House of Representatives:

I am directed by your Committee on Administration of Criminal Justice to submit the following report:

House Bill No. 783, by Gray
Reported favorably. (6-2-1) (Regular)

House Bill No. 901, by Baldone
Reported by substitute. (7-0) (Regular)

House Bill No. 917, by Baldone
Reported by substitute. (8-0) (Regular)

House Bill No. 918, by Baldone
Reported with amendments. (6-0) (Regular)

House Bill No. 1481, by Ansardi
Reported favorably. (7-0) (Regular)

House Bill No. 1527, by St. Germain
Reported with amendments. (6-0) (Regular)

House Bill No. 1604, by Cazayoux
Reported with amendments. (6-0) (Regular)

DANIEL MARTINY
Chairman

Report of the Committee on Education

May 19, 2004

To the Speaker and Members of the House of Representatives:

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

House Concurrent Resolution No. 79, by Durand
Reported favorably. (12-0)

House Concurrent Resolution No. 172, by J.H. Smith
Reported favorably. (12-0)

House Concurrent Resolution No. 197, by Crane
Reported with amendments. (13-0)

House Bill No. 1427, by Wright
Reported favorably. (13-0) (Regular)

House Bill No. 1659, by K. Carter
Reported with amendments. (15-0) (Regular)

CARL CRANE
Chairman

Report of the Committee on Health and Welfare

May 19, 2004

To the Speaker and Members of the House of Representatives:

I am directed by your Committee on Health and Welfare to submit the following report:

House Concurrent Resolution No. 37, by Morrell
Reported with amendments. (9-7)

House Bill No. 956, by Durand
Reported with amendments. (14-0) (Regular)

House Bill No. 1290, by Townsend
Reported with amendments. (9-8) (Regular)

House Bill No. 1391, by Thompson
Reported with amendments. (13-0) (Regular)

House Bill No. 1569, by J.D. Smith
Reported with amendments. (11-0) (Regular)

House Bill No. 1611, by Dorsey
Reported with amendments. (15-0) (Regular)

Senate Bill No. 58, by Barham
Reported with amendments. (14-0) (Regular)

Senate Bill No. 132, by Hollis
Reported favorably. (14-0) (Regular)

Senate Bill No. 484, by Hines
Reported favorably. (14-0) (Regular)

SYDNIE MAE DURAND
Chairman

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

**Report of the Committee on
House and Governmental Affairs**

May 19, 2004

To the Speaker and Members of the House of Representatives:

I am directed by your Committee on House and Governmental Affairs to submit the following report:

House Bill No. 122, by Pitre
Reported favorably. (5-3) (Regular)

House Bill No. 840, by Jefferson
Reported by substitute. (5-4) (Regular)

House Bill No. 1434, by Damico
Reported with amendments. (7-0) (Regular)

House Bill No. 1515, by Badon
Reported favorably. (7-1) (Regular)

CHARLES D. LANCASTER, JR.
Chairman

Report of the Committee on Insurance

May 19, 2004

To the Speaker and Members of the House of Representatives:

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

House Bill No. 1183, by Erdey
Reported with amendments. (10-0) (Regular)

House Bill No. 1468, by Townsend
Reported with amendments. (10-4-1) (Regular)

House Bill No. 1574, by Flavin
Reported with amendments. (10-0) (Regular)

KAREN CARTER
Chair

Report of the Committee on Natural Resources

May 19, 2004

To the Speaker and Members of the House of Representatives:

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

House Concurrent Resolution No. 176, by Frith
Reported with amendments. (9-0-1)

House Bill No. 429, by Dove
Reported with amendments. (10-0-1) (Regular)

House Bill No. 788, by Pierre
Reported with amendments. (10-0-1) (Regular)

House Bill No. 913, by Wooton
Reported by substitute. (9-0-1) (Regular)

House Bill No. 975, by Gallot
Reported with amendments. (10-0-1) (Regular)

House Bill No. 1597, by Dove
Reported favorably. (10-0-1) (Regular)

WILFRED PIERRE
Chairman

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. Hebert, the Committee on Insurance was discharged from further consideration of House Bill No. 679.

HOUSE BILL NO. 679— BY REPRESENTATIVE HEBERT AN ACT

To enact Part XXIV-A of Chapter 1 of Title 22 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 22:1120.1 through 1120.23, and to repeal R.S. 22:1476, relative to claims on property insurance; to provide for public adjusters; to provide for licensing; to provide for regulations; to provide for fees; to provide for examinations; to provide for denial and revocation; to provide for financial responsibility; to provide for continuing education; to provide for contract fees; to provide for escrow accounts; to provide for records; to provide for reports; and to provide for related matters.

Read by title.

Motion

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

Privileged Report of the Legislative Bureau

May 19, 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. 13
Reported without amendments.

Senate Bill No. 97
Reported without amendments.

Senate Bill No. 137
Reported without amendments.

Senate Bill No. 148
Reported without amendments.

Senate Bill No. 295
Reported with amendments.

Senate Bill No. 372
Reported without amendments.

Senate Bill No. 385
Reported without amendments.

Senate Bill No. 530
Reported without amendments.

Senate Bill No. 628
Reported without amendments.

Senate Bill No. 635
Reported without amendments.

Senate Bill No. 768
Reported without amendments.

Senate Bill No. 810
Reported without amendments.

Senate Bill No. 815
Reported without amendments.

Respectfully submitted,
CHARLES MCDONALD
Chairman

Privileged Report of the Committee on Enrollment

May 19, 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. 66—

BY REPRESENTATIVE SALTER
A RESOLUTION

To designate May 18, 2004, as Louisiana Housing Council Day.

HOUSE RESOLUTION NO. 67—

BY REPRESENTATIVES RICHMOND, ARNOLD, BADON, BAUDOIN, BAYLOR, BROOME, BRUCE, BURRELL, K. CARTER, CAZAYOUX, CURTIS, DANIEL, DARTEZ, DORSEY, FRITH, GALLOT, GLOVER, GRAY, E. GUILLORY, HEATON, HILL, HONEY, HUNTER, JACKSON, JEFFERSON, LAFLEUR, MARCHAND, MURRAY, PEIRRE, T. POWELL, QUEZAIRE, SALTER, SHEPHERD, ST. GERMAIN, TRAHAN, AND WOOTON

A RESOLUTION

To commend Calvin Mackie of New Orleans upon receiving the 2003 Presidential Award for Excellence in Science, Mathematics and Engineering Mentoring.

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 19, 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. 188—

BY REPRESENTATIVE BAUDOIN
A CONCURRENT RESOLUTION

To urge and request that members of the legislature set an example on the importance of recycling by recycling the enormous amount of paper received by the members during a legislative day.

HOUSE CONCURRENT RESOLUTION NO. 191—

BY REPRESENTATIVES FLAVIN, FUTRELL, GEYMANN, E. GUILLORY, JOHNS, MORRISH, ALARIO, ALEXANDER, ANSARDI, ARNOLD, BADON, BALDONE, BAUDOIN, BAYLOR, BEARD, BOWLER, BROOME, BRUCE, BRUNEAU, BURNS, BURRELL, K. CARTER, R. CARTER, CAZAYOUX, CRANE, CROWE, CURTIS, DAMICO, DANIEL, DARTEZ, DEWITT, DOERGE, DORSEY, DOVE, DOWNS, DURAND, ERDEY, FANNIN, FARRAR, FAUCHEUX, FRITH, GALLOT, GLOVER, GRAY, M. GUILLORY, HAMMETT, HEATON, HEBERT, HILL, HONEY, HOPKINS, HUNTER, HUTTER, JACKSON, JEFFERSON, KATZ, KENNARD, KENNEY, LABRUZZO, LAFLEUR, LAMBERT, LANCASTER, MARCHAND, MARTINY, MCDONALD, MCVEA, MONTGOMERY, MORRELL, MURRAY, ODINET, PIERRE, PINAC, PITRE, M. POWELL, T. POWELL, QUEZAIRE, RICHMOND, RITCHIE, ROBIDEAUX, ROMERO, SALTER, SCALISE, SCHNEIDER, SHEPHERD, SMILEY, GARY SMITH, JACK SMITH, JANE SMITH, JOHN SMITH, ST. GERMAIN, STRAIN, THOMPSON, TOOMY, TOWNSEND, TRAHAN, TRICHE, TUCKER, WADDELL, WALKER, WALSWORTH, WHITE, WINSTON, WOOTON, AND WRIGHT AND SENATORS CAIN, MOUNT, THEUNISSEN, ADLEY, AMEDEE, BAJOEI, BARHAM, BOASSO, BOISSIERE, CHAISSON, CHEEK, CRAVINS, DARDENNE, DUPLESSIS, DUPRE, ELLINGTON, FIELDS, FONTENOT, B. GAUTREAUX, N. GAUTREAUX, HAINKEL, HEITMEIER, HINES, HOLDEN, HOLLIS, IRONS, JACKSON, JONES, KOSTELKA, LENTINI, MALONE, MARIONNEAUX, MCPHERSON, MICHOT, NEVERS, ROMERO, SCHEDLER, SMITH, AND ULLO

A CONCURRENT RESOLUTION

To commend the Louisiana National Guard's 256th Infantry Battalion of Lake Charles upon activation in support of Operation Iraqi Freedom and to extend support and prayers for a safe return home.

HOUSE CONCURRENT RESOLUTION NO. 192—

BY REPRESENTATIVES BROOME, BEARD, CRANE, DANIEL, DORSEY, FUTRELL, HONEY, JACKSON, KENNARD, AND WHITE

A CONCURRENT RESOLUTION

To recognize Thursday, June 10, 2004, as Lady Tigers Day at the Louisiana State Capitol in honor of the remarkable achievements of the Louisiana State University Lady Tigers basketball team.

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. Martiny, the rules were suspended to permit the Committee on Administration of Criminal Justice to meet on Thursday, May 20, 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. 872, 893, and 1559

Senate Bill No. 164

Suspension of the Rules

On motion of Rep. Alario, the rules were suspended to permit the Committee on Appropriations to meet upon adjournment on Thursday, May 20, 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. 1

Suspension of the Rules

On motion of Rep. Hammett, the rules were suspended to permit the Committee on Ways and Means to meet on Thursday, May 20, 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. 2 and 3

House Concurrent Resolution No. 193

Adjournment

On motion of Rep. Kenney, at 5:20 P.M., the House agreed to adjourn until Thursday, May 20, 2004, at 1:00 P.M.

The Speaker Pro Tempore! of the House declared the House adjourned until 1:00 P.M., Thursday, May 20, 2004.

ALFRED W. SPEER
Clerk of the House

