The House of Representatives was called to order at 5:00 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

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<tr>
<th>Mr. Speaker</th>
<th>Fauchex</th>
<th>Morrell</th>
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<td>Alario</td>
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<td>Alexander</td>
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<td>Ansardi</td>
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<td>Baldone</td>
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<td>Barrow</td>
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<td>Powell, T.</td>
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<td>Carter, K.</td>
<td>Hunter</td>
<td>Smith, G.</td>
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<td>Carter, R.</td>
<td>Hutter</td>
<td>Smith, J.D.—50th</td>
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<td>Cazayoux</td>
<td>Jackson</td>
<td>Smith, J.H.—8th</td>
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<td>Crane</td>
<td>Jefferson</td>
<td>Smith, J.R.—30th</td>
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<td>Cravins</td>
<td>Johns</td>
<td>St. Germain</td>
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<td>LaBranco</td>
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<td>Dorsey</td>
<td>Lambert</td>
<td>Waddell</td>
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<td>Dove</td>
<td>Lancaster</td>
<td>Walker</td>
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Downs         | Marchand    | Walsworth |
| Durand       | Martiny     | White     |
| Erdey        | McDonald    | Winston   |
| Fannin       | McVeA       | Wooton    |
| Farrar       | Montgomery  | Wright    |

Total - 105

ABSENT

Total - 0

The Speaker announced that there were 105 members present and a quorum.

Prayer

Prayer was offered by Rep. Hunter.

Pledge of Allegiance

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

Reading of the Journal

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

On motion of Rep. Hill, the Journal of November 6, 2005, was adopted.

Petitions, Memorials and Communications

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

Message from the Senate

ASKING CONCURRENCE IN SENATE CONCURRENT RESOLUTIONS

November 6, 2005

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

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

Senate Concurrent Resolution No. 2

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

Suspension of the Rules

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

Senate Concurrent Resolutions

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

SENATE CONCURRENT RESOLUTION NO. 2—
BY SENATOR SMITH
A CONCURRENT RESOLUTION
To commend and congratulate Richard M. "Mark" Newton upon the occasion of his retirement as assessor of Grant Parish.

Read by title.

On motion of Rep. Wright, 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. 23—**  
BY REPRESENTATIVE K. CARTER  
A CONCURRENT RESOLUTION  
To memorialize the United States Congress to increase the coverage limit for a single-family structure under the National Flood Insurance Program from two hundred fifty thousand dollars to five hundred thousand dollars.

Read by title.

On motion of Rep. Karen Carter, and under a suspension of the rules, the above resolution was referred to the Committee on Insurance, under the rules.

**HOUSE CONCURRENT RESOLUTION NO. 24—**  
BY REPRESENTATIVE K. CARTER  
A CONCURRENT RESOLUTION  
To urge and request the Louisiana Property and Casualty Insurance Commission to study and to work to bring more insurers who write supplemental flood insurance coverage into the state of Louisiana.

Read by title.

On motion of Rep. Karen Carter, and under a suspension of the rules, the above resolution was referred to the Committee on Insurance, under the rules.

Introduction of House Bills and Joint Resolutions

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

**HOUSE BILL NO. 105—**  
BY REPRESENTATIVE SCALISE  
AN ACT  
To provide for supplemental appropriations for the Board of Regents out of the State General Fund by Statutory Dedications from the Higher Education Initiatives Fund for Fiscal Year 2005-2006; and to provide for related matters.

Read by title.

**HOUSE BILL NO. 106—**  
BY REPRESENTATIVE TRICHE  
AN ACT  
To provide for supplemental appropriations for the Board of Regents out of the State General Fund by Statutory Dedications from the Higher Education Initiatives Fund for Fiscal Year 2005-2006; and to provide for related matters.

Read by title.

Suspension of the Rules

On motion of Rep. Triche, the rules were suspended in order to refer the bill to committee at this time.

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

**HOUSE BILL NO. 107—**  
BY REPRESENTATIVE SCALISE  
AN ACT  
To amend and reenact R.S. 47:609(A), relative to the corporation franchise tax; to provide for the computation of borrowed capital which includes extraordinary debt incurred by corporations directly affected by Hurricanes Katrina and Rita; to provide for an effective date; and to provide for related matters.

Read by title.

Suspension of the Rules

On motion of Rep. Scalise, the rules were suspended in order to refer the bill to committee at this time.

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

**HOUSE BILL NO. 108—**  
BY REPRESENTATIVES SCALISE, ALEXANDER, BEARD, BOWLER, BRUNEAU, BURNS, CROWE, DOVE, DOWNS, ERDEY, GEYMANN, GREENE, HUTTER, JOHNS, KATZ, KENNARD, KLECKLEY, LABRIZZO, LAMBERT, LANCASTER, MARTINY, MCVEA, MORRISH, PITRE, M. POWELL, T. POWELL, SCHNEIDER, SMILEY, JANE SMITH, STRAIN, TOOMY, TRAHAN, TUCKER, WADELL, WALSWORTH, WHITE, AND WINSTON AND SENATORS BARHAM, BOASSO, CAIN, DARDEENNE, HOLLIS, KOSTELKA, LENTINI, MALONE, MICHOT, QUINN, ROMERO, SCHIEDLER, AND THEUNISSEN  
AN ACT  
To enact R.S. 47:305.54 and to repeal R.S. 47:305.54, relative to the state sales and use tax; to provide that the state sales or use tax shall not apply to manufacturing machinery and equipment purchased, leased, or rented by manufacturers for use in the replacement of hurricane-damaged equipment; to provide for the applicability of certain definitions; to provide for an effective date; and to provide for related matters.

Read by title.

Suspension of the Rules

On motion of Rep. Scalise, the rules were suspended in order to refer the bill to committee at this time.

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

**HOUSE BILL NO. 109—**  
BY REPRESENTATIVE TRAHAN  
AN ACT  
To amend and reenact R.S. 51:1402, 1404, 1405(B) and (C), 1406(3), 1407, 1408, 1409(A), (B), and (D), 1410, 1411(A) and (C), 1412(A) and (C), 1416, and 1417, relative to the Unfair Trade Practices and Consumer Protection Law; to provide for an effective date; and to provide for related matters.

Read by title.

Suspension of the Rules

On motion of Rep. Scalise, the rules were suspended in order to refer the bill to committee at this time.

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

**HOUSE BILL NO. 110—**  
BY REPRESENTATIVE SCALISE  
AN ACT  
To provide for reductions to certain appropriations from the State General Fund and other funds for Fiscal Year 2005-2006; to reduce appropriations for support of the Office of Urban Affairs
and Development and the Office of Rural Development; and to provide for related matters.

Read by title.

### Suspension of the Rules

On motion of Rep. Scalise, the rules were suspended in order to refer the bill to committee at this time.

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

**HOUSE BILL NO. 111**

BY REPRESENTATIVE K. CARTER

AN ACT

To enact R.S. 51:1422, relative to consumer protection; to provide for insurance; to provide for principles; to provide for a bill of rights; and to provide for related matters.

Read by title.

**HOUSE BILL NO. 112**

BY REPRESENTATIVE K. CARTER

AN ACT

To enact R.S. 22:1471.1, relative to property insurance; to require a statement of explanation; to provide for coverage; to provide for mitigation; and to provide for related matters.

Read by title.

**HOUSE BILL NO. 113**

BY REPRESENTATIVE K. CARTER

AN ACT

To enact R.S. 51:1422, relative to consumer protection; to provide for insurance; to provide for principles; to provide for a bill of rights; and to provide for related matters.

Read by title.

**HOUSE BILL NO. 114**

BY REPRESENTATIVE DORSEY

AN ACT

To amend and reenact R.S. 47:287.85(C)(2) and 293(3), relative to income tax of estates and trusts, corporations, and individuals; to provide that the deduction from state income taxes for federal disaster relief tax credits; to provide for an effective date; and to provide for related matters.

Read by title.

### Suspension of the Rules

On motion of Rep. Scalise, the rules were suspended in order to refer the bill to committee at this time.

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

**HOUSE BILL NO. 115**

BY REPRESENTATIVE LAMBERT

AN ACT

To enact R.S. 48:250.4, relative to contracts let by the Department of Transportation and Development; to authorize the Department of Transportation and Development to utilize the design-build method to construct transportation projects under certain circumstances; and to provide for related matters.

Read by title.

### Suspension of the Rules

On motion of Rep. Cazayoux, the rules were suspended in order to refer the bill to committee at this time.

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

**HOUSE BILL NO. 116**

BY REPRESENTATIVE CAZAYOUX

AN ACT

To amend and reenact R.S. 47:287.85(C)(2) and 293(3), relative to income tax of estates and trusts, corporations, and individuals; to provide that the deduction from state income taxes for federal income tax shall not be reduced by the amount of certain federal disaster relief tax credits; to provide for an effective date; and to provide for related matters.

Read by title.

### Suspension of the Rules

On motion of Rep. Scalise, the rules were suspended in order to refer the bill to committee at this time.

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

**HOUSE BILL NO. 117**

BY REPRESENTATIVES SCALISE, ALEXANDER, BEARD, BOWLER, BRUNEAU, BURNS, CROWE, DOVE, DOWNS, ERDEY, GEYMANN, GREEN, HUTTER, JOHNS, KATZ, KENNARD, KLECKLEY, LABRUZZO, LAMBERT, LANCASTER, MARTIN, MVCEA, MORRISH, PITRE, M. POWELL, T. POWELL, SCHNEIDER, SMILEY, JANE SMITH, STRAIN, TOOMY, TRAHAN, TUCKER, WADDELL, WALSWORTH, WHITE, AND WINSTON AND SENATORS BARHAM, BOASSO, CAIN, DARDENNE, HOLLI, KOSTELKA, LENTINI, MALONE, MICHOT, QUINN, ROMERO, SCHIDLER, AND THEUNISSEN

AN ACT

To amend and reenact R.S. 47:287.85(C)(2) and 293(3), relative to income tax of estates and trusts, corporations, and individuals; to provide that the deduction from state income taxes for federal disaster relief tax credits; to provide for an effective date; and to provide for related matters.

Read by title.

### Suspension of the Rules

On motion of Rep. Scalise, the rules were suspended in order to refer the bill to committee at this time.

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

**HOUSE BILL NO. 118**

BY REPRESENTATIVE SCHNEIDER

AN ACT

To enact Subpart O of Part II of Chapter 4 of Subtitle I of Title 11 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 11:321, relative to Deferred Retirement Option Plans of public retirement systems in the state; to allow certain plan participants who have not separated from service to withdraw the monies in their plan accounts; to provide relative to such monies for
income tax purposes; to provide for an effective date; and to
provide for related matters.

Read by title.

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:

HOUSE BILL NO. 81—
BY REPRESENTATIVE ARNOLD
AN ACT
To enact R.S. 39:1034.1, relative to the Board of Liquidation, City
Debt, for the city of New Orleans; to prohibit increases in
millage rates for the year 2006, under certain circumstances and
the collection of taxes based upon such millage rates; and to
provide for related matters.

Called from the calendar.

Read by title.

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

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. 25—
BY REPRESENTATIVE DORSEY
A CONCURRENT RESOLUTION
To direct the Department of Public Safety and Corrections to
promulgate rules in accordance with the Administrative
Procedure Act to establish a plan to be implemented in times of
emergency with regard to convicted sex offenders who are on
supervised probation or parole.

Read by title.

Lies over under the rules.

HOUSE CONCURRENT RESOLUTION NO. 26—
BY REPRESENTATIVE PINAC
A CONCURRENT RESOLUTION
To suspend until sixty days after final adjournment of the 2005 First
Extraordinary Session of the Legislature of Louisiana the
provisions of R.S. 4:214.1 relative to the minimum number of
live racing days.

Read by title.

On motion of Rep. Pinac, and under a suspension of the rules,
the above resolution was referred to the Committee on Commerce,
under the rules.

HOUSE CONCURRENT RESOLUTION NO. 27—
BY REPRESENTATIVE SCHNEIDER
A CONCURRENT RESOLUTION
To memorialize the United States Congress to take such actions as
are necessary to allow the Stafford Act to provide for payment
of regular pay to essential personnel.

Read by title.

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

Ordered to the Senate.

Adjournment

On motion of Rep. Kenney, at 5:40 P.M., the House agreed to
adjourn until Tuesday, November 8, 2005, at 5:00 P.M.

The Speaker of the House declared the House adjourned until
5:00 P.M., Tuesday, November 8, 2005.

ALFRED W. SPEER
Clerk of the House