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

Prayer

Prayer was offered by Rep. Downs.

Pledge of Allegiance

Rep. Burrell 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. Ansardi, the reading of the Journal was dispensed with.

On motion of Rep. Walker, and under a suspension of the rules, the Journal of November 14, 2005, was corrected to reflect her as voting yea on final passage of House Bill No. 18.

On motion of Rep. Honey, the Journal of November 14, 2005, was adopted.

Petitions, Memorials and Communications

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

Message from the Senate

SENATE BILLS

November 15, 2005

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. 49 and 52

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

Suspension of the Rules

On motion of Rep. Toomy, 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. 49—

...
the Recovery School District; to provide for the transference of certain schools to the district; to provide for the operation and management of such schools; to require the development and approval of a plan for the operation of all schools transferred and to specify the contents of such plan; to provide for the duration of the transfer and to provide for the continuation of the transfer; to require the recovery district to report to the state board and to provide for the contents of that report; to provide relative to the Recovery School District; to subject the administration of the district to the approval of the State Board of Elementary and Secondary Education; to authorize the recovery district to manage and retain certain funding, including the authorization for retaining fund balances; to specify that the expenditure of certain funds by the recovery district is subject to the requirements of the approved Minimum Foundation Program formula; to provide with regard to the authority of the district to contract with for-profit providers; to provide for the exercise of limited rights of ownership over property of transferred schools by the recovery district; to provide for the transfer of certain funding to the recovery district; to provide for the process for the transference of such funds and for a limitation on the transference of such funds; to provide for the expenditure of certain retained funds by certain city, parish, or other local public school systems; provides for the eligibility of a student to attend school operated under the jurisdiction of the Recovery School District; provides for the obligations of the recovery district in providing services to students; to expand the definition of type 5 charters to include charters involving certain schools transferred to the recovery district; to provide standards for the consideration of type 5 charter proposals; to prohibit members of certain school boards from also being members of the governing or management boards of certain Type 5 charter schools; to authorize the governing authority of a charter school to enter into collective bargaining for the employees; to prohibit certain local school boards from considering or acting on type 1 charter applications under certain circumstances; to authorize the state Department of Education to enter into a charter to operate a charter school under certain circumstances; to provide for effectiveness; and to provide for related matters.

Read by title.

SENATE BILL NO. 52—
BY SENATORS MURRAY AND CHAISSON
AN ACT
To enact R.S. 29:725.1, relative to the issuance of cease and desist orders by the attorney general during an emergency or disaster; to provide for the exercise of limited rights of ownership over property of transferred schools by the recovery district; to provide for the transfer of certain funding to the recovery district; to provide for the process for the transference of such funds and for a limitation on the transference of such funds; to provide for the expenditure of certain retained funds by certain city, parish, or other local public school systems; provides for the eligibility of a student to attend school operated under the jurisdiction of the Recovery School District; provides for the obligations of the recovery district in providing services to students; to expand the definition of type 5 charters to include charters involving certain schools transferred to the recovery district; to provide standards for the consideration of type 5 charter proposals; to prohibit members of certain school boards from also being members of the governing or management boards of certain Type 5 charter schools; to authorize the governing authority of a charter school to enter into collective bargaining for the employees; to prohibit certain local school boards from considering or acting on type 1 charter applications under certain circumstances; to authorize the state Department of Education to enter into a charter to operate a charter school under certain circumstances; to provide for effectiveness; and to provide for related matters.

Read by title.

Reports of Committees

The following reports of committees were received and read:

Report of the Committee on Appropriations
November 15, 2005

To the Speaker and Members of the House of Representatives:

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

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

House Bill No. 145, by Alario
Reported with amendments. (15-1) (Regular)

JOHN ALARIO
Chairman

Report of the Committee on Transportation, Highways and Public Works
November 15, 2005

To the Speaker and Members of the House of Representatives:

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

House Concurrent Resolution No. 34, by Odinet
Reported favorably. (10-0)

House Concurrent Resolution No. 36, by Jefferson
Reported favorably. (10-0)

ROY QUEZAIRE
Chairman

Report of the Committee on Ways and Means
November 15, 2005

To the Speaker and Members of the House of Representatives:

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

House Bill No. 101, by Richmond
Reported favorably. (13-0) (Regular)

House Bill No. 115, by Baylor
Reported with amendments. (14-0) (Regular)

House Bill No. 158, by Alario
Reported favorably. (13-0) (Regular)

BRYANT O. HAMMETT, JR.
Chairman

Suspension of the Rules

On motion of Rep. Quezaire, the rules were suspended in order to take up and consider House and House Concurrent Resolutions reported by Committee at this time.

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. 34—
BY REPRESENTATIVE ODINET
A CONCURRENT RESOLUTION
To memorialize the United States Congress and the Louisiana congressional delegation to direct the United States Army Corps of Engineers not to engage in dredging activities on the Mississippi River Gulf Outlet and to begin the necessary process to return the waterway to wetlands marsh status.

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

On motion of Rep. Quezaire, the resolution was ordered engrossed and passed to its third reading.
HOUSE CONCURRENT RESOLUTION NO. 36—
BY REPRESENTATIVE JEFFERSON
A CONCURRENT RESOLUTION
To memorialize the United States Congress to take such actions as are necessary to waive the nonfederal or local portion of any cost-sharing agreement for the funding of a levee reconstruction and improvement project.

Read by title.

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

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

Suspension of the Rules
On motion of Rep. Alario, the rules were suspended in order to take up House Bills contained in the committee report at this time.

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. 36—
BY REPRESENTATIVE LAFLEUR
AN ACT
To enact Subpart I of Part II-B of Chapter 1 of Subtitle I of Title 39 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 39:100.31 and 100.32, relative to state funds; to establish the Restoration Fund as a special fund in the state treasury; to provide for accounts within the fund; to provide for the deposit of monies into the fund; to provide for appropriations and use of monies in the fund; to provide for limitations on appropriations; to require the development of an annual prioritized program for projects and expenditures recommended for funding through appropriations from the fund; to authorize the Joint Legislative Committee on the Budget to provide by resolution for the content and schedule for submission and consideration of the program; to provide for the consideration, amendment, and approval of such program by the Joint Legislative Committee on the Budget; to authorize rulemaking; 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. 36 by Representative LaFleur

AMENDMENT NO. 1
On page 2, at the end of line 11, after "source" and the comma "," insert "subject to any restrictions imposed by federal law."

AMENDMENT NO. 2
On page 2, line 26, after "February 1" and the comma "," change "2005" to "2006."

AMENDMENT NO. 3
On page 3, delete line 6, and at the beginning of line 7, delete "fiscal year or later, which" and insert the following:

"program", which shall consist of a list of projects to be commenced in the ensuing fiscal year and a separate set of projects which will be commenced in subsequent fiscal years. The list of projects for the ensuing fiscal year"

AMENDMENT NO. 4
On page 3, delete line 10, and insert the following:

"in Fiscal Year 2006 based on anticipated appropriations from the Restoration Fund in that year and a list of projects to be commenced in future years."

AMENDMENT NO. 5
On page 3, line 19, after "section" and the period ".", and before "committee" delete "The" and insert "With the concurrence of the facility planning section, the"

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. 101—
BY REPRESENTATIVE RICHMOND
AN ACT
To amend and reenact R.S. 51:3084(11), relative to the Louisiana Community Development Financial Institutions Act; to define low-income community to include areas affected by Hurricanes Katrina and Rita; to provide for an effective date; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Ways and Means.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 115—
BY REPRESENTATIVE BAYLOR AND SENATOR FIELDS
AN ACT
To amend and reenact R.S. 33:2711.9(B)(3) and to repeal R.S. 33:4574.1(A)(1)(d), 4574.1.1(E), 4574.9(C)(1)(d), 4574.12(D)(1)(d), 4574.13(C)(1)(d), and 4575.3(20)(d), relative to hotel occupancy taxes; to delete the exemption of certain rooms from hotel occupancy tax in certain parishes; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Ways and Means.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS
Amendments proposed by House Committee on Ways and Means to Original House Bill No. 115 by Representative Baylor

AMENDMENT NO. 1
On page 1, line 2, after "reenact" and before "R.S. 33:2711.9(B)(3)"
insert the following:

""program", which shall consist of a list of projects to be commenced in the ensuing fiscal year and a separate set of projects which will be commenced in subsequent fiscal years. The list of projects for the ensuing fiscal year"

AMENDMENT NO. 2
On page 2 between lines 2 and 3, insert the following:

"Section 3.  Section 3(A) of Act No. 38 of the 1974 Regular Session of the Legislature, as amended by Act No. 673 of the 1977 Regular Session of the Legislature, Act No. 940 of the 1981 Regular Session of the Legislature, Act No. 939 of the 1986 Regular Session of the Legislature, Act No. 40 of the 1989 Regular Session of the Legislature, and Act No. 864 of the 2003 Regular Session of the Legislature, is hereby amended and reenacted to read as follows:

* * *

Section 3A. In order to provide funds for the operation of the commission, the governing authority of the parish is hereby authorized and empowered to levy and collect a tax upon the occupancy of hotel rooms and overnight camping facilities located within the parish of Lafayette. Said tax shall not exceed four percent of the rent or fee charged for such occupancy. The word “hotel” as used herein shall mean and include any establishment engaged in the business of furnishing or providing rooms or overnight camping facilities intended or designed for dwelling, lodging, or sleeping purposes to transient guests and shall not encompass any hospital, convalescent or nursing home, sanitarium, or any hotel-like facility operated by or in connection with a hospital or medical clinic providing rooms exclusively for patients and their families. The tax shall be paid by the person who exercises or is entitled to occupancy of the hotel room or camping facility and shall be paid at the time the rent or fee for occupancy is paid. The word “person” as used herein shall have the same definition as that contained in R.S. 47:301(8). The tax shall not apply to the rent for hotel rooms rented to the same occupant for a period of thirty or more consecutive days, nor shall it apply to hotel rooms rented for less than three dollars a day or hotel rooms rented on an annual contract basis for consecutive or nonconsecutive days. The governing authority of Lafayette Parish shall impose the tax by ordinance, and said governing authority shall have the right to provide in the ordinance necessary and appropriate rules and regulations for the imposition, collection, and enforcement of the tax.

* * *

Section 4. Notwithstanding any other general or local law to the contrary, any tax levied and collected by the governing authority of any parish or any tourist commission upon the occupancy of hotel rooms, motel rooms, and overnight camping facilities within the jurisdiction of a tourist commission located within any such parish, shall also apply to the rent for hotel rooms rented to the same occupant for a period of fifteen or more consecutive calendar days and to those hotel rooms rented on an annual contract basis for consecutive or nonconsecutive days."

AMENDMENT NO. 3
On page 2, at the beginning of line 3, change "Section 3." to "Section 5."

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 145—
BY REPRESENTATIVES ALARIO AND SALTER
AN ACT
To enact R.S. 39:94(C)(4), relative to the Budget Stabilization Fund; to provide for appropriations from the fund following certain declarations of disaster or emergency; to provide 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. 145 by Representative Alario

AMENDMENT NO. 1
On page 1, line 12, after “contrary” and the comma “,” delete the remainder of the line, delete line 13 and 14 in their entirety, and insert “an amount”

AMENDMENT NO. 2
On page 1, delete lines 16 and 17 in their entirety, and insert “appropriation by the legislature in any fiscal year to provide relief from a natural catastrophe declared by the federal government to be a disaster or emergency or to provide for matching funds for federal disaster or emergency funding for such catastrophe. The amount appropriated shall be incorporated into the”

AMENDMENT NO. 3
On page 2, line 4, change “February 4” to “April 29”

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. 146—
BY REPRESENTATIVES ALARIO AND SALTER
A JOINT RESOLUTION
Proposing to amend Article VII, Section 10.3(C)(3) of the Constitution of Louisiana, relative to the Budget Stabilization Fund; to provide for appropriations from the fund following certain declarations of disaster or emergency; to provide for an effective date; to provide for submission of the proposed amendment to the electors; 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. 146 by Representative Alario

AMENDMENT NO. 1
On page 2, line 1, after “contrary” and the comma “,” delete the remainder of the line, delete line 2 in its entirety, and on line 3, delete “by the governor of a state disaster or emergency.”
AMENDMENT NO. 2
On page 2, line 4, after "Fund" delete the remainder of the line and insert "balance shall be available for appropriation by the legislature in any fiscal year to provide relief from a natural catastrophe declared by the federal government to be a disaster or emergency or to provide for matching funds for federal disaster or emergency funding for such catastrophe."

AMENDMENT NO. 3
On page 2, delete lines 5 and 6 in their entirety and insert "The amount appropriated shall be incorporated into the official forecast upon the".

AMENDMENT NO. 4
On page 2, at the end of line 12, change "February 4" to "April 29"

AMENDMENT NO. 5
On page 2, line 20, after "Fund" delete the remainder of the line, delete line 21 in its entirety, and insert "by the legislature in any fiscal year to provide relief from a natural catastrophe declared by the federal government to be a disaster or emergency or to provide for matching funds for federal disaster or emergency funding for such catastrophe."

AMENDMENT NO. 6
On page 2, delete lines 22 and 23 in their entirety and insert "The amount appropriated shall".

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 158—
BY REPRESENTATIVES ALARIO, HAMMETT, AND SALTER
AN ACT
To enact R.S. 39:1367(E)(2)(b)(iii), relative to state debt; to exclude amount appropriated shall".

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

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

Under the rules, placed on the regular calendar.

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

SENATE CONCURRENT RESOLUTION NO. 9—
BY SENATOR ULLO
A CONCURRENT RESOLUTION
To suspend until sixty days after final adjournment of the 2006 Regular Session of the Legislature R.S. 17:1990(F), 3973(2)(b)(iii), (iv) and (v), 3983(A)(3)(a), 3983(A)(4)(c) and (f), 3991(C)(1)(b) and 3996(B)(4), relative to charter schools; to facilitate the formation, operation, and use of charter schools to assist in meeting the educational needs of Louisiana students.

Read by title.

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

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. 27—
BY SENATORS DUPRE, ADLEY, AMEDEE, BAJOIE, BARHAM, BOASSO, BROOME, CAIN, CHAISON, CHEEK, CRAVINS, DARDEEN, DULPESIS, ELLINGTON, FONTENOT, B. GAUTREAUX, N. GAUTREAUX, HINES, HOLLIS, JACKSON, JONES, LENTINI, MALONE, MARIONNEAUX, MCPHERSON, MICHOT, MOUNT, MURRAY, NEVERS, QUINN, ROMERO, SCHMIDLER, SHEPHERD, SMITH, THIENBESSN AND ULLO
A JOINT RESOLUTION
Proposing to amend Article VII, Sections 10.2 and 10.5(B) and (C) of the Constitution of Louisiana, relative to the Wetlands Conservation and Restoration Fund; to change the name of the fund to the Coastal Protection and Restoration Fund; to provide relative to deposits and uses of the fund; to provide relative to certain federal revenues received by the state generated from Outer Continental Shelf oil and gas activity; to provide for the depositing and crediting of such monies into the fund, and for the uses of such federal revenues; and to specify an election for submission of the proposition to electors and provide a ballot proposition.

Read by title.

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

SENATE BILL NO. 28—
BY SENATOR DUPRE
AN ACT
To amend and reenact R.S. 49:213.7(A)(1) and (2)(introductory paragraph), (B)(1) and (2) (introductory paragraph), (C), (D), (E)(introductory paragraph) and (F), and to enact R.S. 49:213.7(B)(3) and (E)(7), relative to the Wetlands Conservation and Restoration Fund; to change the name of the fund to the Coastal Protection and Restoration Fund; to provide relative to certain federal revenues to be credited and deposited to the fund; to provide relative to certain fund uses; to repeal Act 300 of the 2005 Regular Session; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 70—
BY SENATOR ULLO
AN ACT
To amend and reenact R.S. 17:3983(A)(4), relative to charter schools; to eliminate certain provisions which establish a maximum number of charter schools that can be created or operate; to provide related matters.

Read by title.

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

SENATE BILL NO. 71—
BY SENATORS DUPRE, AMEDEE, Bajoie, BAIJOIE, CAIN, CHAISON, CHEEK, CRAVINS, DULPESIS, FONTENOT, B. GAUTREAUX, N. GAUTREAUX, HEITMEIER, HINES, HOLLIS, JONES, LENTINI, MALONE, MARIONNEAUX, MICHOT, MOUNT, MURRAY, NEVERS, ROMERO, SHEPHERD AND ULLO
AN ACT
To amend and reenact R.S. 49:213.1, 213.2, 213.3, 213.4, 213.5, 213.6, 213.7, 214.11, 214.12(A)(1) and 214.13, and to enact
R.S. 49:213.11, relative to coastal protection, conservation, restoration and management; to authorize and provide for the development and implementation of a comprehensive coastal protection plan; to provide powers, duties, terms, procedures, definitions, conditions, and requirements; to provide relative to hurricane protection and coastal restoration; to provide relative to enforcement; to provide relative to certain authorities, commissions, and departments; to change the name of the Wetlands Conservation and Restoration Authority to the Coastal Protection and Restoration Authority and set forth its powers, duties and members; to change the name of the Governor’s Advisory Commission on Coastal Restoration and Conservation to the Governor’s Advisory Commission on Coastal Protection, Restoration and Conservation and set forth its powers, duties, and members; and to provide for related matters.

Read by title.

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

Privileged Report of the Legislative Bureau

November 15, 2005

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. 1
Reported without amendments.

Respectfully submitted,
CHARLES MCDONALD
Chairman

Senate Instruments on Second Reading
Returned from the Legislative Bureau

Rep. Cravins asked for and obtained a suspension of the rules to take up at this time the following Senate Bills and Joint Resolutions on second reading just returned from the Legislative Bureau, with a view of acting on the same:

SENATE BILL NO. 1—
BY SENATORS AMEDEE, CHAISSON, FONTENOT, N. GAUTREAUX, SCHEDLER, ADLEY, BAJOIE, BARHAM, BOASSO, BROOME, CAIN, CHEEK, CRAVINS, DARDENNE, DUPLESSIS, DUPRE, ELLINGTON, B. GAUTREAUX, HINES, HOLLIS, JACKSON, JONES, KOSTELKA, MALONE, MARIONNEAUX, MICHOT, MOUNT, MURRAY, QUINN, ROMER, SMITH, THEUNISSEN AND ULLO AND REPRESENTATIVE LAMBERT
AN ACT
To amend and reenact R.S. 15:542(A), (C)(2) and (F) and 545(A) and to enact R.S. 15:542(A)(4), relative to registration of sex offenders; to provide for enhanced penalties for failure to register as a sex offender; to provide for registration of offenders housed in emergency housing; to provide for re-registration of sex offenders under certain circumstances; to provide for the police chief or police department to send written notices; and to provide for related matters.

Read by title.

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

Under the rules, placed on the regular calendar.

Suspension of the Rules
On motion of Rep. Alario, the rules were suspended in order to take up and consider Senate Concurrent Resolutions on Third Reading for Final Consideration at this time.

Senate Concurrent Resolutions on Third Reading for Final Consideration

The following Senate Concurrent Resolutions on third reading for final consideration were taken up and acted upon as follows:

SENATE CONCURRENT RESOLUTION NO. 12—
BY SENATOR HEITMEIER
A CONCURRENT RESOLUTION
To authorize the Revenue Estimating Conference to incorporate certain monies available for appropriation from the Budget Stabilization Fund into the official forecast for Fiscal Year 2005-2006 and to authorize the appropriation of such amounts.

Read by title.

Rep. Alario moved the concurrence of the resolution.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker Faucheux Odinet
Alario Frith Pierre
Alexander Gallot Pinnac
Ansardi Geymann Pitre
Badon Glover Powell, M.
Baldone Greene Powell, T.
Barrow Guillory, E. Ritchie
Baudoin Guillory, M. Quezaire
Bayor Heaton Robideaux
Beard Hebert Romero
Bower Hill Sciasse
Bruce Honey Schneider
Bruneau Hopkins Smiley
Burns Hunter Smith, G.
Burrell Hutter Smith, J.H.–50th
Carter, R. Jackson Smith, J.H.–8th
Cazayoux Jefferson Smith, J.R.–30th
Crane Katz St. Germain
Cravins Kennard St. John
Crowe Kenney Thompson
Curtis Kleckley Toomy
Damico LaBrizzio Townsend
Daniel LaFleur Trahan
Dartez LaFonta Tucker
DeWitt Lambert Walker
Doerge Lancaster Waddell
Dorsey Marchand White
Dove Martiny Wooton
Downs McDonald Wright
Durand McVea Wright
Erdey Montgomery Wright
Fannin Morrell
Farrar Morrish

Total - 97

NAYS

Total - 0

ABSENT

Arnold Hammett Richmond
Carter, K. Harris Wright
Gray Johns

Total - 8
The resolution, having received a two-thirds vote of the elected members, was concurred in.

**SENATE CONCURRENT RESOLUTION NO. 14—**

**A CONCURRENT RESOLUTION**

To urge and request the Federal Emergency Management Agency (FEMA), American Red Cross, the Salvation Army, and other entities to realign their districts to conform to each other in order to provide easier access by the public, and a more rapid response to national disasters.

Read by title.

On motion of Rep. Toomy, the resolution was concurred in.

**Speaker Pro Tempore Dorsey in the Chair**

House Bills and Joint Resolutions on Third Reading and Final Passage

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

**Regular Calendar**

**HOUSE BILL NO. 27—**

**BY REPRESENTATIVES SALTER, ALARIO, DEWITT, DORSEY, AND HAMMETT AND SENATORS HEITMEIER, HINES, AND MOUNT**

**AN ACT**

To provide for a special statewide election on the fifth Saturday in April of 2006 for the purpose of submitting constitutional amendments to the electors of the state; to provide for the conduct of such election; and to provide for related matters.

Read by title.

Rep. Salter moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

- Mr. Speaker: Farrar
- Alario: Faucheux
- Alexander: Frith
- Ansardi: Gymann
- Arnold: Greene
- Baldone: Guillory, E.
- Baudoin: Guillory, M.
- Baylor: Hammett
- Beard: Heaton
- Bowler: Hebert
- Bruce: Hill
- Bruneau: Hopkins
- Burns: Hunter
- Burrell: Hutter
- Carter, R.: Jackson
- Cazayoux: Johns
- Crane: Katz
- Cravins: Kennard
- Crowe: Kenney
- Curtis: Kleckley
- Dumico: LaBruzio
- Daniel: LaFleur
- Dartez: Lambert
- DeWitt: Lancaster
- Doerge: Martiny
- Dorsey: McDonald
- Dove: McVea
- Downs: Montgomery
- Durand: Morrish
- Erdey: Odinet
- Fannin: Pierre
- Badon: Harris
- Barrow: Jefferson
- Glover: LaFonta
- Gray: Marchand
- Total - 91

**NAYS**

- Garlic: Pinac
- Alario: Frith
- Alexander: Gallot
- Ansardi: Gymann
- Arnold: Glover
- Badon: Grey
- Baldone: Greene
- Total - 10

The Chair declared the above bill was finally passed.

**Speaker Salter in the Chair**

**HOUSE BILL NO. 97—**

**BY REPRESENTATIVE ALARIO AND SENATOR HEITMEIER**

**AN ACT**

To amend and reenact R.S. 42:851(E)(1)( introductory paragraph) and (M)(1) and to enact R.S. 42:851(D)(4) and (M)(4), relative to Office of Group Benefits programs; to prohibit any reduction in the minimum state contribution for premium payments for certain employees affected by Hurricanes Katrina and Rita under certain circumstances; and to provide for related matters.

Read by title.

Rep. Salter 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.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

- Mr. Speaker: Faucheux
- Alario: Frith
- Alexander: Gallot
- Ansardi: Gymann
- Arnold: Glover
- Badon: Grey
- Baldone: Greene
- Total - 4

The Chair declared the above bill was finally passed.

**Speaker Pro Tempore Dorsey in the Chair**

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative McDonald on behalf of the Legislative Bureau to Engrossed House Bill No. 97 by Representative Alario

**AMENDMENT NO. 1**

On page 2, line 15, at the end of the line, delete "other"

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

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

- Mr. Speaker: Faucheux
- Alario: Frith
- Alexander: Gallot
- Ansardi: Gymann
- Arnold: Glover
- Badon: Grey
- Baldone: Greene
- Total - 4

- McVea: Morrell
- Montgomery: Morrish
- Morrish: Odinet
- Pierre: Pinac
- Pinac: Pire
- Winston: Powell, M.
- Wooton: Wright
- Total - 91

**NAYS**

- Garlic: Pinac
- Alario: Frith
- Alexander: Gallot
- Ansardi: Gymann
- Arnold: Glover
- Badon: Grey
- Baldone: Greene
- Total - 10

**ABSENT**

- Garlic: Pinac
- Alario: Frith
- Alexander: Gallot
- Ansardi: Gymann
- Arnold: Glover
- Badon: Grey
- Baldone: Greene
- Total - 4
The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Alario 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. 139—
BY REPRESENTATIVES ALARIO, DEWITT, DORSEY, HAMMETT, AND SALTER AND SENATORS HEITMEIER, HINES, AND MOUNT
A JOINT RESOLUTION
Proposing to amend Article VII, Sections 10(D)(2)(e), 10.2, and 10.5(B) and (C) of the Constitution of Louisiana, relative to the Wetlands Conservation and Restoration Fund; to change the name of the fund to the Coastal Protection and Restoration Fund; to provide relative to deposits and uses of the fund; to provide relative to certain federal revenues received by the state generated from Outer Continental Shelf oil and gas activity; to provide for the depositing and crediting of such monies into the fund, and for the uses of such federal revenues; to provide for submission of the proposed amendment to the electors; and to provide for related matters.

Read by title.

Motion

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

Suspension of the Rules

On motion of Rep. Pinac, 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.

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Hebert to Engrossed House Bill No. 156 by Representative Alario

AMENDMENT NO. 1

On page 8, between lines 16 and 17, insert the following:

"Section 8. Notwithstanding any provision of law to the contrary, the commissioner of administration is authorized and directed to freeze the awarding and execution of contracts and the"
expenditure of State General Fund (Direct) appropriations contained in Act 26 of the 2005 Regular Session of the Legislature of Louisiana, after the effective date of this Act."

AMENDMENT NO. 2
On page 8, line 17, change "Section 8" to "Section 9"

AMENDMENT NO. 3
On page 8, line 21, change "Section 9" to "Section 10"

AMENDMENT NO. 4
On page 8, line 25, change "Section 10" to "Section 11"

On motion of Rep. Hebert, the amendments were withdrawn.

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

HOUSE FLOOR AMENDMENTS
Amendments proposed by Representative Triche to Engrossed House Bill No. 156 by Representative Alario

AMENDMENT NO. 1
On page 7, between lines 23 and 24, insert the following:

"Section 4.C. The sum of Ten Million and No/100 ($10,000,000.00) Dollars is hereby appropriated out of the State General Fund by Statutory Dedications from the Higher Education Initiatives Fund for Fiscal Year 2005-2006 to the Board of Regents, 19-671, for the provision of performance incentives in support of institutional efforts to achieve the goals and objectives of the Master Plan for Postsecondary Education and for continued growth and development of community and technical colleges and learning centers. Such monies shall be allocated by the Board of Regents, which shall submit the proposed allocation of same to the Commissioner of Administration for approval, and thereafter to the Joint Legislative Committee on the Budget for review, amendment, and final approval or rejection prior to any distribution of funds. Further, in the determination of the amount of each institution's allocation, the existence of other appropriations in this fiscal year for the benefit of a specific institution shall not be a factor in the determination of that institution's allocation from monies appropriated herein. The appropriation contained in this Subsection shall supersede any existing appropriations from the Higher Education Initiatives Fund to the Board of Regents for purposes of provision of performance incentives in support of institutional efforts to achieve the goals and objectives of the Master Plan for Postsecondary Education and for continued growth and development of community and technical colleges and learning centers, which existing appropriations shall be null, void, and of no effect on the effective date of this Act."

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

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

HOUSE FLOOR AMENDMENTS
Amendments proposed by Representative Jackson to Engrossed House Bill No. 156 by Representative Alario

AMENDMENT NO. 2
On page 8, at the beginning of line 17, change "Section 8." to "Section 7."

AMENDMENT NO. 3
On page 8, at the beginning of line 21, change "Section 9." to "Section 8."

AMENDMENT NO. 4
On page 8, beginning of line 25, change "Section 10." to "Section 9."

Rep. Jackson moved the adoption of the amendments.


By a vote of 30 yeas and 68 nays, the amendments were rejected.

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

HOUSE FLOOR AMENDMENTS
Amendments proposed by Representative Glover to Engrossed House Bill No. 156 by Representative Alario

AMENDMENT NO. 1
On page 2, line 4, change "$320,444" to "$345,044"

AMENDMENT NO. 2
On page 2, line 16, change "$750,000" to "$775,000"

AMENDMENT NO. 3
On page 2, at the beginning of line 25, change "$26,942" to "$51,942"

AMENDMENT NO. 4
On page 2, between lines 23 and 24 insert the following:

"Section 4.D. The sum of Eight Hundred Eighty-four Thousand and No/100 ($884,000.00) Dollars is hereby appropriated from the State General Fund (Direct) for Fiscal Year 2005-2006 to 19-653 Special Schools and Commissions - School for the Deaf to be used for operations."

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

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

HOUSE FLOOR AMENDMENTS
Amendments proposed by Representative Triche to Engrossed House Bill No. 156 by Representative Alario

AMENDMENT NO. 1
On page 2, line 33, change "$500,000" to "$1,384,000"

AMENDMENT NO. 2
On page 7, between lines 23 and 24 insert the following:

"Section 4.D. The sum of Eight Hundred Eighty-four Thousand and No/100 ($884,000.00) Dollars is hereby appropriated for Fiscal Year 2005-2006 from the State General Fund (Direct) to 19-653 Special Schools and Commissions - School for the Deaf to be used for operations."

Rep. Triche moved the adoption of the amendments.

By a vote of 57 yeas and 41 nays, the amendments were adopted.

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Richmond to Engrossed House Bill No. 156 by Representative Alario

**AMENDMENT NO. 1**

On page 8, between lines 24 and 25, insert the following:

"Section 11. There is hereby established a special fund within the state treasury to be known as the "Louisiana Housing Relief Fund", hereinafter the "fund". Monies in the fund may be appropriated to the Louisiana Housing Finance Agency for purposes of creating a housing program to provide decent, safe affordable housing in the areas affected by Hurricanes Katrina and Rita. Monies in the fund shall be invested by the state treasurer in the same manner as those in the state general fund, and earnings on investment shall be deposited into the fund. The Louisiana Housing Finance Agency from its surplus fund shall transfer to the state for deposit into the fund the sum of thirty-five million dollars or so much thereof as may be available."

**AMENDMENT NO. 2**

On page 8, line 25, change "Section 10" to "Section 12"

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

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Bruneau to Engrossed House Bill No. 156 by Representative Alario

**AMENDMENT NO. 1**

On page 8, line 17, after "Section 8." insert "A."

**AMENDMENT NO. 2**

On page 8, between lines 20 and 21, insert the following:

"Section 8.B. The legislature hereby recognizes the intention of the Louisiana Senate thereof as represented by the Honorable Donald E. Hines, M.D., President, to reduce its expenditures during Fiscal Year 2005-2006 so as to produce a savings to the state of Louisiana of $"

On motion of Rep. Bruneau, the amendments were withdrawn.

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representatives Hunter, Glover, E. Guillory, Jackson, Gray, and Jefferson to Engrossed House Bill No. 156 by Representative Alario

**AMENDMENT NO. 1**

On page 3, between 7 and 8, insert the following:

"20-906 District Attorneys and Assistant District Attorneys by $2,098,242."

**AMENDMENT NO. 2**

On page 4, delete lines 15 through 21 in their entirety

**AMENDMENT NO. 3**

On page 5, delete lines 5 through 12 in their entirety

**AMENDMENT NO. 4**

On page 5, line 13, after "appropriations" insert "for the following agencies"

**AMENDMENT NO. 5**

On page 5, line 13, after "appropriations" insert "for the following agencies"

**Department of Economic Development**

05-252 Office of Business Development

Algiers Economic Development Corporation
City of Gretna for economic development initiatives
Economic Freedom Association
Essence Festival
Fishing and other recreational tournaments
Monroe Downtown Development District
New Orleans Idea Village
Northeast Louisiana Economic Alliance
Northwest Louisiana Strategic Council
Ouachita Economic Development
South Louisiana Economic Development Council
City of Zachary for Economic Development Initiatives
Section 2.D. The balances for line item appropriations contained in Act 16 of the 2005 Regular Session of the Legislature for the following agencies of the state and for public and quasi-public entities or agencies other than the state, whether subject to or exempted from Section 18(B) of that Act, which are either unexpended or unencumbered or are not required to satisfy any outstanding unsettled claims, provided that the commissioner is authorized to satisfy such unsettled claims, shall be reduced by ten (10%) percent, provided, however, that for the specific appropriations itemized in Subsections C and E of the respective Subsection shall control and the provisions of this Subsection shall not be applicable.

(1) Executive Department

01-133 Elderly Affairs

(2) Elected Officials

04-141 Office of the Attorney General

04-146 Office of the Lieutenant Governor

(3) Department of Economic Development

05-252 Office of Business Development

(4) Department of Culture, Recreation and Tourism

06-264 Office of State Parks

06-265 Office of Cultural Development

06-267 Office of Tourism

Urban Outdoor Sporting and Fishing Education and Training

(5) Department of Transportation and Development

07-273 Administration

07-276 Engineering and Operations

(6) Department of Public Safety and Corrections

08-420 Office of Motor Vehicles.

(7) Department of Health and Hospitals

09-307 Office of the Secretary

09-326 Office of Public Health

09-330 Office of Mental Health

(8) Department of Social Services

10-370 Office of Community Services

(9) Department of Natural Resources

11-431 Office of the Secretary

(10) Department of Labor

14-474 Office of Workforce Development

(11) Department of Wildlife and Fisheries

16-514 Office of Fisheries

(12) Higher Education

19-671 Board of Regents

19-600 Louisiana State University Board of Supervisors

19-615 Southern University Board of Supervisors

19-649 Louisiana Community and Technical College Board of Supervisors

(13) Other Requirements

20-930 Higher Education

20-945 State Aid to Local Government Entities

Section 2.E. The commissioner of administration is authorized and directed to reduce the State General Fund (Direct) and State General Fund by Statutory Dedications appropriations contained in Act 16 of the 2005 Regular Session of the Legislature for the following agencies in the following amounts:
(1) **Department of Economic Development**

05-252 Office of Business Development

Greater New Orleans Sports Foundation by $225,000.
Ryan Street in Lake Charles for economic development purposes by $100,000.
Southwest Louisiana Partnership for Economic Development by $52,276.
New Orleans Computer Technical Village by $65,000.
Poverty Point Program by $25,000.

(2) **Higher Education**

19-671 Board of Regents

Health Care Workforce Development Initiatives by $100,000.
West Jefferson Learning Center by $100,000.

19-600 Louisiana State University Board of Supervisors - Louisana State University Health Sciences

David Raines Health Center by $25,000.

19-600 Louisiana State University Board of Supervisors UNO Tourism and Hospitality Initiative by $20,000.

(3) **Other Requirements**

20-945 State Aid to Local Government

A Greater New Orleans Service Corporation by $95,000.
Dryades YMCA (School of Commerce) by $45,000.
Dryades YMCA (Youth in Government Civic Education) by $110,000.
Human Assistance Needs and Development Corporation by $37,500.
Old Ursurline Convent in New Orleans by $100,000.
Spring Street Historical Museum in Shreveport by $22,500.
Succor, Inc. by $135,000.
City of Westwego for Historic Sala Avenue by $42,500.

**AMENDMENT NO. 6**

On page 7, delete lines 24 through 30 in their entirety, and on page 8, delete lines 1 through 11 in their entirety.

Rep. Robert Carter asked for and obtained a division of the question.

Rep. Hunter moved adoption of Amendment Nos. 1, 2, 3, and 4.


By a vote of 23 yeas and 78 nays, the amendments were rejected.

Rep. Hunter moved adoption of Amendment No. 5.


By a vote of 25 yeas and 77 nays, the amendment was rejected.


By a vote of 21 yeas and 82 nays, the amendment was rejected.

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Alario to Engrossed House Bill No. 156 by Representative Alario

**AMENDMENT NO. 1**

On page 3, at the beginning of line 12, delete "(1)"

**AMENDMENT NO. 2**

On page 7, line 13, after "2004-2005" and before "designated" delete "and" and insert "as"

**AMENDMENT NO. 3**

On page 8, line 3, after "Fund" and before "by $1,274,319" insert "for Fiscal Year 2005-2006"

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

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

**ROLL CALL**

The roll was called with the following result:

<table>
<thead>
<tr>
<th>YEAS</th>
<th>NAYS</th>
</tr>
</thead>
<tbody>
<tr>
<td>Mr. Speaker Frith Odinet</td>
<td></td>
</tr>
<tr>
<td>Alario Gallot Pierre</td>
<td></td>
</tr>
<tr>
<td>Alexander Geymann Pinac</td>
<td></td>
</tr>
<tr>
<td>Ansardi Glover Pire</td>
<td></td>
</tr>
<tr>
<td>Arnold Gray Powell, M.</td>
<td></td>
</tr>
<tr>
<td>Badon Greene Powell, T.</td>
<td></td>
</tr>
<tr>
<td>Baldone Guillory, E. Quezaire</td>
<td></td>
</tr>
<tr>
<td>Barrow Guillory, M. Richmond</td>
<td></td>
</tr>
<tr>
<td>Baudoin Hammett Ritchie</td>
<td></td>
</tr>
<tr>
<td>Beard Harris Robideaux</td>
<td></td>
</tr>
<tr>
<td>Bowler Hebert Scalise</td>
<td></td>
</tr>
<tr>
<td>Bruce Hill Schneider</td>
<td></td>
</tr>
<tr>
<td>Bruneau Honey Smiley</td>
<td></td>
</tr>
<tr>
<td>Burns Hopkins Smith, G.</td>
<td></td>
</tr>
<tr>
<td>Burrell Hunter Smith, J.D.–50th</td>
<td></td>
</tr>
<tr>
<td>Carter, K. Hutter Smith, J.H.–8th</td>
<td></td>
</tr>
<tr>
<td>Carter, R. Jackson Smith, J.R.–30th</td>
<td></td>
</tr>
<tr>
<td>Cayzayoux Jefferson St. Germain</td>
<td></td>
</tr>
<tr>
<td>Crane Johns Strain</td>
<td></td>
</tr>
<tr>
<td>Cravins Katz Thompson</td>
<td></td>
</tr>
<tr>
<td>Curtis Kennard Toomy</td>
<td></td>
</tr>
<tr>
<td>Damico Kenney Townsend</td>
<td></td>
</tr>
<tr>
<td>Daniel Kleckley Trahan</td>
<td></td>
</tr>
<tr>
<td>Dartez LaBruzzo Tucker</td>
<td></td>
</tr>
<tr>
<td>DeWitt LaFleur Walker</td>
<td></td>
</tr>
<tr>
<td>Doerge LaFonta Waddell</td>
<td></td>
</tr>
<tr>
<td>Dorsey Lambert Walsworth</td>
<td></td>
</tr>
<tr>
<td>Dove Marchand White</td>
<td></td>
</tr>
<tr>
<td>Downs Martiny Winston</td>
<td></td>
</tr>
<tr>
<td>Durand McDonald Wooton</td>
<td></td>
</tr>
<tr>
<td>Erdey McVea Wright</td>
<td></td>
</tr>
<tr>
<td>Famin Montgomery</td>
<td></td>
</tr>
<tr>
<td>Farrar Morrish</td>
<td></td>
</tr>
<tr>
<td>Faucheux Total - 100</td>
<td></td>
</tr>
<tr>
<td>Morrell Total - 1</td>
<td></td>
</tr>
<tr>
<td>Total - 100</td>
<td>1</td>
</tr>
</tbody>
</table>
The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

**HOUSE BILL NO. 140**—

**BY REPRESENTATIVES ALARIO, SALTER, DEWITT, DORSEY, AND HAMMETT AND SENATORS HEITMEIER, HINES, AND MOUNT**

An Act

To enact R.S. 39:94(C)(4), relative to the Budget Stabilization Fund; to provide for the balance in the Budget Stabilization Fund; to define total state revenue receipts for purposes of determining the balance in the fund; to provide for an effective date; 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. 140 by Representative Alario

**AMENDMENT NO. 1**

On page 1, line 17, after "Administration" and before the period ". " insert "or other federal sources providing disaster relief assistance".

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

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

**ROLL CALL**

The roll was called with the following result:

<table>
<thead>
<tr>
<th>YEAS</th>
<th>&quot;*&quot;</th>
<th>&quot;*&quot;</th>
<th>&quot;*&quot;</th>
</tr>
</thead>
<tbody>
<tr>
<td>Mr. Speaker</td>
<td>Faucheux</td>
<td>Morrell</td>
<td></td>
</tr>
<tr>
<td>Alario</td>
<td>Frith</td>
<td>Morrish</td>
<td></td>
</tr>
<tr>
<td>Alexander</td>
<td>Gallot</td>
<td>Odinet</td>
<td></td>
</tr>
<tr>
<td>Ansardi</td>
<td>Geymann</td>
<td>Pierre</td>
<td></td>
</tr>
<tr>
<td>Arnold</td>
<td>Glover</td>
<td>Pinac</td>
<td></td>
</tr>
<tr>
<td>Badon</td>
<td>Gray</td>
<td>Pitre</td>
<td></td>
</tr>
<tr>
<td>Baldone</td>
<td>Greene</td>
<td>Powell, M.</td>
<td></td>
</tr>
<tr>
<td>Barrow</td>
<td>Guilory, E.</td>
<td>Powell, T.</td>
<td></td>
</tr>
<tr>
<td>Baudoin</td>
<td>Guilory, M.</td>
<td>Quezaire</td>
<td></td>
</tr>
<tr>
<td>Baylor</td>
<td>Hammett</td>
<td>Richmond</td>
<td></td>
</tr>
<tr>
<td>Beard</td>
<td>Harris</td>
<td>Ritchie</td>
<td></td>
</tr>
<tr>
<td>Bowler</td>
<td>Heaton</td>
<td>Robideaux</td>
<td></td>
</tr>
<tr>
<td>Bruce</td>
<td>Hebert</td>
<td>Romero</td>
<td></td>
</tr>
<tr>
<td>Bruneau</td>
<td>Hill</td>
<td>Scalise</td>
<td></td>
</tr>
<tr>
<td>Burns</td>
<td>Honey</td>
<td>Schneider</td>
<td></td>
</tr>
</tbody>
</table>

| Burrell | Hopkins | Smiley |
| Carter, K. | Hunter | Smith, G. |
| Carter, R. | Hutter | Smith, J.D.–50th |
| Cazayoux | Jackson | Smith, J.H.–8th |
| Crane | Jefferson | Smith, J.R.–30th |
| Cravins | Johns | St. Germain |
| Crowe | Katz | Strain |
| Curtis | Kennard | Thompson |
| Damico | Kenney | Toomy |
| Daniel | Kleckley | Townsend |
| Dartez | LaBranco | Trahan |
| DeWitt | LaFleur | Triche |
| Doerge | LaFonta | Tucker |
| Dorsey | Lambert | Waddell |
| Dove | Lancaster | Walker |
| Downs | Marchand | Walsworth |
| Durand | Martiny | White |
| Erdey | McDonald | Winston |
| Fannin | McVea | Wooton |
| Farrar | Montgomery | Wright |

*Total - 105*

<table>
<thead>
<tr>
<th>NAYS</th>
<th>&quot;*&quot;</th>
<th>&quot;*&quot;</th>
</tr>
</thead>
</table>

Rep. Alario 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. 160**—

**BY REPRESENTATIVE MONTGOMERY**

An Act

To amend and reenact R.S. 49:1053(A), (C)(15) through (17), (D), (E), and (F) and 1054 and to enact R.S. 49:1053(C)(18) through (21), 1054.1, and 1055(D), relative to the Louisiana Geographic Information Systems Council; to provide for membership of the Louisiana Geographic Information Systems Council; to provide for the duties of the Louisiana Geographic Information Systems Council and its staff; to provide for the protection and confidentiality of certain information; and to provide for related matters.

Read by title.

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative McDonald on behalf of the Legislative Bureau to Engrossed House Bill No. 160 by Representative Montgomery

**AMENDMENT NO. 1**

On page 2, line 21, delete "*" and insert "*".

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

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Montgomery to Engrossed House Bill No. 160 by Representative Montgomery
Rep. Montgomery moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

**Suspension of the Rules**

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

**HOUSE BILL NO. 40—**

BY REPRESENTATIVES HAMMETT, MONTGOMERY, PINAC, ARNOLD, CURTIS, DURTEZ, FAUCHEUX, HILL, KENNEY, AND JANE SMITH

AN ACT

To amend and reenact R.S. 47:331(P)(2), relative to the state sales and use tax; to provide a reduction in the rate of the sales tax for sales of natural gas and electricity; to provide for an effective date; and to provide for related matters.

Called from the calendar.

Read by title.

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Hebert to Engrossed House Bill No. 40 by Representative Hammett

**AMENDMENT NO. 1**

On page 1, line 2, change "47:331(P)(2)" to "47:302(R)"

**AMENDMENT NO. 2**

On page 1, line 3, after "electricity" and before the semicolon ";

insert "for certain consumers"

**AMENDMENT NO. 3**

On page 1, line 6, change "47:331(P)(2)" to "47:302(R)"

**AMENDMENT NO. 4**

On page 1, delete lines 7 through 22 in their entirety and insert the following:

"§302. Imposition of tax

R.(1) Notwithstanding any other provision of law to the contrary, including but not limited to any contrary provisions of this Chapter, for the period July 1, 2004 through June 30, 2009, the exemptions to the tax levied pursuant to the provisions of this Section, except for those exemptions provided by R.S. 39:467 and 468, R.S. 47:305(A)(1), (B), (D)(1)(f), (j), (k), (l), (m), (s), and (t), and (G), 305.1, 305.2, 305.3, 305.8, 305.10, 305.14, 305.15, 305.20, 305.25(A)(1) and (2), 305.27, 305.35, 305.46, 305.50, and 305.51, and R.S. 51:1787, shall be inapplicable, inoperable, and of no effect.

(2) Notwithstanding the provisions of Paragraph (1) of this Section, the exemptions for natural gas and electric power or energy shall be applicable, operable, and effective for the period January 1, 2005, through June 30, 2009, for consumers with monthly expenses for natural gas and electric power or energy of ten thousand dollars or less.

"* * *"

Rep. Hebert moved the adoption of the amendments.

By a vote of 10 yeas and 90 nays, the amendments were rejected.

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representatives K. Carter and Hebert to Engrossed House Bill No. 40 by Representative Hammett

**AMENDMENT NO. 1**

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

"Section 3. The provisions of this Act shall not apply to refining as defined in the North American Industry Classification System Code 32411."

**AMENDMENT NO. 2**

On page 2, line 3, change "Section 3." to "Section 4."


By a vote of 22 yeas and 77 nays, the amendments were rejected.

Rep. Hammett moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. Speaker Frith Fannin Morrell
Alario Frith Frith Fannin
Alexander Gallot Fannin
Ansardi Geymann Fannin
Arnold Glover Fannin
Badon Gray Fannin
Baldone Greene Fannin
Barrow Guilory, E. Fannin
Baudoin Guilory, M. Fannin
Baylor Hammett Fowler
Beard Harris Fannin
Bower Heaton Fannin
Bruce Hebert Fannin
Bruneau Hill Fannin
Burns Honey Fannin
Burrell Hopkins Fannin
Carter, K. Hunter Fannin
Carter, R. Hutter Fannin
Cazayoux Jackson Fannin
Crane Jefferson Fannin
Cravins Johns Fannin
Crowe Katz Fannin
Curtis Kennard Fannin
Damico Kenney Fannin
Daniel Kleckley Fannin
Dartez LaBruzio Fannin
DeWitt LaFleur Fannin
Doerge LaFonta Fannin
Dorsey Lambert Fannin
Dove Lancaster Fannin
Downs Marchad Fannin
Durand Martiny Fannin
Erdey McDonald Fannin
Fannin McVeah Fannin
Farrar Montgomery Fannin

Total - 104

**NAYS**

Romero

Total - 0

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

**HOUSE BILL NO. 39—**

BY REPRESENTATIVES HAMMETT, PINAC, ARNOLD, BALDONE, DARTEZ, FARRAR, FAUCHEUX, HEATON, HILL, KENNEY, LAMBERT, MONTGOMERY, SCALISE, JANE SMITH, AND TOWNSEND

AN ACT

To enact 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 or repaired 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 expiration date for the Act; and to provide for related matters.

Called from the calendar.

Read by title.

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Morrish to Engrossed House Bill No. 39 by Representative Hammett

**AMENDMENT NO. 1**

On page 2, line 7, after "Rita" insert a period "." and delete the remainder of the line

**AMENDMENT NO. 2**

On page 2, delete line 8 in its entirety

Rep. Morrish moved the adoption of the amendments.


By a vote of 65 yeas and 34 nays, the amendments were adopted.

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representatives K. Carter and Hebert to Engrossed House Bill No. 39 by Representative Hammett
AMENDMENT NO. 1
On page 2, between lines 24 and 25, insert the following:

"Section 2. The provisions of this Act shall not apply to refining as defined in the North American Industry Classification System Code 32411."

AMENDMENT NO. 2
On page 2, line 25, change "Section 2." to "Section 3."


By a vote of 25 yeas and 76 nays, the amendments were rejected.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker Faucheux Morrish
Alario Frith Odinet
Alexander Gallot Pierre
Ansardi Geymann Pinac
Arnold Glover Pitre
Badon Gray Powell, M.
Baldone Greene Powell, T.
Barrow Guillory, E. Quezaire
Baudoin Guillory, M. Richmond
Bayor Hammett Ritchie
Beard Harris Robideaux
Bowler Heaton Scalise
Bruce Hebert Schneider
Bruneau Hill Smiley
Burns Honey Smith, G.
Burrell Hopkins Smith, J.D.–50th
Carter, K. Hunter Smith, J.H.–8th
Carter, R. Hutter Smith, J.R.–30th
Cazayoux Jackson St. Germain
Crane Jefferson Strain
Cravins Johns Thompson
Crowe Katz Toomy
Curtis Kennard Townsend
Damico Kenney Trahan
Daniel Kleckley Triche
Dartez LaBruzzo Tucker
DeWitt LaFleur Waddell
Doerge LaFonta Walker
Dorsey Lambert Walsworth
Dove Lancaster White
Downs Martiny Winston
Durand McDonald Wooton
Erdey McVea Wright
Fannin Montgomery
Farrar Morrell
Total - 103

NAYS

Marchand
Total - 1

ABSENT

Romero
Total - 1

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Hammett 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. 24—
BY REPRESENTATIVES HAMMETT, SALTER, ALARIO, DORSEY, PINAC, ARNOLD, BALDONE, BRUNEAU, DARTEZ, FARRAR, FAUCHEUX, HEATON, HILL, KENNEY, MONTGOMERY, ODINET, ROBIDEAUX, SCALISE, SCHNEIDER, JANE, SMITH, TOWNSEND, AND WHITE

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.

Called from the calendar.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representatives Hammett and Odinet to Engrossed House Bill No. 24 by Representative Hammett

AMENDMENT NO. 1
On page 1, line 5, after "credits" and before the semicolon,";" insert "and deductions"

AMENDMENT NO. 2
On page 2, delete lines 10 through 12, and insert:

"(b)(i) Beginning for taxable years beginning in 2005, the federal income tax liability shall be increased by all of the following:

(aa) Any federal income tax credits determined by the secretary to be disaster relief credits granted for the Hurricane Katrina or Hurricane Rita presidential disaster areas.

(bb) The amount by which an individual's federal income tax due to the United States for the taxable period was decreased as a result of claiming a deduction for casualty losses if the secretary determines that such loss was incurred as a result of Hurricane Katrina or Rita in a presidential disaster area.

(ii) Any determination to be made by the secretary as provided for in this Subparagraph shall be made in accordance with rules and regulations promulgated by the secretary and approved by the Senate Revenue and Fiscal Affairs Committee and the House Committee on Ways and Means meeting jointly.

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker Faucheux Morrish
Alario Frith Odinet
Alexander Gallot Pierre
Ansardi Geymann Pinac
Arnold Glover Pitre
Total - 103
The Chair declared the above bill was finally passed. The title of the above bill was read and adopted. Rep. Hammett 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. 41—**

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.

Called from the calendar.

Read by title.

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Hammett to Engrossed House Bill No. 41 by Representative Hammett

**AMENDMENT NO. 1**

On page 2, line 9, after "revenue" and before "for" insert "derived in the state"

**AMENDMENT NO. 2**

On page 2, at the end of line 10, change "a" to "one or more"

**AMENDMENT NO. 3**

On page 2, at the end of line 12, change "Area" to "Areas"

**AMENDMENT NO. 4**

On page 2, line 13, after "assets" and before "were" insert "in the state"

**AMENDMENT NO. 5**

On page 2, line 14, after "in" and before "Hurricane" change "a" to "one or more"

**AMENDMENT NO. 6**

On page 2, line 15, change "Area" to "Areas"

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

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Katz to Engrossed House Bill No. 41 by Representative Hammett

**AMENDMENT NO. 1**

On page 2, delete lines 5 through 21 in their entirety and insert the following:

“(2) For taxable periods beginning after August 28, 2005, and ending before August 28, 2007, the computation of taxable capital shall not include borrowed capital.”

**Point of Order**

Rep. Jack Smith asked for a ruling from the Chair as to whether the above amendments were germane to the subject matter contained in the bill as introduced.

**Ruling of the Chair**

The Chair ruled that the above amendments were germane to the subject matter contained in the bill as introduced. Rep. Katz moved the adoption of the amendments. Rep. Hammett objected.

By a vote of 43 yeas and 53 nays, the amendments were rejected.
Rep. LaFonta sent up floor amendments which were read as follows:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative LaFonta to Engrossed House Bill No. 41 by Representative Hammett

AMENDMENT NO. 1

On page 2, between lines 22 and 23, insert the following:

"Section 2. The provisions of this Act shall apply to any corporation, including but not limited to, Terry Bradshaw and Associates, which may borrow capital for the purposes of purchasing any National Football League (NFL) franchise team, which said incurred debt is to be used to revitalize a Hurricane Katrina or Rita Federal Emergency Management Agency Individual Assistance Area.

Section 3. The provisions of this Act shall not be used to benefit the current owner of the New Orleans Saints professional football team or any relatives thereof."

AMENDMENT NO. 2

On page 2, line 23, change "Section 2." to "Section 4."

Rep. LaFonta moved the adoption of the amendments.


By a vote of 43 yeas and 55 nays, the amendments were rejected.

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

ROLL CALL

The roll was called with the following result:

YEAS

<table>
<thead>
<tr>
<th>Mr. Speaker</th>
<th>Faucheux</th>
<th>Morrell</th>
</tr>
</thead>
<tbody>
<tr>
<td>Alario</td>
<td>Frith</td>
<td>Morrish</td>
</tr>
<tr>
<td>Alexander</td>
<td>Gallot</td>
<td>Odinet</td>
</tr>
<tr>
<td>Ansardi</td>
<td>Geymann</td>
<td>Pierre</td>
</tr>
<tr>
<td>Arnold</td>
<td>Glover</td>
<td>Pinac</td>
</tr>
<tr>
<td>Badon</td>
<td>Gray</td>
<td>Pitre</td>
</tr>
<tr>
<td>Baldone</td>
<td>Greene</td>
<td>Powell, M.</td>
</tr>
<tr>
<td>Barrow</td>
<td>Guillory, E.</td>
<td>Powell, T.</td>
</tr>
<tr>
<td>Baudoin</td>
<td>Guillory, M.</td>
<td>Quezaire</td>
</tr>
<tr>
<td>Baylor</td>
<td>Hammett</td>
<td>Richmond</td>
</tr>
<tr>
<td>Beard</td>
<td>Harris</td>
<td>Ritchie</td>
</tr>
<tr>
<td>Bowler</td>
<td>Heaton</td>
<td>Robideaux</td>
</tr>
<tr>
<td>Bruce</td>
<td>Hebert</td>
<td>Romero</td>
</tr>
<tr>
<td>Bruneau</td>
<td>Hill</td>
<td>Scalise</td>
</tr>
<tr>
<td>Burns</td>
<td>Honey</td>
<td>Schneider</td>
</tr>
<tr>
<td>Burrell</td>
<td>Hopkins</td>
<td>Smiley</td>
</tr>
<tr>
<td>Carter, K.</td>
<td>Hunter</td>
<td>Smith, G.</td>
</tr>
<tr>
<td>Carter, R.</td>
<td>Hutter</td>
<td>Smith, J.D.–50th</td>
</tr>
<tr>
<td>Cazayoux</td>
<td>Jackson</td>
<td>Smith, J.H.–8th</td>
</tr>
<tr>
<td>Crane</td>
<td>Jefferson</td>
<td>Smith, J.R.–30th</td>
</tr>
<tr>
<td>Cravings</td>
<td>Johns</td>
<td>St. German</td>
</tr>
<tr>
<td>Crowe</td>
<td>Katz</td>
<td>Strain</td>
</tr>
<tr>
<td>Curtis</td>
<td>Kennard</td>
<td>Thompson</td>
</tr>
<tr>
<td>Damico</td>
<td>Kenney</td>
<td>Toomy</td>
</tr>
<tr>
<td>Daniel</td>
<td>Kleckley</td>
<td>Townsend</td>
</tr>
<tr>
<td>Dartez</td>
<td>LaBruzzo</td>
<td>Trahan</td>
</tr>
<tr>
<td>DeWitt</td>
<td>LaFleur</td>
<td>Triche</td>
</tr>
<tr>
<td>Doerge</td>
<td>LaFonta</td>
<td>Tucker</td>
</tr>
<tr>
<td>Dorsey</td>
<td>Lambert</td>
<td>Waddell</td>
</tr>
</tbody>
</table>

NAYS

<table>
<thead>
<tr>
<th>Dove</th>
<th>Lancaster</th>
<th>Walker</th>
</tr>
</thead>
<tbody>
<tr>
<td>Downs</td>
<td>Marchand</td>
<td>Walsworth</td>
</tr>
<tr>
<td>Durand</td>
<td>Martiny</td>
<td>White</td>
</tr>
<tr>
<td>Erdey</td>
<td>McDonald</td>
<td>Winston</td>
</tr>
<tr>
<td>Fannin</td>
<td>McVeA</td>
<td>Wooton</td>
</tr>
<tr>
<td>Farrar</td>
<td>Montgomery</td>
<td>Wright</td>
</tr>
</tbody>
</table>

Total - 105

Total - 0

ABSENT

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

HOUSE BILL NO. 42—

BY REPRESENTATIVES MONTGOMERY, ARNOLD, ALARIO, BALDONE, DARTEZ, DEWITT, DORSEY, FARRAR, FAUCHEUX, HAMMETT, HEATON, HILL, KENNEDY, LABRUZZO, ODINET, ANSARDI, SALTER, SCALISE, JANE, SMITH, TOWNSEND, BADON, BARROW, BAYLOR, BEARD, BOWLER, BRUCE, BRUNEAU, BURRELL, K. CARTER, R. CARTER, CAZAYOUX, CRANE, CRAVINS, CROWE, CURTIS, DAMICO, DANIEL, DOERGE, DOVE, DOWNS, DURAND, ERDEY, FANNIN, FRITH, GALLOW, GEYMANN, GLOVER, GRAY, GREENE, E. GUILLODY, M. GUILLODY, HARRIS, HEBERT, HONEY, HOPKINS, HUNTER, HUTTER, JACKSON, JEFFERSON, JOHNS, KATZ, KENNARD, KLECKLEY, LAFOANTA, LANCASTER, MARCHAND, MARTIN, MCDONALD, MCEVA, MORELL, MORRIS, PIERRE, PINAC, PITRE, M. POWELL, T. POWELL, QUEZAIRE, RICHMOND, RITCHIE, ROBIDEAUX, SCHNEIDER, SMILEY, GARY, SMITH, JACK, SMITH, JOHN SMITH, ST. GERMAIN, STRAIN, THOMPSON, TRAHAN, TRICKE, TUCKER, WADDELL, WALKER, WALSWORTH, WHITE, WOOTON, AND WRIGHT AND SENATORS HEITMEIER, HINES, AND MOUNT

AN ACT

To enact R.S. 47:305.54, relative to the state sales and use tax; to enact the 2005 Louisiana Sales Tax Holiday Act; to provide that the state sales and use tax shall not apply to consumer purchases of tangible personal property for non-business use on a certain date from certain selling dealers; to provide restrictions on the types and cost of purchases that are eligible for exemption; to provide for an effective date; and to provide for related matters.

Called from the calendar.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Hebert to Engrossed House Bill No. 42 by Representative Montgomery

AMENDMENT NO. 1

On page 1, line 4, after "property" and before "on" delete "for non-business use"

AMENDMENT NO. 2

On page 1, line 15, after "property" and before "that" delete "for non-business use"
AMENDMENT NO. 3
On page 1, line 19, after "unit" delete the remainder of the line.

AMENDMENT NO. 4
On page 2, at the beginning of line 1, delete "trade, business, or profession".

Point of Order
Rep. DeWitt asked for a ruling from the Chair as to whether the object of the above bill is within the listing of objects contained in the governor's proclamation for this extraordinary session.

Ruling of the Chair
The Chair ruled that the object of the above bill was within the listing of objects contained in the governor's proclamation for this extraordinary session.

Rep. Hebert moved the adoption of the amendments.
By a vote of 58 yeas and 39 nays, the amendments were adopted.

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

HOUSE FLOOR AMENDMENTS
Amendments proposed by Representative Daniel to Engrossed House Bill No. 42 by Representative Montgomery

AMENDMENT NO. 1
On page 3, delete lines 11 through 14 in their entirety.

Rep. Daniel moved the adoption of the amendments.
By a vote of 56 yeas and 42 nays, the amendments were adopted.

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

HOUSE FLOOR AMENDMENTS
Amendments proposed by Representative Richmond to Engrossed House Bill No. 42 by Representative Montgomery

AMENDMENT NO. 1
On page 1, at the end of line 16, insert the following:
"Beginning in calendar year 2006, and every year thereafter, the sales tax levied by the state of Louisiana and its political subdivision whose boundaries are coterminous of those of the state shall not apply to consumer purchases of tangible personal property for non-business use that occur on the first weekend of August."

Rep. Richmond moved the adoption of the amendments.

By a vote of 83 yeas and 9 nays, the amendments were adopted.
Rep. Montgomery moved the final passage of the bill, amended.

ROLL CALL
The roll was called with the following result:

YEAS
Mr. Speaker Frith Morrell
Alario Gallot Morrell
Alexander Geymann Odinet
Ansardi Glover Pierre
Arnold Gray Pinac
Badon Greene Pitre
Baldone Guillory, E.
Barrow Guillory, M.
Baudoin Hammett Quezaire
Bayor Harris Richmond
Beard Heaton Ritchie
Bowler Hebert Robideaux
Bruce Hill Romero
Bruneau Honey Scalise
Burns Hopkins Schneider
Burrell Hunter Smith
Carter, K. Hutter Smith, G.
Carter, R. Jackson Smith, J.H.–8th
Cazayoux Jefferson Smith, J.R.–30th
Crane Johns Stratton
Cravins Katz St. Germain
Curtis Kennard Strain
Damico Kenney Thompson
Daniel Kleckley Townsend
DeWitt LaFleur Trahan
Doerge LaFonta Trich
Dorsey Lambert Tucker
Dove Lancaster Waddell
Downs Marchand Walker
Durand Martiny Walsworth
Erdey McDonald White
Farrar McDonald Winston
Faucheux Montgomery Wooton

Total - 102

NAYS
Fannin Toomy

Total - 2

ABSENT
Crowe

Total - 1

The Chair declared the above bill was finally passed.
The title of the above bill was read and adopted.
Rep. Montgomery moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

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. 8—
BY SENATOR MURRAY
AN ACT
To enact R.S. 45:859, relative to utilities; to provide that restoration and rebuilding of certain utilities is a valid public purpose; and to provide for related matters.

Rep. Bruneau moved the final passage of the bill.

ROLL CALL
The roll was called with the following result:
YEAS
Mr. Speaker Faucheux Morrell
Alario Frith Morrish
Alexander Gallot Odinet
Arnold Geymann Pierre
Badon Glover Pitre
Baldone Gray Powell, M.
Bauhoin Greene Powell, T.
Baylor Guillory, E. Quezaire
Beard Guillory, M. Richmond
Bowlor Hammett Ritchie
Bruce Heaton Robideaux
Bruneau Hebert Romero
Burns Hill Scalise
Burrell Honey Schneider
Carter, K. Hopkins Smiley
Carter, R. Hunter Smith, G.
Cazayoux Jefferson Smith, J.D.–50th
Crane Johns Smith, J.R.–30th
Crowe Katz Strain
Curis Kenney Toomy
Damico Kennard Townsend
Daniel Kleckley Trahan
Dartez LaBruzio Triche
DeWitt LaFleur Tucker
Dorsey LaFonta Waddell
Dove Lambert Walsworth
Downs Marchand White
Durand McDonald Wright
Erdey McVea Wooton
Fannin Montgomery Wright
Farrar Faucheux Morrell

Total - 102

NAYS

Total - 0

ABSENT

Ansardi Martiny White

Total - 3

The Chair declared the above bill was finally passed.

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

SENATE BILL NO. 10—
BY SENATORS NEVERS AND MURRAY
AN ACT
To enact R.S. 23:1474(J), relative to unemployment compensation; to provide with respect to the maximum amount of wages on which contribution rates are assessed; to suspend the application of reductions in weekly benefit amounts payable to claimants; to provide for the state unemployment trust fund; and to provide for related matters.

Read by title.

Rep. Hunter moved the final passage of the bill.

ROLL CALL
The roll was called with the following result:
YEAS

Mr. Speaker Frith Odinet
Alario Gallot Pierre
Alexander Geymann Pinac
Arnold Glover Pitre
Badon Greene Powell, M.
Baldone Greene Powell, T.
Barrow Guillory, E. Quezaire
Baylor Guillory, M. Richmond
Beard Hammett Ritchie
Bowlor Harris Robideaux
Bruce Heaton Romero
Bruneau Hill Scalise
Burns Honey Schneider
Burrell Hopkins Smith, G.
Carter, K. Johns St. Germain
Carter, R. Hunter Smith, J.D.–50th
Cazayoux Jefferson Smith, J.H.–8th
Crane Johns Smith, J.R.–30th
Cravins Katz Strain
Crowe Curtis Smith, J.H.–8th
Damico Daniel Thoman
Dartez Jefferson Townsend
DeWitt LaBruzio Trahan
Doerge LaFleur Tucker
Dorsey LaFonta Waddell
Dove Lambert Walsworth
Downs Marchand White
Durand McDonald Wright
Erdey McVea Wooton
Fannin Montgomery Wright
Farrar Faucheux Morrell

Total - 103

NAYS

Total - 0

ABSENT

Ansardi Martiny

Total - 2

The Chair declared the above bill was finally passed.

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

Petitions, Memorials and Communications

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

Message from the Senate

SENATE BILLS
November 15, 2005

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. 4 and 89

Respectfully submitted,
GLENN A. KOEPP
Secretary of the Senate

Suspension of the Rules

On motion of Rep. Marchand, 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. 4—**
BY SENATORS SCHEDLER AND DUPRE
AN ACT
To amend and reenact R.S. 39:1410.60(A), relative to certain governmental entities; to provide for an extension of time for preparation of certain financial documents in the event of a gubernatorial declared disaster or emergency; and to provide for related matters.

Read by title.

**SENATE BILL NO. 89—**
BY SENATOR JONES
AN ACT
To enact R.S. 18:401.3, relative to holding certain elections; to provide for elections impaired as a result of a gubernatorially declared disaster or emergency; to provide for procedures for voter registration, early voting, absentee voting by mail, and election day voting; to provide for compliance with the Voting Rights Act of 1965, and to provide for related matters.

Read by title.

Message from the Senate

**HOUSE BILLS**

November 15, 2005

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. 84
Returned without amendments

House Bill No. 94
Returned without amendments

House Bill No. 95
Returned without amendments

House Bill No. 96
Returned without amendments

Respectfully submitted,
GLENN A. KOEPP
Secretary of the Senate

Message from the Senate

**ASKING CONCURRENCE IN SENATE CONCURRENT RESOLUTIONS**

November 15, 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 Nos. 16, 18, 23, 24, and 26

Respectfully submitted,
GLENN A. KOEPP
Secretary of the Senate

Introduction of Resolutions, House and House Concurrent

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

**HOUSE RESOLUTION NO. 10—**
BY REPRESENTATIVE HONEY
A RESOLUTION
To commend Reverend Gardner C. Taylor and to welcome him to Louisiana.

Read by title.

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

**HOUSE CONCURRENT RESOLUTION NO. 46—**
BY REPRESENTATIVE HEBERT
A CONCURRENT RESOLUTION
To urge and request the State Bond Commission to rescind the lines of credit granted at its October 20, 2005, meeting.

Read by title.

On motion of Rep. Hebert, and under a suspension of the rules, the above resolution was referred to the Committee on Ways and Means, under the rules.

**HOUSE CONCURRENT RESOLUTION NO. 47—**
BY REPRESENTATIVE LAFONTA
A CONCURRENT RESOLUTION
To urge and request congress to encourage the banking industry to assist senior citizens and disabled persons without identification due to Hurricanes Katrina and Rita with negotiating their Social Security Supplemental Security Income checks.

Read by title.

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

Ordered to the Senate.

**HOUSE CONCURRENT RESOLUTION NO. 48—**
BY REPRESENTATIVE WALKER
A CONCURRENT RESOLUTION
To commend and express support for Louisiana: Vision 2020.

Read by title.

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

Ordered to the Senate.
Introduction of House Bills and Joint Resolutions

The following named members introduced the following entitled House Bills and Joint Resolutions which were read the first time by their titles and placed upon the calendar for their second reading and, under a suspension of the rules, were referred to committee as follows:

**HOUSE BILL NO. 165—**
BY REPRESENTATIVE FRITH
AN ACT
To enact R.S. 40:2007.1 and 2116(J) and R.S. 46:437.11(F), relative to the licensure of health care providers; to provide relative to health care services in areas affected by declarations of emergency or disaster; to provide relative to the interruption of health care services; to provide relative to replacement and repair of health care facilities in certain areas; to provide relative to facility need review approvals for certain health care providers; to provide for licensure and facility need review; to provide relative to the termination of provider agreements; and to provide for related matters.

Read by title.

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

**HOUSE BILL NO. 166—**
BY REPRESENTATIVES ROBIDEAUX AND FRITH AND SENATORS MICHOT AND N. GAUTREAUX
AN ACT
To enact R.S. 49:213.11, relative to hurricane protection and coastal conservation; to authorize a hurricane protection feasibility study; to authorize and provide for the development and implementation of an intracoastal protection highway; to provide definitions, powers, and duties; and to provide for related matters.

Read by title.

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

Privileged Report of the Committee on Enrollment

November 15, 2005

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. 4—**
BY REPRESENTATIVE HUTTER
A CONCURRENT RESOLUTION
To memorialize the United States Congress to take such actions as are necessary to create a national wind insurance program to be combined with the National Flood Insurance Program in order to create a national catastrophe insurance program.

**HOUSE CONCURRENT RESOLUTION NO. 12—**
BY REPRESENTATIVES BRUNEAU, BRUCE, CROWE, DOERGE, FRITH, KLECKLEY, LAFONTA, PINAC, T. POWELL, RITCHIE, STRAIN, TRAHAN, WADDELL, WHITE, ALARIO, ALEXANDER, ANSARDI, BADON, BALDINO, BAUDOIN, BEARD, BOWLER, BURRELL, K. CARTER, R. CARTER, CRANE, CURTIS, DAMICO, DANIEL, DARTIEZ, DEWITT, DURAND, ERDEY, FANNIN, FAUCHEUX, GLOVER, GREENE, E. GUILLOY, M. GUILLOY, HAMMETT, HARRIS, HEATON, HEBERT, HONEY, HOPKINS, HUNTER, HUTTER, JOHNS, KATZ, KENNEY, LABRUZZO, LAMBERT, LANCASTER, MARCHAND, MARTINY, MCDONALD, MCVEA, MONTGOMERY, MORRISH, ODINET, PIERRE, PITRE, M. POWELL, QUEZAIRE, RICHMOND, ROMERO, SALTER, SCALISE, SCHNEIDER, SMILEY, GARY SMITH, JACK SMITH, JANE SMITH, JOHN SMITH, T. SMITH, GERMAIN, THOMPSON, TOWNSEND, TRICHE, TUCKER, WALKER, WALSWORTH, WINSTON, AND WOOTON
A CONCURRENT RESOLUTION
To urge and request the Office of Financial Institutions, the Federal Deposit Insurance Corporation, and the federal Office of the Comptroller of the Currency to provide flexibility for the modification of loan terms for entities and persons affected by Hurricanes Rita and Katrina.

**HOUSE CONCURRENT RESOLUTION NO. 13—**
BY REPRESENTATIVES JEFFERSON AND DORSEY
A CONCURRENT RESOLUTION
To urge and request the State Board of Elementary and Secondary Education to develop and implement an age, grade, and geographically appropriate curriculum for disaster awareness education in all city, parish, and other local public school systems.

**HOUSE CONCURRENT RESOLUTION NO. 15—**
BY REPRESENTATIVE SCHNEIDER
A CONCURRENT RESOLUTION
To memorialize the United States Congress to take such actions as are necessary to grant for distributions from DROP accounts to active state and local government employees who are members of public retirement systems similar tax relief as that provided to members of qualified retirement plans by the Katrina Emergency Tax Relief Act of 2005 and to permit such distributions from tax-qualified plans.

**HOUSE CONCURRENT RESOLUTION NO. 23—**
BY REPRESENTATIVES K. CARTER, ERDEY, FAUCHEUX, HARRIS, HEBERT, KLECKLEY, SCALISE, GARY SMITH, TOOMY, AND WALSWORTH
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.

**HOUSE CONCURRENT RESOLUTION NO. 24—**
BY REPRESENTATIVES K. CARTER, BOWLER, ERDEY, FAUCHEUX, HEBERT, GARY SMITH, AND TOOMY
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.

**HOUSE CONCURRENT RESOLUTION NO. 25—**
BY REPRESENTATIVE DORSEY
A CONCURRENT RESOLUTION
To urge and request 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.

**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 grant to victims of Hurricane Rita similar tax relief as that provided by the Katrina Emergency Tax Relief Act of 2005 and to include distributions from DROP accounts to members of qualified retirement plans.

**HOUSE CONCURRENT RESOLUTION NO. 28—**
BY REPRESENTATIVE SCHNEIDER
A CONCURRENT RESOLUTION
To urge and request the Office of Financial Institutions, the Federal Deposit Insurance Corporation, and the federal Office of the Comptroller of the Currency to provide flexibility for the modification of loan terms for entities and persons affected by Hurricanes Katrina or Rita.
HOUSE CONCURRENT RESOLUTION NO. 31—
BY REPRESENTATIVE GRAY
A CONCURRENT RESOLUTION
To strongly urge and request the Louisiana secretary of state to make every extraordinary effort and to work with other state and federal agencies to contact individuals displaced by Hurricanes Katrina and Rita in order to provide them information relative to their voting rights and how to register to vote and vote in upcoming elections

HOUSE CONCURRENT RESOLUTION NO. 38—
BY REPRESENTATIVE SCALISE
A CONCURRENT RESOLUTION
To memorialize the United States Congress to take such actions as are necessary to require all federal jobs that have been lost or relocated due to Hurricanes Katrina and Rita and their associated funding to be restored as soon as possible.

HOUSE CONCURRENT RESOLUTION NO. 40—
BY REPRESENTATIVE LAFONTA
A CONCURRENT RESOLUTION
To urge and request the Environmental Protection Agency (EPA) to conduct a comprehensive study of the sediment and the air and water quality in Orleans Parish and other parishes affected by Hurricane Katrina.

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. Pierre, the rules were suspended to permit the Committee on Natural Resources to meet and consider the following legislative instruments without giving the notice required by House Rule 14.24(A):

House Bill No. 166

Adjournment

On motion of Rep. Kenney, at 7:50 P.M., the House agreed to adjourn until Wednesday, November 16, 2005, at 2:00 P.M.

The Speaker of the House declared the House adjourned until 2:00 P.M., Wednesday, November 16, 2005.

ALFRED W. SPEER
Clerk of the House