

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

FIFTH DAY'S PROCEEDINGS

**Thirty-first Regular Session of the Legislature
Under the Adoption of the
Constitution of 1974**

House of Representatives
State Capitol
Baton Rouge, Louisiana

Monday, May 2, 2005

The House of Representatives was called to order at 2:00 P.M., by the Honorable Joe R. Salter, Speaker of the House of Representatives.

Morning Hour

ROLL CALL

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

PRESENT

Mr. Speaker	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
Baylor	Hammett	Ritchie
Beard	Heaton	Robideaux
Bowler	Hebert	Romero
Bruce	Hill	Scalise
Bruneau	Honey	Schneider
Burns	Hopkins	Shepherd
Burrell	Hunter	Smiley
Carter, K.	Hutter	Smith, G.
Carter, R.	Jackson	Smith, J.D.—50th
Cazayoux	Jefferson	Smith, J.H.—8th
Crane	Johns	Smith, J.R.—30th
Cravins	Katz	St. Germain
Crowe	Kennard	Strain
Curtis	Kenney	Thompson
Damico	Kleckley	Toomy
Daniel	LaBruzzo	Townsend
Dartez	LaFleur	Trahan
DeWitt	LaFonta	Triche
Doerge	Lambert	Tucker
Dorsey	Lancaster	Waddell
Dove	Marchand	Walker
Downs	Martiny	Walsworth

Durand	McDonald	White
Erdey	McVea	Winston
Fannin	Montgomery	Wooton
Farrar	Morrell	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. Strain 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. Greene, the reading of the Journal was dispensed with.

On motion of Rep. Hopkins, the Journal of April 28, 2005, was adopted.

**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. 15—

BY REPRESENTATIVE QUEZAIRE
A RESOLUTION

To commend Reverend Irving Brown, Jr., in appreciation of his dedicated service to his congregations.

Read by title.

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

HOUSE CONCURRENT RESOLUTION NO. 69—

BY REPRESENTATIVE FRITH AND SENATOR N. GAUTREAUX
A CONCURRENT RESOLUTION

To commend Columbia Gulf Transmission Company upon the occasion of its fiftieth anniversary and for its many contributions to the state and nation.

Read by title.

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

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 70—

BY REPRESENTATIVE CRAVINS
A CONCURRENT RESOLUTION

To commend and recognize the Stroke Task Force, the American Stroke Association, and the office of public health and bureau of emergency medical services of the Department of Health and Hospitals for their work in developing recommendations to improve care for stroke victims.

Read by title.

On motion of Rep. Cravins, 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 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. 254—
BY REPRESENTATIVE RITCHIE
AN ACT

To amend and reenact R.S. 46:1053(D)(2), relative to hospital service districts; to authorize the governing authority of Washington Parish to increase the per diem permitted to the board of commissioners of the Washington Parish Hospital Service District Number One; and to provide for related matters.

Read by title.

HOUSE BILL NO. 363—
BY REPRESENTATIVE ST. GERMAIN
AN ACT

To amend and reenact R.S. 35:191(N), relative to notaries public; to provide for reciprocal notarial authority in the parishes of Iberville, Ascension, East Baton Rouge, East Feliciana, Livingston, Point Coupee, West Baton Rouge, and West Feliciana; and to provide for related matters.

Read by title.

HOUSE BILL NO. 367—
BY REPRESENTATIVE DOVE
AN ACT

To amend and reenact R.S. 11:1732(introductory paragraph), (13), and (14)(a)(ii) and 1902(introductory paragraph), and to enact R.S. 11:1753(C), 1902(12)(e), and 1923(C), relative to membership in the Municipal Employees' Retirement System and the Parochial Employees' Retirement System; to provide for definitions; to provide for membership of employees of certain consolidated city-parish governments in the systems; to allow employees with membership in the parochial system to remain in that system under certain circumstances that would otherwise require membership in the municipal system; to provide for an effective date; and to provide for related matters.

Read by title.

HOUSE BILL NO. 379—
BY REPRESENTATIVE HUTTER
AN ACT

To enact Chapter 17-D of Title 25 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 25:850.1, relative to St. Bernard Parish; to create the St. Bernard Parish Arts, Culture, and Entertainment District; to provide relative to the purpose, governance, powers, and duties of the district; to provide relative to district plans; and to provide for related matters.

Read by title.

HOUSE BILL NO. 380—
BY REPRESENTATIVE ARNOLD
AN ACT

To amend and reenact R.S. 11:266.1(D) and to repeal R.S. 11:266.1(E), relative to investments of state retirement systems; to provide for investments through Louisiana incorporated and domiciled broker-dealers; to remove provisions that discontinue such requirements; and to provide for related matters.

Read by title.

HOUSE BILL NO. 400—
BY REPRESENTATIVE WOOTON
AN ACT

To enact R.S. 33:2740.62, relative to economic development; to authorize the governing authority of Plaquemines Parish to

create an economic development district; to provide relative to the purpose, governance, powers, and duties of the district; to provide relative to district plans; and to provide for related matters.

Read by title.

HOUSE BILL NO. 417—
BY REPRESENTATIVE MARTINY
AN ACT

To amend and reenact R.S. 33:2740.17(C), relative to the city of Kenner; to authorize the council for the city acting as the governing authority of the New Orleans International Airport Sales Tax District to increase the sales and use tax within the district; and to provide for related matters.

Read by title.

HOUSE BILL NO. 426—
BY REPRESENTATIVE WALKER AND SENATOR HINES
AN ACT

To amend and reenact R.S. 33:130.581(A), 130.582(A)(introductory paragraph), 130.583(introductory paragraph), (4), and (5), 130.584(A) and (B)(introductory paragraph) and to enact R.S. 33:130.582(A)(9), (B)(3), and (D) and 130.585, relative to economic development in Avoyelles Parish; to create and provide for the Avoyelles Parish Economic Development District; to provide relative to the powers, duties, governing authority, and advisory board of the district; to provide relative to the Economic Development Board for the Parish of Avoyelles and its advisory board; and to provide for related matters.

Read by title.

HOUSE BILL NO. 480—
BY REPRESENTATIVE ARNOLD
AN ACT

To enact R.S. 47:1925.9, relative to the Board of Assessors for Orleans Parish; to provide for a means of funding for the Board of Assessors for Orleans Parish; to provide for an effective date; and to provide for related matters.

Read by title.

HOUSE BILL NO. 481—
BY REPRESENTATIVE ARNOLD
AN ACT

To amend and reenact R.S. 47:1925.1, 1925.2(A)(1), and 1925.3(A) and to enact R.S. 47:1925.9 and to repeal R.S. 47:1925.2(A)(3), relative to the Board of Assessors for Orleans Parish; to provide for the financing of the Board of Assessors for Orleans Parish; to provide for an effective date; and to provide for related matters.

Read by title.

HOUSE BILL NO. 496—
BY REPRESENTATIVES MCDONALD AND WALSWORTH
AN ACT

To enact Chapter 27-C of Title 33 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 33:9039.51 through 9039.56, relative to the creation of the Northeast Louisiana Film Commission; to create the Northeast Louisiana Film Commission; to provide for the purposes, powers, duties, functions, and responsibilities of the commission; to provide for an executive director; to provide relative to employees, funding, and cooperation with state agencies; 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. 366—
BY REPRESENTATIVE DEWITT

AN ACT

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

Read by title.

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

**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. 12—
BY REPRESENTATIVE JANE SMITH

AN ACT

To enact R.S. 39:1214(C) and (D), relative to invitations to bid for a fiscal agency; to provide that the term of contracts for a fiscal agency with the clerk of court of Bossier Parish may not exceed the term of the clerk; to provide that the term of contracts for a fiscal agency with the clerk of court of Caddo Parish may not exceed the term of the clerk; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Judiciary.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 21—
BY REPRESENTATIVE HILL

AN ACT

To enact R.S. 33:4574.14, relative to the Allen Parish Tourist Commission; to provide for the payment of per diem to members of the commission; to limit the number of meetings for which per diem will be paid; and to provide for related matters.

Read by title.

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 26—
BY REPRESENTATIVE MCVEA

AN ACT

To amend and reenact R.S. 33:1236(55)(c), relative to the fees required to be charged by the clerk of court of East Feliciana

Parish and remitted to the parish governing authority; to specify that the fees shall cover expenses of the office of the clerk; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Judiciary.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 27—
BY REPRESENTATIVE GEYMANN

AN ACT

To amend and reenact R.S. 33:2201(B)(15) and (16), relative to financial security for surviving spouses and children of law enforcement officers; to include constables of justice of the peace courts and their deputies as law enforcement officers for purposes of benefit payments to survivors; to include investigators of the Elections Compliance Unit of the Louisiana Department of State as law enforcement officers for purposes of benefit payments to survivors; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Judiciary.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Judiciary to Original House Bill No. 27 by Representative Geymann

AMENDMENT NO. 1

On page 1, line 2, change "R.S. 33:2201(B)(16)" to "R.S. 33:2201(B)(15) and (16)"

AMENDMENT NO. 2

On page 1, line 5, after "survivors;" and before "and" insert "to include investigators of the Elections Compliance Unit of the Louisiana Department of State as law enforcement officers for purposes of benefit payments to survivors;"

AMENDMENT NO. 3

On page 1, line 7, change "R.S. 33:2201(B)(16) is" to "R.S. 33:2201(B)(15) and (16) are"

AMENDMENT NO. 4

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

"(15) All investigators of the investigation division of the Louisiana Department of Justice and the Elections Compliance Unit of the Louisiana Department of State."

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 64—

BY REPRESENTATIVE DOERGE
AN ACT

To amend and reenact R.S. 25:151(B)(1) and (C) and to enact R.S. 25:151(B)(3), relative to the Webster Parish Library; to provide relative to the disposition of surplus library books; to authorize the library, subject to the approval of its governing board, to sell such books; to provide relative to the disposition of proceeds collected from such sales; to provide relative to the location of such sales; and to provide for related matters.

Read by title.

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 83—

BY REPRESENTATIVE KLECKLEY
AN ACT

To enact R.S. 13:2079.1, relative to the office of the Ward Three marshal of the city court of Lake Charles; to provide for the uses of fees and costs collected in civil matters; to authorize the deposit of these fees and costs into a separate account; to authorize payment of a supplemental salary for deputy marshals from the salary of the marshal; to authorize payment for office expenses and other expenses useful to the conduct of the office; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Judiciary.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 126—

BY REPRESENTATIVE MONTGOMERY
AN ACT

To amend and reenact R.S. 33:1448.1(A), (B)(introductory paragraph), (C)(1) and (2), (D), (E), and (G)(1) and (2), relative to the Bossier Parish Retired Employees Insurance Fund; to provide relative to eligible retired sheriffs and retired deputy sheriffs; to increase the total amount of principal and earnings in the Bossier Parish Retired Employees Insurance Fund; to provide for the limitations on withdrawal and appropriation of monies; to provide for limitations on equity and fixed income investments; to provide for the membership and election of the investment advisory board and the filling of vacancies thereon; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Judiciary.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 129—

BY REPRESENTATIVES MONTGOMERY, M. GUILLORY, AND GALLOT
AN ACT

To enact R.S. 13:1899(L) and to repeal R.S. 13:1899(C) and (K), relative to the assessment of costs in criminal cases in city

courts; to provide for a uniform increase in court costs in criminal matters to fund the offices of marshals and constables of the courts; to repeal provisions providing for varying costs to fund the offices of marshals and constables depending on the individual court; to repeal provisions providing that the additional cost assessed for the marshal shall be used for equipping and maintaining the city jail or if no city jail for defraying the expenses for housing and maintaining prisoners and detainees of the municipality; to provide for the allocation of costs for the city jail in Monroe; and to provide for related matters.

Read by title.

Reported by substitute by the Committee on Judiciary.

The substitute was read by title as follows:

HOUSE BILL NO. 821 (Substitute for House Bill No. 129 by Representative Montgomery)—

BY REPRESENTATIVES MONTGOMERY, GALLOT, M. GUILLORY, ST. GERMAIN, AND WALSWORTH AND SENATOR N. GAUTREAUX
AN ACT

To amend and reenact R.S. 13:1899(C), relative to the assessment of costs in criminal cases in city courts; to provide for a more uniform and in some instances an increase in court costs in criminal matters to fund the offices of marshals and constables of the courts; to provide for an exception, and to provide for related matters.

Read by title.

On motion of Rep. Toomy, the substitute was adopted and became House Bill No. 821 by Rep. Montgomery, on behalf of the Committee on Judiciary, as a substitute for House Bill No. 129 by Rep. Montgomery.

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

HOUSE BILL NO. 185—

BY REPRESENTATIVE FRITH
AN ACT

To enact R.S. 1:55(E)(1)(e), relative to legal holidays for clerks of court in Vermilion Parish; to require the clerk of court of the Fifteenth Judicial District Court and the clerk of court for the City Court of Abbeville in Vermilion Parish to close their offices in observance of the Cattle Festival; to provide for an exception; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Judiciary.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Judiciary to Original House Bill No. 185 by Representative Frith

AMENDMENT NO. 1

On page 1, line 5, after "Festival;" and before "and" insert "to provide for an exception;"

AMENDMENT NO. 2

On page 1, line 16, after "Abbeville" and before the period "." insert a comma "," and add "unless there is an election on the first Saturday in October in Vermilion Parish"

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 205—
BY REPRESENTATIVE JEFFERSON
AN ACT

To enact R.S. 33:9091.9, relative to the Twinbrook Security District; to create and provide with respect to such district, including provisions for the district and its board of commissioners and their powers, duties, functions, and responsibilities; to provide for the imposition and collection of a parcel fee and for the use thereof; and to provide for related matters.

Read by title.

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 206—
BY REPRESENTATIVE JEFFERSON
AN ACT

To enact R.S. 33:9091.9, relative to the Touro Bouligny Security District; to create and provide with respect to such district, including provisions for the district and its board of commissioners and their powers, duties, functions, and responsibilities; to provide for the imposition and collection of taxes and for the use thereof; and to provide for related matters.

Read by title.

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 227—
BY REPRESENTATIVE CRAVINS
AN ACT

To enact R.S. 33:1448(P), relative to group insurance premiums; to provide for the payment of insurance premiums for certain retired sheriffs and retired deputy sheriffs in St. Landry Parish; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Judiciary.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 241—
BY REPRESENTATIVE DOWNS
AN ACT

To amend and reenact R.S. 33:4574(B)(18) and 4574.1.1(A)(18), relative to Lincoln Parish; to change the name of the parish tourist commission; to authorize the parish tourist commission to increase the hotel occupancy tax; and to provide for related matters.

Read by title.

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

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Municipal, Parochial and Cultural Affairs to Original House Bill No. 241 by Representative Downs

AMENDMENT NO. 1

On page 2, line 19, change "July 1, 2005;" to "October 1, 2005." and delete the remainder of the line and delete lines 20 and 21

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 298—
BY REPRESENTATIVE TRICHE
AN ACT

To enact R.S. 33:1448(P), relative to group insurance premiums; to provide for the payment of insurance premiums for certain retired sheriffs and retired deputy sheriffs in Lafourche Parish; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Judiciary.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 311—
BY REPRESENTATIVE SCHNEIDER
AN ACT

To amend and reenact R.S. 11:231(C), 403(introductory paragraph) and (5), 429, 441(A), 444(A)(1)(a), and 461(B), relative to benefits of the Louisiana State Employees' Retirement System; to provide for definitions; to provide for calculation of average compensation; to provide for calculation of benefits; to provide for eligibility to receive benefits; to provide relative to purchase of service credit to be used for benefit calculation; to provide for an effective date; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Retirement.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Retirement to Original House Bill No. 311 by Representative Schneider

AMENDMENT NO. 1

On page 2, line 3, after "after" delete the remainder of the line and insert in lieu thereof "January 1, 2006, or to any elected official who receives an additional benefit pursuant to R.S. 11:557 or R.S. 24:36."

AMENDMENT NO. 2

On page 2, line 11, after "before" delete the remainder of the line and insert "December 31, 2005, and for any elected official who receives an additional benefit pursuant to R.S. 11:557 or R.S. 24:36."

Page 6 HOUSE

5th Day's Proceedings - May 2, 2005

AMENDMENT NO. 3

On page 2, line 20, change "July 1, 2005," to "January 1, 2006,"

AMENDMENT NO. 4

On page 3, between lines 13 and 14, insert:

"(iii) The provisions of this Subparagraph shall not apply to any elected official who receives an additional benefit pursuant to R.S. 11:557 or R.S. 24:36."

AMENDMENT NO. 5

On page 4, line 14, change "June 30, 2005," to "December 31, 2005,"

AMENDMENT NO. 6

On page 5, line 1, change "July 1, 2005," to "January 1, 2006,"

AMENDMENT NO. 7

On page 5, line 7, after "before" and before "shall" delete "June 30, 2005," and insert in lieu thereof "December 31, 2005, or who is an elected official who receives an additional benefit pursuant to R.S. 11:557 or R.S. 24:36,"

AMENDMENT NO. 8

On page 5, line 11, change "July 1, 2005," to "January 1, 2006,"

AMENDMENT NO. 9

On page 5, at the end of line 13, add the following:

"The provisions of this Item shall not apply to any elected official who receives an additional benefit pursuant to R.S. 11:557 or R.S. 24:36."

AMENDMENT NO. 10

On page 6, line 4, change "June 30, 2005," to "December 31, 2005,"

AMENDMENT NO. 11

On page 6, line 5, after "date," insert "or who is an elected official who receives an additional benefit pursuant to R.S. 11:557 or R.S. 24:36,"

AMENDMENT NO. 12

On page 6, at the end of line 8 and at the beginning of line 9, change "July 1, 2005," to "January 1, 2006,"

AMENDMENT NO. 13

On page 6, at the end of line 12, add the following:

"The provisions of this Subparagraph shall not apply to any elected official who receives an additional benefit pursuant to R.S. 11:557 or R.S. 24:36."

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 364—

BY REPRESENTATIVE HAMMETT

AN ACT

To enact R.S. 25:215(B)(15), relative to the Concordia Parish Library; to transfer the administration of and accounting functions for funds of the library from the Concordia Parish Police Jury to the Concordia Parish Library Board of Control; to provide relative to the responsibilities of the police jury with respect to the library; and to provide for related matters.

Read by title.

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 396—

BY REPRESENTATIVE HAMMETT

AN ACT

To amend and reenact R.S. 25:380.52(C)(2), relative to the Louisiana Delta Music Museum; to increase the membership of the governing board of the museum; and to provide for related matters.

Read by title.

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 427—

BY REPRESENTATIVE BADON

AN ACT

To enact R.S. 33:9079, relative to the Kingswood Subdivision Improvement District; to create and provide for such district, including provisions for the district and its board of commissioners and their powers, duties, functions, and responsibilities; to provide for the imposition and collection of a parcel fee and for the use thereof; and to provide for related matters.

Read by title.

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

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Municipal, Parochial, and Cultural Affairs to Original House Bill No. 427 by Representative Badon

AMENDMENT NO. 1

On page 1, delete lines 18 and 19 and on page 2, delete lines 1 and 2 and insert in lieu thereof:

"within the following boundaries: the I-10 Service Road, the West right-of-way line of the Kingswood Subdivision, the center line of the Morrison Canal, and the center line of the Vincent Canal."

AMENDMENT NO. 2

On page 5, line 22, after "Section 2." delete the remainder of the line and delete lines 23 and 24 and insert in lieu thereof:

"This Act shall become effective upon signature by the governor or, if not signed by the governor, upon expiration of the time for bills to become law without signature by the governor, as provided by Article III, Section 18 of the Constitution of Louisiana. If vetoed by the governor and subsequently approved by the legislature, this Act shall become effective on the day following such approval."

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 570—

BY REPRESENTATIVES LAFONTA AND JEFFERSON
AN ACT

To enact R.S. 29:41, relative to exposure to depleted uranium; to provide for definitions; to provide for screening of certain members of the armed forces of the United States; to provide for reports on training; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Judiciary.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Judiciary to Original House Bill No. 570 by Representative LaFonta

AMENDMENT NO. 1

On page 2, line 1, change "2006" to "2005"

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 658—

BY REPRESENTATIVE SCHNEIDER
AN ACT

To amend and reenact R.S. 11:263, 264, 264.4, 264.7(A), 266(B) and (C), 267(B)(2) and (C), and 269, to enact R.S. 11:264.5(C) and Subpart N 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. 11:351 and 352, and to repeal R.S. 11:267(B)(3) and (D), relative to investments of the state and statewide retirement systems; to provide relative to fiduciary duty, including enforcement of requirements therefor; to require disclosure by investment consultants and money managers; to provide for penalties; to provide for reports; to provide relative to investments in certain sanctioned nations; to provide for definitions; to provide for an effective date; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Retirement.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Retirement to Original House Bill No. 658 by Representative Schneider

AMENDMENT NO. 1

On page 3, at the end of line 1, insert "but is not required to"

AMENDMENT NO. 2

On page 3, line 2, after "company" delete the remainder of the line and at the beginning of line 3, delete "a sanctioned" and insert in lieu thereof "having facilities or employees or both located in a prohibited"

AMENDMENT NO. 3

On page 3, line 21, after "company" and before "nation" delete "operating or doing business with or in a sanctioned" and insert in lieu thereof "having facilities or employees or both located in a prohibited"

AMENDMENT NO. 4

On page 3, at the end of line 22, delete the period "." and insert in lieu thereof a semicolon ";" and "however, nothing in this Subsection shall require a board to divest itself of any such holding."

AMENDMENT NO. 5

On page 5, line 26, after "report" and before "to each" delete "quarterly" and insert in lieu thereof "semiannually"

AMENDMENT NO. 6

On page 6, line 12, after "Paragraph" change "(2)" to "(1)"

AMENDMENT NO. 7

On page 6, line 15, after "IN" and before "NATIONS" delete "SANCTIONED" and insert in lieu thereof "PROHIBITED"

AMENDMENT NO. 8

On page 7, delete lines 11 through 16 in their entirety and insert in lieu thereof the following:

"(1) "Company" means any foreign domiciled or based entity, real or juridical, which is not a subsidiary of nor owned in whole or in part by any domestic company, and which is engaged in an enterprise for financial gain.

"(2) "Prohibited nation" means Iran, Libya, North Korea, Sudan, or Syria."

AMENDMENT NO. 9

On page 7, line 17, after "C." and before "Each" insert "(1)"

AMENDMENT NO. 10

On page 7, at the end of line 17, delete "quarterly" and insert "semiannual"

AMENDMENT NO. 11

On page 7, line 19, after "company", delete the remainder of the line and delete lines 20 and 21 in their entirety and insert in lieu thereof the following:

"having facilities or employees or both located in a prohibited nation. The report shall include the name of each such company, the asset allocation class and sector to which it belongs pursuant to the board's asset allocation policy, and the amount of system funds invested therein.

(2) The first report shall be due October 31, 2005, and shall contain information for the six-month period ending September 15, 2005. The second report shall be due August 15, 2006, and shall contain information for the period from September 16, 2005, through June 30, 2006. Beginning February 15, 2007, and thereafter, reports shall be due by the fifteenth day of February, containing information for the six-month period ending December thirty-first, and by the fifteenth of August, containing information for the six-month period ending June thirtieth in each calendar year.

(3) Each system's money managers shall be responsible for supplying to the system all information necessary to complete the reports in a timely manner as required by this Subsection.

D. Each system shall adopt rules necessary to implement the provisions of this Subpart, including the provisions of Paragraph (C)(3) of this Section."

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 665—

BY REPRESENTATIVE TUCKER AN ACT

To amend and reenact R.S. 33:2740.27(I) and (J)(1) and to enact R.S. 33:2740.27(A)(3), (H)(4), and (N), relative to the parish of Orleans; to provide with respect to the Algiers Development District; to designate the district as a local redevelopment authority for federal military base realignment purposes; to provide relative to the powers and authority of the district, including ad valorem tax authority and the authority to incur debt and issue bonds; to authorize and provide for combining the design and construction phases of any project and to utilize the request for proposals process in such endeavors; and to provide for related matters.

Read by title.

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

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

Under the rules, placed on the regular calendar.

House 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. 117—

BY REPRESENTATIVE FRITH AN ACT

To amend and reenact Sections 9(B)(14) and 10(D)(23) of Act No. 590 of the 2004 Regular Session of the Louisiana Legislature, relative to the Revenue Sharing Fund; to provide with respect to certain distributions in Vermilion Parish for Fiscal Year 2004-

2005; to provide for retroactive application of this Act; to provide for an effective date; 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:

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Engrossed House Bill No. 117 by Representative Frith

AMENDMENT NO. 1

On page 1, line 2 following "Sections" and before "and" change "9 (B) (14)" to "9 (B) (14) (Vermilion Parish)"

AMENDMENT NO. 2

On page 1, line 8 following "Sections" and before "and" change "9 (B) (14)" to "9 (B) (14) (Vermilion Parish)"

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Mr. Speaker, Frith, Pierre; Alario, Gallot, Pinac; Alexander, Geymann, Pitre; Ansardi, Glover, Powell, M.; Arnold, Gray, Powell, T.; Badon, Greene, Quezaire; Baldone, Guillory, E., Ritchie; Barrow, Guillory, M., Robideaux; Baudoin, Hammett, Romero; Baylor, Heaton, Scalise; Beard, Hebert, Schneider; Bowler, Hill, Shepherd; Bruce, Honey, Smiley; Bruneau, Hopkins, Smith, G.; Burns, Hunter, Smith, J.D.-50th; Burrell, Hutter, Smith, J.H.-8th; Carter, K., Jackson, Smith, J.R.-30th; Carter, R., Jefferson, St. Germain; Crane, Johns, Strain; Cravins, Katz, Thompson; Crowe, Kennard, Toomy; Curtis, Kenney, Townsend; Damico, Kleckley, Trahan; Daniel, LaBruzzo, Triche; Dartez, LaFonta, Tucker; DeWitt, Lambert, Waddell; Doerge, Lancaster, Walker; Dorsey, Marchand, Walsworth; Dove, Martiny, White; Downs, McDonald, Winston; Durand, McVea, Wooton; Erdey, Montgomery, Wright; Fannin, Morrell; Farrar, Morrish; Fauchaux, Odinet

Total - 103

NAYS

Total - 0

ABSENT

Cazayoux LaFleur
Total - 2

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Frith 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. 128—
BY REPRESENTATIVE HAMMETT
AN ACT

To amend and reenact R.S. 47:301(3)(i)(ii)(bb), relative to the state sales and use tax; to define manufacturer to include certain exemptions for manufacturing machinery and equipment; to provide for an effective date; and to provide for related matters.

Read by title.

Rep. Hammett moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 103

NAYS

Total - 0

ABSENT

Carter, R. Cazayoux
Total - 2

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. 131—
BY REPRESENTATIVE HAMMETT
AN ACT

To repeal R.S. 47:305.5, relative to the exemption from state and local sales and use tax for materials used in the construction of the Toledo Bend Dam Project; to provide for an effective date; and to provide for related matters.

Read by title.

Rep. Hammett moved the final passage of the bill.

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
Baylor	Hammett	Ritchie
Beard	Heaton	Robideaux
Bowler	Hebert	Romero
Bruce	Hill	Scalise
Bruneau	Honey	Schneider
Burns	Hopkins	Shepherd
Burrell	Hunter	Smiley
Carter, K.	Hutter	Smith, G.
Carter, R.	Jackson	Smith, J.D.—50th
Cazayoux	Jefferson	Smith, J.H.—8th
Crane	Johns	Smith, J.R.—30th
Cravins	Katz	St. Germain
Crowe	Kennard	Strain
Curtis	Kenney	Thompson
Damico	Kleckley	Toomy
Daniel	LaBruzzo	Townsend
Dartez	LaFleur	Trahan
DeWitt	LaFonta	Triche
Doerge	Lambert	Tucker
Dorsey	Lancaster	Waddell
Dove	Marchand	Walker
Downs	Martiny	Walsworth
Durand	McDonald	White
Erdey	McVea	Winston
Fannin	Montgomery	Wooton
Farrar	Morrell	Wright

Total - 105

NAYS

Total - 0

Page 10 HOUSE

5th Day's Proceedings - May 2, 2005

ABSENT

Total - 0

The Chair declared the above bill having received two-thirds vote of the elected members, 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. 132— BY REPRESENTATIVE HAMMETT AN ACT

To repeal R.S. 47:305.22, relative to the exemption from sales tax on certain types of mobile, motorized equipment that retail dealers withdraw from inventory for rental as a method of promoting sales; to provide for an effective date; and to provide for related matters.

Read by title.

Rep. Hammett moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker Fauchoux 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
Baylor Hammett Ritchie
Beard Heaton Robideaux
Bowler Hebert Romero
Bruce Hill Scalise
Bruneau Honey Schneider
Burns Hopkins Shepherd
Burrell Hunter Smiley
Carter, K. Hutter Smith, G.
Carter, R. Jackson Smith, J.D.—50th
Cazayoux Jefferson Smith, J.H.—8th
Crane Johns Smith, J.R.—30th
Cravins Katz St. Germain
Crowe Kennard Strain
Curtis Kenney Thompson
Damico Kleckley Toomy
Daniel LaBruzzo Townsend
Dartez LaFleur Trahan
DeWitt LaFonta Triche
Doerge Lambert Tucker
Dorsey Lancaster Waddell
Dove Marchand Walker
Downs Martiny Walsworth
Durand McDonald White
Erdey McVea Winston
Fannin Montgomery Wooton
Farrar Morrell Wright

Total - 105

NAYS

Total - 0

ABSENT

Total - 0

The Chair declared the above bill, having received a two-thirds vote of the elected members, was finally passed.

The title of the above bill was read and adopted.

Rep. 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. 156— BY REPRESENTATIVE HAMMETT AN ACT

To amend and reenact R.S. 47:605.1(A), relative to the corporation franchise tax; to specify the amount of excess related party debt that shall be included in capital stock and surplus and undivided profits; to provide for an effective date; and to provide for related matters.

Read by title.

Rep. Hammett moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker Fauchoux 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
Baylor Hammett Ritchie
Beard Heaton Robideaux
Bowler Hebert Romero
Bruce Hill Scalise
Burns Honey Shepherd
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 Kenney Thompson
Damico Kleckley Toomy
Daniel LaBruzzo Townsend
Dartez LaFleur Trahan
DeWitt LaFonta Triche
Doerge Lambert Tucker
Dorsey Lancaster Waddell
Dove Marchand Walker
Downs Martiny Walsworth
Durand McDonald White
Erdey McVea Winston
Fannin Montgomery Wooton
Farrar Morrell Wright

Total - 102

NAYS

Total - 0

ABSENT

Bruneau Kennard Schneider
Total - 3

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. 513—

BY REPRESENTATIVES HAMMETT, BOWLER, DANIEL, DEWITT, ERDEY, FAUCHEUX, GEYMAN, HEATON, HEBERT, JOHNS, KENNEY, LANCASTER, MARTINY, McDONALD, ODINET, JACK SMITH, TOWNSEND, WOOTON, JANE SMITH AND KLECKLEY AND SENATORS CHEEK, ELLINGTON, B. GAUTREUX, N. GAUTREUX, HINES, MICHOT, MOUNT, AND SCHEDLER

AN ACT

To repeal R.S. 47:301(16)(i)(iv), relative to state sales and use tax; to remove restrictions on exclusion from state and local sales and use taxes for digital television and digital radio conversion equipment; to provide for an effective date; and to provide for related matters.

Read by title.

Rep. Hammett moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0
ABSENT

Beard Scalise
Crowe Tucker
Total - 4

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. 719—

BY REPRESENTATIVE HAMMETT

AN ACT

To repeal R.S. 47:303(B)(6), relative to the sales tax recovery charge on automobile rental contracts; to provide for an effective date; and to provide for related matters.

Read by title.

Rep. Hammett moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

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

Page 12 HOUSE

5th Day's Proceedings - May 2, 2005

NAYS

Total - 0

ABSENT

Mr. Speaker Barrow Hammett
Total - 3

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. 741— BY REPRESENTATIVE DURAND AND BALDONE AN ACT

To amend and reenact R.S. 47:305.10(F), relative to the sales and use tax; to provide for the exemption from taxation for certain repairs to property used in offshore areas; and to provide for related matters.

Read by title.

Rep. Durand moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 103

NAYS

Total - 0

ABSENT

Bruce Hopkins
Total - 2

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

HOUSE BILL NO. 334— BY REPRESENTATIVE T. POWELL AN ACT

To amend and reenact R.S. 35:407, relative to ex officio notaries public; to provide that the police department of the city of Hammond is exempt from giving bond for certain ex officio notaries; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative T. Powell to Engrossed House Bill No. 334 by Representative T. Powell

AMENDMENT NO. 1

On page 1, at the end of line 2, delete "the" and at the beginning of line 3, change "police department of the city of Hammond is" to "municipal police departments are"

AMENDMENT NO. 2

On page 1, line 10, after "for" delete the remainder of the line and insert "municipal police departments" and delete line 11 in its entirety

AMENDMENT NO. 3

On page 1, line 13, after "public," delete the remainder of the line and insert "any chief of police of a municipal police department"

AMENDMENT NO. 4

On page 1, line 14, after "in" and before "and" delete "their respective offices" and insert "his office"

AMENDMENT NO. 5

On page 1, at the end of line 19, change "city" to "municipal"

AMENDMENT NO. 6

On page 2, line 1, after "ordinances" delete the remainder of the line

AMENDMENT NO. 7

On page 2, line 6, after "of" delete the remainder of the line and insert "the police department"

AMENDMENT NO. 8

On page 2, at the beginning of line 7, delete "of this Section"

On motion of Rep. Tank Powell, the amendments were adopted.

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

Total - 101

NAYS

Total - 0

ABSENT

Ansardi	Tucker
Martiny	Walsworth

Total - 4

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Tank Powell 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. 506—
BY REPRESENTATIVE JOHN SMITH
AN ACT

To amend and reenact R.S. 35:392.1(B), relative to ex officio notaries public; to provide for the authority of a clerk of court and deputy clerk of court as ex officio notaries public; to remove provisions relative to the validity of documents notarized within the course and scope of employment; and to provide for related matters.

Read by title.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 101

NAYS

Total - 0

ABSENT

Ansardi	Martiny
Bowler	Smith, J.H.—8th

Total - 4

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

HOUSE BILL NO. 541—
BY REPRESENTATIVE DARTEZ
AN ACT

To amend and reenact R.S. 9:1515(A), relative to the employer's payment of deceased employees' last wages to the surviving spouse or children of the deceased; to delete the limitation on the amount paid by the employer; to provide for an effective date; and to provide for related matters.

Read by title.

Rep. Dartez moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Hebert	Martiny	Thompson
Total - 3		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

Suspension of the Rules

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

**HOUSE BILL NO. 686—
BY REPRESENTATIVE R. CARTER
AN ACT**

To amend and reenact Code of Civil Procedure Article 1734(A) and R.S. 13:3044(B)(5)(b)(ii), relative to the bond for costs related to a civil jury trial; to change the time for filing the bond; to

provide for the date of mailing the jury summons; and to provide for related matters.

Read by title.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Farrar	Pinac
Alario	Faucheux	Powell, M.
Alexander	Frith	Powell, T.
Ansardi	Gallot	Quezaire
Arnold	Glover	Richmond
Badon	Gray	Ritchie
Baldone	Guillory, E.	Romero
Baudoin	Guillory, M.	Schneider
Bruce	Hammett	Shepherd
Bruneau	Hebert	Smith, G.
Burrell	Hill	Smith, J.D.-50th
Carter, K.	Honey	Smith, J.H.-8th
Carter, R.	Hopkins	Smith, J.R.-30th
Cazayoux	Hunter	St. Germain
Cravins	Hutter	Strain
Curtis	Jackson	Thompson
Damico	Jefferson	Toomy
Daniel	Johns	Townsend
Dartez	LaFonta	Trahan
DeWitt	Lambert	Triche
Doerge	Marchand	Waddell
Dorsey	McVea	Walker
Dove	Morrrell	White
Downs	Odinet	Wooton
Durand	Pierre	
Total - 74		

NAYS

Beard	Katz	Scalise
Bowler	Kennard	Smiley
Burns	Kenney	Tucker
Crane	Kleckley	Walsworth
Crowe	Lancaster	Winston
Erdey	McDonald	Wright
Fannin	Morrish	
Greene	Pitre	
Total - 22		

ABSENT

Barrow	Heaton	Martiny
Baylor	LaBruzzo	Montgomery
Geymann	LaFleur	Robideaux
Total - 9		

The Chair declared the above bill was finally passed.

The title of the above bill was adopted.

Rep. Robert Carter 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.

**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. 16—

BY REPRESENTATIVE GLOVER

A RESOLUTION

To recognize May 3, 2005, as Junior Achievement Day at the Louisiana House of Representatives.

Read by title.

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

HOUSE CONCURRENT RESOLUTION NO. 71—

BY REPRESENTATIVE FRITH

A CONCURRENT RESOLUTION

To express sincere and heartfelt condolences of the Legislature of Louisiana upon the death of Leonard Gayle of Lafayette.

Read by title.

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

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 72—

BY REPRESENTATIVE WINSTON

A CONCURRENT RESOLUTION

To express and declare the support of the Legislature of Louisiana of efforts to enhance public awareness of the tragic social problem of child abuse and neglect and its corresponding relationship to crime and delinquency, drug and alcohol abuse, domestic violence, and welfare dependency.

Read by title.

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

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 73—

BY REPRESENTATIVES DORSEY AND WINSTON

A CONCURRENT RESOLUTION

To recognize May 3, 2005, as Court Appointed Special Advocate (CASA) Day at the Louisiana State Capitol and to commend the thirteen CASA programs across the state.

Read by title.

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

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 74—

BY REPRESENTATIVE JANE SMITH

A CONCURRENT RESOLUTION

To designate May 5, 2005, as "Go Red for Mothers and Women Day".

Read by title.

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

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 75—

BY REPRESENTATIVE SHEPHERD

A CONCURRENT RESOLUTION

To direct the state Department of Education to provide to any parent of a student attending any city, parish, or other local public school, by not later than sixty days after receipt of a request from such parent, any test taken by the student as required

pursuant to the Louisiana Educational Assessment Program for the 21st Century (LEAP 21) and the Graduation Exit Exam for the 21st Century (GEE 21) in order for the parent to review the student's performance on such tests.

Read by title.

Lies over under the rules.

Reports of Committees

The following reports of committees were received and read:

Report of the Committee on Appropriations

May 2, 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. 432, by Alario
Reported favorably. (11-0) (Regular)

House Bill No. 460, by Alario
Reported with amendments. (10-0) (Regular)

House Bill No. 560, by Alario
Reported favorably. (11-0) (Regular)

House Bill No. 800, by Salter
Reported favorably. (10-0) (Regular)

JOHN ALARIO
Chairman

Report of the Committee on Commerce

May 2, 2005

To the Speaker and Members of the House of Representatives:

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

House Bill No. 59, by Guillory, E.
Reported favorably. (15-0) (Regular)

House Bill No. 207, by Ritchie
Reported favorably. (14-0) (Regular)

House Bill No. 321, by Romero
Reported with amendments. (14-0) (Regular)

House Bill No. 408, by Pinac
Reported with amendments. (14-0) (Regular)

House Bill No. 490, by Waddell
Reported favorably. (12-0) (Regular)

GIL J. PINAC
Chairman

Report of the Committee on Environment

May 2, 2005

To the Speaker and Members of the House of Representatives:

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

House Concurrent Resolution No. 51, by Damico
Reported favorably. (6-0)

House Bill No. 340, by Damico
Reported with amendments. (6-0) (Regular)

N. J. DAMICO
Chairman

House Bills and Joint Resolutions on Second Reading to be Referred

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

Motion

On motion of Rep. Morrell, the Committee on Judiciary was discharged from further consideration of House Bill No. 43.

HOUSE BILL NO. 43—

BY REPRESENTATIVE MORRELL
AN ACT

To amend and reenact R.S. 13:1381.4(A)(2), relative to the judicial expense fund for the Criminal District Court for the parish of Orleans; to authorize an increase in the additional costs that may be imposed in misdemeanor and felony cases; and to provide for related matters.

Read by title.

Motion

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

Suspension of the Rules

On motion of Rep. Hammett, the rules were suspended to permit the Committee on Ways and Means to meet on Tuesday, May 3, 2005, and consider the following legislative instruments that were not listed on the weekly committee schedule as required by House Rule 14.23:

House Bill No. 65

Adjournment

On motion of Rep. Kenney, at 3:00 P.M., the House agreed to adjourn until Tuesday, May 3, 2005, at 2:00 P.M.

The Speaker of the House declared the House adjourned until 2:00 P.M., Tuesday, May 3, 2005.

ALFRED W. SPEER
Clerk of the House