

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

**ELEVENTH 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

Wednesday, May 11, 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 Pastor Douglas Haywood.

**Pledge of Allegiance**

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

Ms. Lindsey Cardinale sang *The National Anthem*.

**Reading of the Journal**

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

On motion of Rep. Scalise, and under a suspension of the rules, the Journal of May 9, 2005, was corrected to reflect him as voting yea on final passage of House Bill No. 349.

On motion of Rep. Fannin, the Journal of May 10, 2005, was adopted.

**Petitions, Memorials and  
Communications**

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

**Message from the Senate**

**HOUSE CONCURRENT RESOLUTIONS**

May 10, 2005

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

I am directed to inform your honorable body that the Senate has concurred in the following House Concurrent Resolutions:

House Concurrent Resolution No. 91  
Returned without amendments

House Concurrent Resolution No. 93  
Returned without amendments

Respectfully submitted,

GLENN A. KOEPP  
Secretary of the Senate

**Message from the Senate**

**ASKING CONCURRENCE IN  
SENATE CONCURRENT RESOLUTIONS**

May 11, 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. 11, 12, 16, 50, 51, 52, 53, and 54

Respectfully submitted,

GLENN A. KOEPP  
Secretary of the Senate

**Message from the Senate**

**SENATE BILLS**

May 11, 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. 20, 58, 62, 82, 107, 110, 149, and 216

Respectfully submitted,

GLENN A. KOEPP  
Secretary of the Senate

**Suspension of the Rules**

On motion of Rep. Robideaux, 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. 20—**  
BY SENATOR MICHOT

AN ACT

To amend and reenact R.S. 24:771(3) and 772, relative to reports provided to the legislature; to provide for definitions; to provide for record maintenance and retrieval; to require audit determination of reporting compliance; and to provide for related matters.

Read by title.

**SENATE BILL NO. 58—**  
BY SENATORS DUPLESSIS AND FIELDS  
AN ACT

To repeal R.S. 17:121(D), relative to participation in certain campaign activities for the election of school board members in Orleans Parish; to remove the prohibition against school board members or other elected officials in campaigning for or against the election of school board members in Orleans Parish; and to provide for related matters.

Read by title.

**SENATE BILL NO. 62—**  
BY SENATORS DUPLESSIS, BAJOIE AND MURRAY  
AN ACT

To enact R.S. 17:1601.6, relative to naming state buildings in honor of a living person; to name the building which houses the school of social work at Southern University at New Orleans; and to provide for related matters.

Read by title.

**SENATE BILL NO. 82—**

BY SENATORS DARDENNE, AMEDEE, BARHAM, BOASSO, HOLLIS, MARIONNEAUX, MCPHERSON, MICHOT, MOUNT, NEVERS, SMITH, THEUNISSEN, JONES, DUPLESSIS, DUPRE, ELLINGTON, FIELDS, ULLO, LENTINI AND SCHEDLER AND REPRESENTATIVE GEYMAN  
AN ACT

To amend and reenact R.S. 24:51(2) and to repeal R.S. 42:1123(13), relative to the Code of Governmental Ethics; to repeal provisions relative to an elected official's authorization to accept certain gifts; and to provide for related matters.

Read by title.

**SENATE BILL NO. 107—**

BY SENATOR DUPLESSIS  
AN ACT

To enact R.S. 6:319, relative to financial institutions; to authorize banks to use additional FDIC insurance coverage to insure excess public funds on deposit; to provide that such funds are considered fully collateralized; and to provide for related matters.

Read by title.

**SENATE BILL NO. 110—**

BY SENATOR SMITH  
AN ACT

To amend and reenact R.S. 9:3530(C)(4), relative to consumer loan transactions; to provide for a documentation fee for certain consumer loan transactions; and to provide for related matters.

Read by title.

**SENATE BILL NO. 149—**

BY SENATORS BAJOIE, BROOME, CHAISSON, CHEEK, CRAVINS, DUPLESSIS, N. GAUTREAU, HINES, JACKSON, MURRAY AND SCHEDLER AND REPRESENTATIVES FARRAR, GALLOT, JEFFERSON, MARCHAND, MONTGOMERY AND TOWNSEND  
AN ACT

To enact R.S. 46:450.5, relative to public assistance; to provide evaluation services to certain persons for chronic kidney disease; to provide early intervention and treatment to certain persons with chronic kidney disease; and to provide for related matters.

Read by title.

**SENATE BILL NO. 216—**

BY SENATORS DUPRE, HINES, BAJOIE, HEITMEIER, MCPHERSON AND MOUNT AND REPRESENTATIVES ALARIO, DORSEY, HAMMETT AND SALTER AND SENATORS ADLEY, AMEDEE, BARHAM, BOASSO, BROOME, CAIN, CHAISSON, CHEEK, CRAVINS, DARDENNE, DUPLESSIS, ELLINGTON, FIELDS, FONTENOT, B. GAUTREAU, N. GAUTREAU, HOLLIS, JACKSON, JONES, KOSTELKA, LENTINI, MALONE, MARIONNEAUX, MICHOT, MURRAY, NEVERS, ROMERO, SCHEDLER, SMITH, THEUNISSEN AND ULLO  
AN ACT

To enact Part III of Chapter 2 of Title 46 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 46:120 through 122, Subpart I of Part I of Chapter 1 of Subtitle II of Title 47 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 47:120.31, and R.S. 47:297.5 and 306.2, relative to military affairs; to provide relative to military family assistance; to create and provide for donations to the Louisiana Military Family Assistance Fund; to create the Louisiana Military Family Assistance Board, and provide for its composition, powers, and duties; to provide relative to the manner and procedure for distributing money from the fund; to provide terms, procedures, definitions, conditions, and requirements; to provide relative to donation of tax refunds and donations in excess of tax due; to exempt payments from the Military Family Assistance Fund from state individual income tax; and to provide for related matters.

Read by title.

### Introduction of Resolutions, House and House Concurrent

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

#### HOUSE CONCURRENT RESOLUTION NO. 94—

BY REPRESENTATIVE SCALISE

##### A CONCURRENT RESOLUTION

To memorialize the Congress of the United States of America to take such actions as are necessary to work to abolish the federal estate tax permanently.

Read by title.

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

Ordered to the Senate.

### House and House Concurrent Resolutions

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

#### HOUSE CONCURRENT RESOLUTION NO. 92—

BY REPRESENTATIVE GARY SMITH

##### A CONCURRENT RESOLUTION

To memorialize the United States Congress to take such actions as are necessary to require financial institutions to notify consumers prior to publication of negative credit information and to allow adequate time for correction.

Read by title.

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

### 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. 24—

BY SENATORS CAIN, CHEEK, DUPRE, HOLLIS, KOSTELKA, MCPHERSON, MICHOT, MOUNT AND SCHEDLER AND REPRESENTATIVES BADON, BALDONE, BAUDOIN, BRUCE, CRAVINS, DARTEZ, DOWNS, FRITH, GEYMANN, HILL, HUTTER, KATZ, KENNEY, MCDONALD, MONTGOMERY, T. POWELL, JACK SMITH, WALKER, WALSWORTH AND WRIGHT

##### AN ACT

To amend and reenact R.S. 3:1355(A) and to enact R.S. 3:1355(B), R.S. 14:67.19.1 and R.S. 40:962.1.2, relative to certain controlled dangerous substances; to prohibit the unauthorized possession of anhydrous ammonia for use in the sale of certain controlled dangerous substances; to restrict the sale of ephedrine, pseudoephedrine, or phenylpropanolamine or their salts, optical isomers and salts of optical isomers used in the manufacture of methamphetamines; to require that pharmacies maintain records on purchases of certain restricted substances used to manufacture methamphetamine; to provide exceptions for substances formulated so as to prevent conversion of certain active ingredients; and to provide for related matters.

Read by title.

### Motion

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

#### SENATE BILL NO. 44—

BY SENATORS LENTINI, MCPHERSON AND NEVERS

##### AN ACT

To enact R.S. 39:362.1, relative to state owned motor vehicles and aircraft; to require the approval of the Joint Legislative Committee on the Budget for the purchase of certain vehicles for use by a statewide elected official; 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 Appropriations.

#### SENATE BILL NO. 51—

BY SENATORS CHEEK AND BAJOIE

##### AN ACT

To amend and reenact R.S. 33:1981(C)(1) and 2201(C)(1), relative to certain payments made to survivors of certain first responders; to increase the amount of payments provided as financial security to the surviving spouse or parents of firemen and law enforcement officers in certain cases; and to provide for related matters.

Read by title.

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

#### SENATE BILL NO. 135—

BY SENATOR DARDENNE

##### AN ACT

To amend and reenact R.S. 11:471(A) and to enact R.S. 11:441(G), relative to Louisiana State Employees' Retirement System; to provide with respect to survivors benefits; to provide with respect to eligibility for retirement for new members; to require new members to have ten years of service at age sixty to be eligible for retirement; to provide for an effective date; and to provide for related matters.

Read by title.

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

#### SENATE BILL NO. 139—

BY SENATOR JONES

##### AN ACT

To enact R.S. 40:2405.5, relative to Peace Officer Standards and Training; to provide a training course for law enforcement interaction with mentally ill and developmentally disabled persons; to provide for course requirements; to provide for implementation and reporting requirements; and to provide for related matters.

Read by title.

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

#### SENATE BILL NO. 156—

BY SENATORS CHAISSON AND NEVERS

##### AN ACT

To enact R.S. 14:67.4, relative to crimes; to make theft of encoded credit card information a crime; to criminalize the use of a scanning device or re-encoder to capture encoded information from a magnetic strip; to provide for definitions; to provide for penalties; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Administration of Criminal Justice.

**SENATE BILL NO. 201—**  
BY SENATORS BROOME AND JACKSON  
AN ACT

To enact R.S. 40:600.6(A)(4)(b)(x) and Chapter 3-C of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:600.27 and 600.28, relative to the Louisiana Housing Finance Agency; to create the Louisiana Habitat for Humanity Loan Purchase Program; to provide for the purposes, funding, and procedures of the loan purchase program; 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 Ways and Means.

**SENATE BILL NO. 203—**  
BY SENATORS DUPRE AND SCHEDLER  
AN ACT

To enact R.S. 14:62.5(C), relative to looting; to provide penalties when looting occurs during a declaration of state of emergency; and to provide for related matters.

Read by title.

**Motion**

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

**SENATE BILL NO. 226—**  
BY SENATOR N. GAUTREAUX  
AN ACT

To amend and reenact the introductory paragraph of R.S. 15:574.4(A)(2)(a), and R.S. 40:967(B)(1), (4) and (5) and 981.2(C), relative to certain controlled dangerous substances; to increase the penalty for the manufacture, possession or distribution of oxycodone; to authorize offenders to participate in the intensive incarceration program; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Administration of Criminal Justice.

**SENATE BILL NO. 232—**  
BY SENATOR MURRAY  
AN ACT

To enact R.S. 26:85.2, relative to alcohol beverage control; to establish and authorize the issuance of a museum permit to authorize the limited sale of certain commemorative bottles of alcohol and to authorize the limited service of product samples in a historically-based museum facility that is operated in a historic preservation district; and to provide for related matters.

Read by title.

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

**SENATE BILL NO. 243—**  
BY SENATOR MOUNT  
AN ACT

To amend and reenact Children's Code Art. 603(14), relative to a child in need of care; to provide with respect to the definition of neglect; and to provide for related matters.

Read by title.

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

**SENATE BILL NO. 247—**  
BY SENATOR MOUNT  
AN ACT

To enact Civil Code Art. 2807.5 and R.S.12:1310.5, relative to partnerships and limited liability companies; to provide for the retroactive effect of a partnership's or a limited liability company's existence when immovable property is acquired by such entities which have not been duly constituted; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Civil Law and Procedure.

**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 RESOLUTION NO. 13—**  
BY REPRESENTATIVE PITRE  
A RESOLUTION

To urge and request the Department of Transportation and Development to grant permission to the Lafourche Parish governing authority to install and maintain, at the parish's expense, flashing red lights above stop signs at certain intersections along Louisiana Highway 3235 in Ward 10 of Lafourche Parish.

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. 31—**  
BY REPRESENTATIVES JANE SMITH AND MONTGOMERY  
A CONCURRENT RESOLUTION

To authorize and direct the Department of Public Safety and Corrections, office of motor vehicles, to inform applicants for issuance and renewal of Louisiana drivers' licenses of the anatomical gift donor and living will designations on the reverse side of the license.

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. 56—**  
BY REPRESENTATIVE HILL AND SENATOR HINES  
A CONCURRENT RESOLUTION

To urge and request the Department of Transportation and Development to designate a portion of Louisiana Highway 10 in Oakdale, Louisiana, as the "Dr. George B. Mowad Memorial Highway" and to erect proper signage along this route reflecting this designation.

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. 64—**

BY REPRESENTATIVE BADON

**A CONCURRENT RESOLUTION**

To urge and request the Louisiana Department of Environmental Quality to strictly enforce laws and rules and regulations concerning the storage and proper disposal of construction, demolition, and debris waste.

Read by title.

Reported favorably by the Committee on Environment.

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

**HOUSE CONCURRENT RESOLUTION NO. 65—**

BY REPRESENTATIVE JACK SMITH

**A CONCURRENT RESOLUTION**

To urge and request the Department of Transportation and Development to install a traffic signal at the intersection of Railroad Avenue and US Highway 90 in Patterson, Louisiana.

Read by title.

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

The committee amendments were read as follows:

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Transportation, Highways, and Public Works to Original House Concurrent Resolution No. 65 by Representative Jack Smith

**AMENDMENT NO. 1**

On page 1, line 2, after "To" and before "the" delete "direct" and insert "urge and request"

**AMENDMENT NO. 2**

On page 2, at the end of line 1, delete "directs" and insert "urges and requests"

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

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

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

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

**HOUSE BILL NO. 52—**

BY REPRESENTATIVES ODINET, ALARIO, AND CROWE

**A JOINT RESOLUTION**

Proposing to amend Article VII, Section 18(G)(1)(a) of the Constitution of Louisiana, to remove the prohibition that persons aged sixty-five and older whose adjusted gross income exceeds fifty thousand dollars, as adjusted annually by the Consumer Price Index, cannot receive a special assessment of residential property; to provide for submission of the proposed amendment to the electors; and to provide for related matters.

Read by title.

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

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

Under the rules, placed on the regular calendar.

**HOUSE BILL NO. 71—**

BY REPRESENTATIVES BRUCE AND PINAC

**AN ACT**

To enact R.S. 37:3393(H)(7), relative to real estate appraisers; to provide for an exemption from license requirements; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Commerce.

The committee amendments were read as follows:

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Commerce to Original House Bill No. 71 by Representative Bruce

**AMENDMENT NO. 1**

On page 1, delete lines 10 through 14 in their entirety and insert:

"(7) A certified public accountant when engaged by a client to perform a business valuation under both of the following conditions:

(a) The analysis of real property relies on values determined by a licensed or certified appraiser.

(b) Such certified public accountant is licensed pursuant to the Louisiana Accountancy Act and is performing professional services for a client in accordance with standards established by the American Institute of Certified Public Accountants. For purposes of this Subparagraph, "professional" shall be defined as provided in R.S. 37:73(13)."

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

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

Under the rules, placed on the regular calendar.

**HOUSE BILL NO. 90—**

BY REPRESENTATIVES BRUNEAU, ARNOLD, AND RICHMOND

**AN ACT**

To amend and reenact R.S. 47:305.40(A) and to enact R.S. 47:301(8)(f), relative to state and local sales and use taxes; to provide that certain carnival and nonprofit organizations participating in certain parades and purchases or sales of certain specialty items by such organizations are not subject to such taxes; 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. 90 by Representative Bruneau

**AMENDMENT NO. 1**

On page 1, delete line 16 and insert "sales of specialty items to members for fund-raising purposes by nonprofit carnival organizations domiciled within Louisiana and"

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## AMENDMENT NO. 2

On page 2, delete line 1 and insert "(iii) No nonprofit carnival organization domiciled within"

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. 157—**

BY REPRESENTATIVE PITRE

### A JOINT RESOLUTION

Proposing to amend Article XIII, Section 2 of the Constitution of Louisiana, relative to constitutional conventions; to provide that the law calling for a constitutional convention may limit the matters to be considered by the constitutional convention; to provide relative to the effectiveness of certain proposals by a constitutional convention; to provide for submission of the proposed amendment to the electors; and to provide for related matters.

Read by title.

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

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

Under the rules, placed on the regular calendar.

## **HOUSE BILL NO. 187—**

BY REPRESENTATIVE ARNOLD

### A JOINT RESOLUTION

Proposing to amend Article VII, Section 21(E) of the Constitution of Louisiana, to remove prohibition against extending ad valorem tax exemption for motor vehicles to taxes levied by a municipal governing authority or a district created by such authority; to provide for the submission of the proposed amendment to the electors; and to provide for related matters.

Read by title.

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

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

Under the rules, placed on the regular calendar.

## **HOUSE BILL NO. 214—**

BY REPRESENTATIVE GALLOT

### AN ACT

To enact Title XXII-A of Book III of the Civil Code, consisting of Civil Code Articles 3338 through 3368; and R.S. 44:77 through 80, 111 through 119, 171, and 172; to amend and reenact Civil Code Articles 517, 1554, 2021, 2035, 2442, and 3337; Code of Civil Procedure Articles 3752 and 4362; R.S. 9:4833 and 4834; R.S. 13:901; and R.S. 44:71, 72, 73, and 75 and 131; to repeal Civil Code Articles 3308, 3309, 3310, 3314, 3320(A) and (B), 3321 through 3324, and 3327 through 3336; R.S. 9:2371(A) and (B), 2721(A), 2721.1, 2722, 2728, 2733, 2741 through 2757, 5141, 5161, 5162, 5165, 5166, 5167(A) through (D), 5168 through 5207, 5214 through 5216, 5502, and 5556; R.S. 13:752 through 755, 913, and 3727; R.S. 35:17; and R.S. 44:76, 102 and 103, 132 through 136, 138, 162, 163, 202, 203, 232, 232.1, 233, and 268; and to redesignate R.S. 9:2731 as R.S. 31:216 and R.S. 9:2732 as R.S. 31:217, all relative to the recordation of

documents in the mortgage and conveyance records and the consolidation of the laws affecting the recordation of documents; to provide for the rules relative to the recordation of documents affecting immovable property; to provide for the duties and liability of the recorders; to provide for the effect of recordation as to third persons; to provide the limits to the effect of recordation and for matters not of record; to provide for the recordation of duplicate documents; to provide for the place of recordation; to provide for the stamping of documents by the recorder, the failure to endorse, and the presumption as to time of filing; to provide for the effect of ancient documents; to provide for information required to be in recorded acts and the effect of omissions; to provide for the cancellation of mortgages and liability for incorrect or false requests for cancellation; to provide for the recordation of transfers, amendments, and releases; to provide for the method and duration of the recordation of mortgages and the method of reinscription; to provide for the vendor's privilege and mortgage protecting the interest of a minor; to provide for the reinscription of notices of contract; to provide for the requirements for indexing names by the recorders; to provide for the office of mortgages and conveyances and for the establishment of branch offices; to provide for limitations of liability of the clerk and for insurance against liability; to provide for certified copies of records and their effect, recordation of notice of lease, certificate of encumbrances, and recordation of military discharge papers; to provide for the effect of an order of discharge in bankruptcy on recorded acts; to provide for the method of establishing the authenticity of documents; to provide for actions against the recorder; and to provide for related matters.

Read by title.

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

The committee amendments were read as follows:

## **HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Civil Law and Procedure to Original House Bill No. 214 by Representative Gallot

### AMENDMENT NO. 1

On page 1, at the end of line 10, change "101" to "102 and" and at the beginning of line 11, delete "through"

### AMENDMENT NO. 2

On page 5, line 13, after "recorder" and before "fails" insert "upon acceptance of an instrument"

### AMENDMENT NO. 3

On page 16, line 20, after "recorder" and before "keep" change "shall" to "may" and after "effect" and before "insurance" delete "at all times"

### AMENDMENT NO. 4

On page 16, line 21, after "against" and before "liability" delete "any"

### AMENDMENT NO. 5

On page 16, at the end of line 29, change the period "." to a comma "," and add "and other provisions of law."

### AMENDMENT NO. 6

On page 19, line 13, after "privilege" delete the remainder of the line and insert a comma ","

AMENDMENT NO. 7

On page 19, delete line 14 in its entirety and at the beginning of line 15, delete "certificate is sought"

AMENDMENT NO. 8

On page 20, line 2, after "privilege" and before "given" insert "specifically"

AMENDMENT NO. 9

On page 21, line 20, after "institution," delete "the request" and insert "in lieu of attaching a separate act of release, the financial institution"

AMENDMENT NO. 10

On page 26, at the end of line 12, add the following:

"The recorder shall preserve and maintain original maps, plats, property descriptions or photographs as related to the work of a professional surveyor engaged in the practice of land surveying as defined in R.S. 37:682(13)."

AMENDMENT NO. 11

On page 26, delete lines 26 through 28 in their entirety

AMENDMENT NO. 12

On page 27, line 7, after "R.S. 44:76," and before "103" change "101 through" to "102 and"

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

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

Under the rules, placed on the regular calendar.

**HOUSE BILL NO. 269—**

BY REPRESENTATIVE BAYLOR  
AN ACT

To amend and reenact R.S. 2:135.1(B)(2)(b), relative to certain airport leases; to increase the maximum extension of the primary term of certain airport leases; and to provide for related matters.

Read by title.

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

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

Under the rules, placed on the regular calendar.

**HOUSE BILL NO. 270—**

BY REPRESENTATIVES ANSARDI AND MARTINY  
AN ACT

To amend and reenact R.S. 32:411.1(E)(2), relative to the surrender of drivers' licenses; to authorize the issuance of temporary permits electronically under certain circumstances; to provide relative to certain requirements; and to provide for related matters.

Read by title.

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

The committee amendments were read as follows:

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Transportation, Highways, and Public Works to Original House Bill No. 270 by Representative Ansardi

AMENDMENT NO. 1

On page 1, line 4, after "requirements;" delete the remainder of the line and delete line 5 in its entirety

AMENDMENT NO. 2

On page 2, line 11, after "sooner," delete the remainder of the line and delete lines 12 and 13 in their entirety

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

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

Under the rules, placed on the regular calendar.

**HOUSE BILL NO. 281—**

BY REPRESENTATIVE ANSARDI  
AN ACT

To amend and reenact R.S. 13:3714, relative to the admissibility of blood alcohol concentration (BAC) test reports; to provide for the admissibility of certified copies of BAC test reports of the state police crime laboratory in civil actions; to provide for cross-examination by the party against whom the report is sought to be used; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Civil Law and Procedure.

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

Under the rules, placed on the regular calendar.

**HOUSE BILL NO. 294—**

BY REPRESENTATIVE TOWNSEND  
AN ACT

To enact R.S. 2:135.1(A)(4), relative to the lease of certain airport facilities at the Natchitoches Regional Airport; to exempt leases from provisions on leases of public lands; to require the governing authority of certain airports to meet certain requirements; and to provide for related matters.

Read by title.

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

The committee amendments were read as follows:

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Transportation, Highways, and Public Works to Original House Bill No. 294 by Representative Townsend

AMENDMENT NO. 1

On page 1, line 4, after "lands;" insert "to require the governing authority of certain airports to meet certain requirements;"

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## AMENDMENT NO. 2

On page 1, line 20, after "Title," insert "land."

## AMENDMENT NO. 3

On page 2, at the end of line 5, insert the following:

"The appraisals and fair market value comparisons required by this Paragraph shall be conducted and paid for by the governing authority of the Natchitoches Regional Airport."

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

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

Under the rules, placed on the regular calendar.

## **HOUSE BILL NO. 304—**

BY REPRESENTATIVE HAMMETT  
AN ACT

To enact R.S. 47:301(10)(y), relative to state sales and use taxes; to exclude purchases of natural gas held, used, or consumed in providing natural gas storage services or operating natural gas storage facilities from the state sales and use tax; 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. 307—**

BY REPRESENTATIVE FAUCHEUX  
AN ACT

To enact R.S. 38:339, relative to the Pontchartrain Levee District; to provide relative to the authority of the district to undertake drainage work; and to provide for related matters.

Read by title.

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

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

Under the rules, placed on the regular calendar.

## **HOUSE BILL NO. 308—**

BY REPRESENTATIVE BOWLER  
AN ACT

To amend and reenact Civil Code Article 3549, relative to conflict of laws; to provide for the applicability of law governing prescription and peremption; and to provide for related matters.

Read by title.

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

The committee amendments were read as follows:

### **HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Civil Law and Procedure to Original House Bill No. 308 by Representative Bowler

## AMENDMENT NO. 1

On page 2, line 5, after "state" and before the comma "," insert "and the action is brought by or on behalf of any person who, at the time the cause of action arose, neither resided in nor was domiciled in this state"

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

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

Under the rules, placed on the regular calendar.

## **HOUSE BILL NO. 320—**

BY REPRESENTATIVE MARCHAND  
AN ACT

To amend and reenact R.S. 37:572(D), relative to the composition of the Louisiana Cosmetology Board; to provide for the number of members who may be connected with the ownership of a school; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Commerce.

The committee amendments were read as follows:

### **HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Commerce to Original House Bill No. 320 by Representative Marchand

## AMENDMENT NO. 1

On page 1, line 2, after "R.S." delete "37:571(B) and 572(D)," and insert "37:572(D),"

## AMENDMENT NO. 2

On page 1, line 3, after "members" delete "to serve on the", at the beginning of line 4, delete "board and related qualifications;" and insert "who may be connected with the ownership of a school;"

## AMENDMENT NO. 3

On page 1, line 6, after "R.S." delete "37:571(B) and 572(D) are" and insert "37:572(D) is"

## AMENDMENT NO. 4

On page 1, delete lines 8 through 13 in their entirety

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

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

Under the rules, placed on the regular calendar.

## **HOUSE BILL NO. 362—**

BY REPRESENTATIVES QUEZAIRE AND ST. GERMAIN AND SENATOR AMEDEE  
AN ACT

To enact R.S. 38:326.1(E), relative to the Lafourche Basin Levee District; to authorize the district to contract for certain law enforcement services with sheriffs' offices within the boundaries of the levee district; and to provide for related matters.

Read by title.

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



**Motion**

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

**HOUSE BILL NO. 381—**  
BY REPRESENTATIVES JOHNS, ANSARDI, DEWITT, PINAC, AND  
WALKER AND SENATORS KOSTELKA AND THEUNISSEN  
AN ACT

To amend and reenact R.S. 51:142, relative to monopolies; to exempt electric or gas utility companies subject to the jurisdiction of certain regulatory commissions from provisions applicable to monopolies; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Commerce.

The committee amendments were read as follows:

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Commerce to Original House Bill No. 381 by Representative Johns

**AMENDMENT NO. 1**

On page 1, after line 17, insert:

"C. Nothing in this Section shall prohibit the attorney general from bringing an action on behalf of the people of the state of Louisiana pursuant to any provision under this Part, R.S. 51:121 et seq."

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

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

Under the rules, placed on the regular calendar.

**HOUSE BILL NO. 388—**  
BY REPRESENTATIVE FANNIN AND SENATOR KOSTELKA  
AN ACT

To amend and reenact R.S. 38:3097.2(1) through (4), 3097.3(C)(5), and 3097.6, relative to ground water management; to provide for definitions; to provide for powers and duties of the commissioner of conservation; to provide for determination of areas of ground water concern and critical areas of ground water concern; to provide for applications under current consideration and declared critical ground water areas; to provide for rules and regulations; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Environment.

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

Under the rules, placed on the regular calendar.

**HOUSE BILL NO. 419—**  
BY REPRESENTATIVE K. CARTER AND SENATOR HAINKEL  
A JOINT RESOLUTION

Proposing to add Article VII, Section 21(C)(19) of the Constitution of Louisiana, relative to ad valorem tax exemptions; to exempt works of art on consignment; to provide for submission of the proposed amendment to the electors; to provide for an effective date; and to provide for related matters.

Read by title.

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

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

Under the rules, placed on the regular calendar.

**HOUSE BILL NO. 465—**  
BY REPRESENTATIVE BALDONE  
AN ACT

To amend and reenact Code of Civil Procedure Article 4133, relative to the special mortgage furnished by a tutor; to provide for inclusion of the minor's date of birth; to provide for validity of mortgages filed without the minor's date of birth; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Civil Law and Procedure.

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

Under the rules, placed on the regular calendar.

**HOUSE BILL NO. 485—**  
BY REPRESENTATIVES WALKER, DEWITT, DORSEY, JOHNS, AND  
LAFLEUR AND SENATORS HINES, CHEEK, AND KOSTELKA  
AN ACT

To amend and reenact R.S. 44:4.1(B)(5) and to enact R.S. 13:3715.4 and 3715.5, relative to medical malpractice; to provide for legislative findings; to provide for the confidentiality of certain information; to provide for the admissibility of certain statements by health care providers; to provide for exceptions to the Public Records Act; and to provide for related matters.

Read by title.

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

The committee amendments were read as follows:

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Civil Law and Procedure to Original House Bill No. 485 by Representative Walker

**AMENDMENT NO. 1**

On page 1, line 12, after "R.S. 22:5," and before "and" insert "the office of risk management."

**AMENDMENT NO. 2**

On page 1, line 16, after "R.S. 22:5" and before "and" insert a comma "," and add "the office of risk management."

**AMENDMENT NO. 3**

On page 2, line 3, after "R.S. 22:5," and before "or" insert "the office of risk management."

**AMENDMENT NO. 4**

On page 2, line 4, after "administrator" and before "risk" change the comma "," to "or" and after "manager" delete the remainder of the line

**AMENDMENT NO. 5**

On page 2, at the beginning of line 5, delete "representative"

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## AMENDMENT NO. 6

On page 2, line 8, after "discovery" and before "produced" insert a comma ","

## AMENDMENT NO. 7

On page 2, line 11, after "information" and before "is" delete "in the possession of a health care provider"

## AMENDMENT NO. 8

On page 2, line 11, after "discoverable" and before the comma "," insert "from the health care provider"

## AMENDMENT NO. 9

On page 2, line 12, after "subpoena" and before the comma "," insert "to the health care provider"

## AMENDMENT NO. 10

On page 2, line 15, after "R.S. 22:5," and before "or" insert "the office of risk management,"

## AMENDMENT NO. 11

On page 2, line 23, after "professional" and before "and" delete the comma ","

## AMENDMENT NO. 12

On page 2, line 23, after "R.S. 22:5," and before "or" insert "the office of risk management,"

## AMENDMENT NO. 13

On page 2, delete lines 25 through 28 in their entirety

## AMENDMENT NO. 14

On page 3, line 1, change "C" to "B"

## AMENDMENT NO. 15

On page 3, line 2, after "Section" and before "shall" insert a comma "," and add "except an order for an in camera inspection,"

## AMENDMENT NO. 16

On page 3, at the end of line 18, after the period "." add the following:

"A statement of fault, however, which is part of, or in addition to, any such communication shall not be made inadmissible pursuant to this Section."

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

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

Under the rules, placed on the regular calendar.

## **HOUSE BILL NO. 509—**

BY REPRESENTATIVE TRICHE

AN ACT

To enact R.S. 32:853(A)(1)(e), relative to motor vehicle operating records; to provide relative to offenses included on an individual's operating record; to prohibit certain offenses from appearing on an individual's operating record; and to provide for related matters.

Read by title.

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

The committee amendments were read as follows:

## **HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Transportation, Highways, and Public Works to Original House Bill No. 509 by Representative Triche

## AMENDMENT NO. 1

On page 1, at the end of line 13, before the period "." insert "or wearing a motorcycle helmet"

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

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

Under the rules, placed on the regular calendar.

## **HOUSE BILL NO. 552—**

BY REPRESENTATIVE ST. GERMAIN  
AN ACT

To enact Part IV-C of Chapter 8 of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:1730.41 through 1730.48, and to repeal Part IV-B of Chapter 8 of Title 40 of the Louisiana Revised Statutes of 1950, comprised of R.S. 40:1730.21 through 1730.32, relative to the state fire marshal; to provide for the Commercial Building Energy Conservation Code; to provide for definitions; to provide for adoption of code; to provide for enforcement and rules; to provide for amendments and revisions to the code; to provide for fees; to provide for training and technical assistance; to repeal existing provisions; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Commerce.

The committee amendments were read as follows:

## **HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Commerce to Original House Bill No. 552 by Representative St. Germain

## AMENDMENT NO. 1

On page 5, line 4, after "additional" change "twenty" to "ten"

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

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

Under the rules, placed on the regular calendar.

## **HOUSE BILL NO. 599—**

BY REPRESENTATIVES HAMMETT, SALTER, ALARIO, DORSEY, AND FAUCHEUX AND SENATORS HINES, BAJOIE, HEITMEIER, AND MOUNT

AN ACT

To amend and reenact R.S. 3:4684 and R.S. 47:820.1 and 1508(B)(6) and to enact Part V-A of Chapter 7 of Subtitle II of Title 47 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 47:818.1 through 818.104, relative to the taxes on gasoline, motor fuel, and special fuels; to provide for the disclosure of licensee information; to conform the terminology as it relates to the tax dedicated to the Transportation Infrastructure Model of

Economic Development Account; to provide for the collection of the tax on gasoline, motor fuels, and special fuels at the point of leaving the terminal rack or upon importation into the state; to provide definitions; to provide for licensing and bond requirements and filing requirements; to provide for civil and criminal penalties; to define certain crimes; 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. 599 by Representative Hammett

##### AMENDMENT NO. 1

On page 1, line 2, after "reenact" insert "R.S. 3:4684,"

##### AMENDMENT NO. 2

On page 1, line 14, change "R.S. 47:820.1" to "R.S. 47:818.1"

##### AMENDMENT NO. 3

On page 5, line 18, after "gasoline," and before "liquefied" insert "liquefied natural gas."

##### AMENDMENT NO. 4

On page 7, line 8, after "means" and before the period "." insert "other than in the fuel supply tank of motor vehicles"

##### AMENDMENT NO. 5

On page 8, line 2, after "gas" and before "or" insert ", liquefied natural gas,"

##### AMENDMENT NO. 6

On page 10, line 2, after "gas" and before "and" insert ", liquefied natural gas,"

##### AMENDMENT NO. 7

On page 11, line 21, after "registered" and before "under" insert "as required" and after "under" change "Section 4101" to "26 USC 4101"

##### AMENDMENT NO. 8

On page 13, line 12, after "per" and before "gallon" insert "net"

##### AMENDMENT NO. 9

On page 14, line 10, after "fuel" and before "at" insert "or transmix"

##### AMENDMENT NO. 10

On page 19, line 14, after "USC 4082" and before the period "." insert "and the regulations adopted thereunder"

##### AMENDMENT NO. 11

On page 20, line 10, after "the" delete "tax" and insert in lieu thereof "provisions"

##### AMENDMENT NO. 12

On page 20, line 14, at the end of the line delete "The" and delete lines 15 and 16 in their entirety.

##### AMENDMENT NO. 13

On page 20, between lines 16 and 17 insert the following:

"D. Persons in possession of taxable fuel in storage as of the close of the business day preceding the effective date of this Act shall:

(1) Take an inventory at the close of the business day preceding the effective date of this Act to determine the gallons in storage for purposes of determining the floor-stocks tax.

(2) Report the gallons listed in Subsection A of this Section on forms provided by the secretary, not later than the first day of the first month following the effective date of this Act.

(3) Remit the tax levied under this Section no later than the first day of the sixth month following the effective date of this Act.

E. Persons failing to file the inventory report shall be subject to the penalty as provided in R.S. 47:818.24(D). Persons not paying the tax herein provided by the date specified shall incur interest and penalty on the unpaid tax as provided in the administrative provisions in Chapter 18 this Title."

##### AMENDMENT NO. 14

On page 21, line 1, change "twentieth" to "twenty-second"

##### AMENDMENT NO. 15

On page 22, line 21, after "deduction" and before "of" delete "of one-half"

##### AMENDMENT NO. 16

On page 22, line 24, change "twentieth" to "twenty-second"

##### AMENDMENT NO. 17

On page 22, line 28, after "discount" and before "of" delete "of one-half"

##### AMENDMENT NO. 18

On page 23, line 3, after "C." and before "A" insert "(1)"

##### AMENDMENT NO. 19

On page 23, line 7, change "sixty" to "thirty"

##### AMENDMENT NO. 20

On page 23, between lines 11 and 12 insert the following:

"(2) In the event that the credit to the supplier originates out of a failure to pay a destination state motor fuel tax on shipments removed for export under R.S. 47:818.14(B), the presumption as set forth in R.S. 47:818.11 shall be raised that the fuel was removed for use in this state and thus taxable. The secretary shall seek payment of the tax in a dual capacity both to protect the interests of this state and as the base state from which the shipment originated to assist the destination state in the reporting or collection of tax due upon the receipt of the fuel into that state."

##### AMENDMENT NO. 21

On page 24, line 20, at the end of the line delete "R.S. 47:818.32.0" and insert "R.S. 47:818.32."

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## AMENDMENT NO. 22

On page 25, line 5, after "rack" and before "during" insert "in Louisiana"

## AMENDMENT NO. 23

On page 30, line 10, after "IFTA" and before "shall" delete the comma " , "

## AMENDMENT NO. 24

On page 34, line 28, after "a" and before "terminal operator" delete "terminal or"

## AMENDMENT NO. 25

On page 37, line 11, at the end of the line insert "In computing the amount of the bond, the amount of tax liability shall be reduced by the amount paid to the supplier or permissive supplier."

## AMENDMENT NO. 26

On page 37, line 16, after "licensee" delete the period "." and insert "when:"

## AMENDMENT NO. 27

On page 37, between lines 16 and 17, insert the following:

"(1) Liability upon the previous bond is discharged or reduced by a judgment rendered, payment made, or is otherwise disposed of.

"(2) In the opinion of the secretary, any surety on the previous bond becomes unsatisfactory.

"(3) The licensee no longer meets the conditions for waiver of bond as set forth in Subsection F of this Section."

## AMENDMENT NO. 28

On page 37, at the beginning of line 17, indent and insert "C." before "The"

## AMENDMENT NO. 29

On page 37, line 21, change "C." to "D."

## AMENDMENT NO. 30

On page 37, line 27, change "D." to "E."

## AMENDMENT NO. 31

On page 38, line 8, change "E." to "F."

## AMENDMENT NO. 32

On page 38, line 18, change "F." to "G."

## AMENDMENT NO. 33

On page 38, line 19, after "Act" and before "and" insert "as either a gasoline dealer, gasoline jobber, or special fuel supplier" and after "Subsection" and before "will" delete "E" and insert in lieu thereof "F of this Section"

## AMENDMENT NO. 34

On page 38, line 21, change "G." to "H."

## AMENDMENT NO. 35

On page 39, line 5, after "§4101" and before the comma " , " insert "and the regulations adopted thereunder"

## AMENDMENT NO. 36

On page 42, between lines 8 and 9, insert the following:

"A. The secretary may enter into reciprocity agreements on behalf of the state of Louisiana with authorized representatives of other states for the purpose of determining methods for collecting and forwarding of gasoline or diesel fuel taxes and penalties."

## AMENDMENT NO. 37

On page 42, line 9, change "A." to "B."

## AMENDMENT NO. 38

On page 42, line 17, change "B." to "C." and delete "Such an" and insert in lieu thereof "Any"

## AMENDMENT NO. 39

On page 42, line 19, change "C." to "D."

## AMENDMENT NO. 40

On page 42, delete lines 26 and 27 in their entirety.

## AMENDMENT NO. 41

On page 42, line 28, change "(6)" to "(5)"

## AMENDMENT NO. 42

On page 43, line 1, change "D." to "E."

## AMENDMENT NO. 43

On page 43, line 7, change "E." to "F." and delete "The" and insert in lieu thereof "An"

## AMENDMENT NO. 44

On page 43, line 15, change "F." to "G."

## AMENDMENT NO. 45

On page 43, line 18, change "G." to "H."

## AMENDMENT NO. 46

On page 43, line 20, change "H." to "I."

## AMENDMENT NO. 47

On page 43, delete line 22, and insert the following:

"J. An interstate motor fuel user licensed in accordance with the provisions of such an agreement authorized by this Section shall"

## AMENDMENT NO. 48

On page 43, line 23, after "Louisiana" insert a period "." and delete the remainder of the line.

## AMENDMENT NO. 49

On page 45, line 22, at the end of the line delete the period "." and insert a colon ":"

## AMENDMENT NO. 50

On page 45, line 23, at the end of the line delete the period "." and insert in lieu thereof ", or"

## AMENDMENT NO. 51

On page 48, line 21, at the end of the line delete the period "." and insert a colon ":"

AMENDMENT NO. 52

On page 49, line 14, delete "carburet or" and insert in lieu thereof "carburetor or fuel injectors"

AMENDMENT NO. 53

On page 54, line 26, delete "carburetor" and insert in lieu thereof "engine"

AMENDMENT NO. 54

On page 55, line 3, after the second "or" and before "with" insert "fuel injectors, or" and at the end of the line delete "carburetor"

AMENDMENT NO. 55

On page 55, line 4, at the beginning of the line delete "of the"

AMENDMENT NO. 56

On page 59, line 8, delete "per cent" and insert in lieu thereof "percent"

AMENDMENT NO. 57

On page 62, line 22, after "(18)" and before "and" insert ", and liquefied natural gas as defined by R.S. 47:818.2(42),"

AMENDMENT NO. 58

On page 63, line 15, after "cent" and before "per" insert a dash ":-"

AMENDMENT NO. 59

On page 67, line 9, after "Agriculture" and before "for" insert "and Forestry"

AMENDMENT NO. 60

On page 67, between lines 17 and 18, insert the following:

"Section 3. R.S. 3:4684 is hereby amended and reenacted to read as follows:

§4684. Fee to be collected for testing, etc.

For the purpose of defraying the expenses connected with the inspection, testing, and analyzing of petroleum products in this state and enforcement of this Chapter, there shall be collected by the secretary of the Department of Revenue a fee of four thirty-seconds of one cent per gallon on all petroleum products distributed, sold, or offered or exposed for sale or use or consumption in the state or used or consumed in the state which shall be paid before delivery to agents, dealers, or consumers in the state. The fee does not include liquefied petroleum gas, natural gas, or bulk sale or transfers. Excluding bulk sales or transfers, the fee will be imposed upon the removal from an Internal Revenue Service approved terminal using the terminal rack. The position holder shall collect the fee imposed from the person who orders the withdrawal at the terminal rack. Exports out of the state shall not be subject to the fee. A fee is also imposed on the above-referenced fuel upon import to the state excluding bulk sale or transfer for delivery within the state. This fee shall be paid by the first importer. However, no fee shall be due on ~~special~~ fuels that are eligible for tax refunds under the provisions of R.S. ~~47:802.2~~ 47:818.15(A)(5) or that are sold for use in or distributed to seagoing vessels as defined in R.S. 3:4602. The secretary of the Department of Revenue is authorized to seize and hold these products on which the fee has not been paid until such time as the fee has been paid. Any expense incurred in the seizure and holding of any product so seized shall be assessed in addition to the fee and collected at the same time the fee is collected."

AMENDMENT NO. 61

On page 67, line 18, change "Section 3." to "Section 4."

AMENDMENT NO. 62

On page 67, line 24, change "Section 4." to "Section 5."

AMENDMENT NO. 63

On page 67, line 27, change "Section 5." to "Section 6."

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. 650—**

BY REPRESENTATIVE ARNOLD

AN ACT

To amend and reenact R.S. 6:969.35(A) and (D) and 969.37(D) and (G) and to enact R.S. 6:969.6(30) through (33), relative to the Motor Vehicle Sales Finance Act; to provide for definitions; to provide for authority to issue debt waiver or debt forgiveness agreements; to provide for licenses; to provide for violations; to provide for fees; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Commerce.

The committee amendments were read as follows:

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Commerce to Original House Bill No. 650 by Representative Arnold

AMENDMENT NO. 1

On page 1, delete line 19 in its entirety and insert the following:

"consumer loan, consumer credit sale or lease due to physical damage, total loss or"

AMENDMENT NO. 2

On page 2, line 3, after "contract" insert "or insurance policy"

AMENDMENT NO. 3

On page 2, at the beginning of line 13, delete "and" and insert "or"

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

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

Under the rules, placed on the regular calendar.

**HOUSE BILL NO. 696—**

BY REPRESENTATIVE PINAC

AN ACT

To enact R.S. 9:3578.6(A)(8), relative to the Louisiana Deferred Presentment and Small Loan Act; to provide for prohibited acts; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Commerce.

The committee amendments were read as follows:

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Commerce to Original House Bill No. 696 by Representative Pinac

AMENDMENT NO. 1

On page 1, at the beginning of line 2, delete "To amend and reenact R.S. 9:3578.3(2)(introductory paragraph) and (6)," and insert "To enact R.S. 9:3578.6(A)(8),"

AMENDMENT NO. 2

On page 1, line 3, after "for" delete "definitions;" and insert "prohibited acts;"

AMENDMENT NO. 3

On page 1, delete lines 6 and 7 in their entirety and insert "Section 1. R.S. 9:3578.6(A)(8) is hereby enacted to read as follows:"

AMENDMENT NO. 4

On page 1, delete lines 8 through 20 in their entirety and insert the following:

"§3578.6. Prohibited acts

A. A licensee shall not:

\* \* \*

(8) Take any direct or indirect interest, possessory or otherwise, whether perfected or unperfected, in any property in connection with a small loan, or a deferred presentment transaction."

AMENDMENT NO. 5

On page 2, delete lines 1 through 3 in their entirety

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

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

Under the rules, placed on the regular calendar.

**HOUSE BILL NO. 738—**  
BY REPRESENTATIVES M. GUILLORY AND PINAC  
AN ACT

To amend and reenact R.S. 9:3515(A)(1)(a), relative to the Louisiana Consumer Credit Law; to provide for home protection plans; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Commerce.

**Motion**

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

**HOUSE BILL NO. 778—**  
BY REPRESENTATIVE HEATON  
AN ACT

To enact R.S. 2:135.1(A)(4), relative to the lease of certain airport facilities; to exempt certain leases from the provisions on leases of public lands; to require the governing authority of certain airports to meet certain requirements; and to provide for related matters.

Read by title.

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

The committee amendments were read as follows:

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Transportation, Highways, and Public Works to Original House Bill No. 778 by Representative Heaton

AMENDMENT NO. 1

On page 1, line 3, after "lands;" insert "to require the governing authority of certain airports to meet certain requirements;"

AMENDMENT NO. 2

On page 1, delete line 16 and insert the following:

"any airport located in this state which is eligible to receive funding from the Federal Aviation Administration is authorized"

AMENDMENT NO. 3

On page 1, line 17, after "Title," insert "land,"

AMENDMENT NO. 4

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

"The appraisals and fair market value comparisons required by this Paragraph shall be conducted and paid for by the governing authority of the airport."

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

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

Under the rules, placed on the regular calendar.

**House 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. 6—**  
BY REPRESENTATIVES GARY SMITH, BRUCE, CROWE, DOERGE, FRITH, GEYMAN, KLECKLEY, LAFONTA, PINAC, T. POWELL, RITCHIE, SHEPHERD, STRAIN, TRAHAN, WADDELL, WALSWORTH, AND WHITE  
AN ACT

To enact R.S. 29:418.1, relative to the suspension or termination of cellular phone contracts during service in the uniformed services; to authorize the termination of the contract without an early termination fee; to authorize the suspension of a cellular phone contract without imposition of any activation fee; to require certain notices; and to provide for related matters.

Read by title.

Rep. Gary Smith 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
Baylor	Hammett	Robideaux
Beard	Heaton	Romero
Bowler	Hebert	Scalise
Bruce	Hill	Schneider
Bruneau	Honey	Shepherd
Burns	Hopkins	Smiley
Burrell	Hunter	Smith, G.
Carter, K.	Hutter	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	LaFleur	Townsend
Daniel	LaFonta	Trahan
DeWitt	Lambert	Triche
Doerge	Lancaster	Tucker
Dorsey	Marchand	Waddell
Dove	Martiny	Walker
Downs	McDonald	Walsworth
Durand	McVea	White
Erdey	Montgomery	Winston
Fannin	Morrell	Wooton
Farrar	Morrish	Wright
Faucheux	Odinet	

Total - 101

NAYS

Total - 0

ABSENT

Baudoin	Jackson
Dartez	LaBruzzo

Total - 4

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Gary 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.

**Suspension of the Rules**

On motion of Rep. Kleckley, 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 BILL NO. 98—**

BY REPRESENTATIVE WALKER

AN ACT

To amend and reenact R.S. 32:667(H)(1), relative to seizure of a driver's license; to provide with respect to the reinstatement of drivers' licenses following suspension in connection with a criminal charge; and to provide for related matters.

Read by title.

Rep. Walker moved the final passage of the bill.

YEAS

Mr. Speaker	Downs	Scalise
Ansardi	Erdey	Shepherd
Barrow	Fannin	Smith, J.D.—50th
Baudoin	Guillory, M.	Smith, J.H.—8th
Beard	Hill	St. Germain
Bruce	Hunter	Thompson
Burns	Kenney	Toomy
Cazayoux	LaBruzzo	Triche
Crane	Lambert	Walker
Daniel	McDonald	Walsworth
Dartez	Montgomery	White
DeWitt	Pitre	
Dove	Powell, M.	

Total - 37

NAYS

Alario	Geymann	Morrish
Alexander	Glover	Odinet
Arnold	Gray	Pierre
Badon	Greene	Pinac
Baldone	Guillory, E.	Powell, T.
Baylor	Hammett	Richmond
Bowler	Heaton	Ritchie
Bruneau	Hebert	Robideaux
Burrell	Honey	Romero
Carter, K.	Hopkins	Schneider
Carter, R.	Jackson	Smiley
Cravins	Jefferson	Smith, G.
Crowe	Johns	Strain
Curtis	Katz	Townsend
Damico	Kleckley	Tucker
Doerge	LaFonta	Winston
Farrar	Lancaster	Wooton
Faucheux	Marchand	Wright
Frith	Martiny	
Gallot	McVea	

Total - 58

ABSENT

Dorsey	LaFleur	Trahan
Durand	Morrell	Waddell
Hutter	Quezaire	
Kennard	Smith, J.R.—30th	

Total - 10

The Chair declared the above bill failed to pass.

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

**Suspension of the Rules**

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

**HOUSE BILL NO. 123—**

BY REPRESENTATIVES DOWNS AND GALLOT

AN ACT

To enact R.S. 36:509(U) and Part XXXI of Chapter 13 of Title 38 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 38:3087.281 through 3087.295, relative to the Lincoln Parish Reservoir Authority; to create the Lincoln Parish Reservoir Authority as a state agency; to provide for a board of commissioners to manage the reservoir authority; to provide for the reimbursement of the amount originally paid for property returned to a prior landowner; to limit the authority of the

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district to expropriate property; to provide for the powers and duties of the authority including the authority to issue bonds; to prohibit certain actions; to provide for penalties; to provide relative to the authority's relationship with the Department of Transportation and Development and the Louisiana Wildlife and Fisheries Commission; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Downs to Engrossed House Bill No. 123 by Representative Downs

AMENDMENT NO. 1

On page 2, between lines 25 and 26, insert the following:

"D. When the governing authority of the authority selects a site for a reservoir, it shall adopt a resolution identifying the site and shall file a copy of the resolution with the secretary of state and with the secretary of the Department of Transportation and Development."

AMENDMENT NO. 2

On page 7, between lines 20 and 21, insert the following:

"(11) Impose and collect civil penalties for certain offenses committed within the jurisdiction of the authority."

AMENDMENT NO. 3

On page 7, at the beginning of line 21, change "(11)" to "(12)"

AMENDMENT NO. 4

On page 12, line 25, after "Act" and before "select" insert "fails to"

AMENDMENT NO. 5

On page 12, at the end of line 27, change "2005." to "2015."

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

Rep. Downs 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, Fannin, Montgomery, Alario, Fauchoux, Morrell, Ansardi, Frith, Morrish, Arnold, Gallot, Odinet, Badon, Gray, Pierre, Baldone, Guillory, E., Pinac, Barrow, Guillory, M., Pitre, Baylor, Heaton, Powell, T., Bruce, Hebert, Quezaire, Burrell, Hill, Richmond, Carter, K., Honey, Ritchie, Carter, R., Hopkins, Romero, Cazayoux, Hunter, Shepherd, Crane, Hutter, Smith, G., Cravins, Jackson, Smith, J.D.-50th, Curtis, Jefferson, Smith, J.R.-30th

Table with 3 columns: Damico, Daniel, Dartez, DeWitt, Doerge, Dorsey, Dove, Downs, Durand, Erdey, Johns, Katz, Kenney, Kleckley, LaBruzzo, LaFleur, LaFonta, Marchand, Martiny, McDonald, St. Germain, Strain, Thompson, Toomy, Townsend, Trahan, Walker, Walsworth, Wooton, Wright

Total - 78

NAYS

Table with 3 columns: Alexander, Baudoin, Beard, Bowler, Bruneau, Burns, Crowe, Farrar, Geymann, Greene, Lambert, Lancaster, McVea, Powell, M., Robideaux, Scalise, Schneider, Smiley, Smith, J.H.-8th, Tucker, Waddell, White, Winston

Total - 23

ABSENT

Table with 2 columns: Glover, Hammett, Kennard, Triche

Total - 4

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Downs 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. 130— BY REPRESENTATIVE HAMMETT AN ACT

To enact R.S. 47:287.730, relative to the corporation income tax; to provide for electing out of partnership treatment for corporation income tax purposes; to provide for the treatment of certain items of income and expenses with regard to an unincorporated organization electing out of partnership treatment; to provide for the applicability of such electing out; 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

Table with 3 columns: Mr. Speaker, Fauchoux, Morrish, Alario, Frith, Odinet, Alexander, Gallot, Pierre, Ansardi, Geymann, Pinac, Arnold, Glover, Pitre, Badon, Gray, Powell, M., Baldone, Guillory, E., Powell, T., Barrow, Guillory, M., Quezaire, Baudoin, Hammett, Richmond, Baylor, Heaton, Ritchie, Beard, Hebert, Romero, Bowler, Hill, Scalise, Bruce, Honey, Schneider, Bruneau, Hopkins, Shepherd



Burns	Hunter	Smiley
Burrell	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 - 102

NAYS

Total - 0

ABSENT

Carter, K.	Greene	Robideaux
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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. 141—**  
BY REPRESENTATIVE WALKER  
AN ACT

To amend and reenact R.S. 47:462(A)(5)(a) and 477, relative to the registration and licensing of certain vehicles; to provide relative to the classification of certain trucks, tandem trucks, truck-tractors, semitrailers, and trailers; to clarify the classification of such vehicles owned by persons engaged in the business of actual farming; to provide relative to the registration of trailers; to authorize certain law enforcement agencies to assign serial numbers and inspect certain trailers; 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. 141 by Representative Walker

AMENDMENT NO. 1

On page 2, line 7, change "wholly owned" to "wholly-owned"

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

**Motion**

On motion of Rep. Walker, the bill, as amended, was returned to the calendar.

**Notice of Intention to Call**

Pursuant to House Rule No. 8.26(A), Rep. Walker gave notice of her intention to call House Bill No. 141 from the calendar for future action.

**HOUSE BILL NO. 174—**  
BY REPRESENTATIVE MONTGOMERY  
AN ACT

To enact R.S. 38:2212(A)(1)(d)(iii), relative to public contracts; to provide relative to certain contracts advertised and let by the Bossier Parish Police Jury; to increase the contract limit for certain contracts; to provide relative to certain restrictions; to authorize the contract limit to be adjusted annually to reflect inflation; to require the Bossier Parish Police Jury to publish the contract limit under certain circumstances; and to provide for related matters.

Read by title.

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Montgomery to Engrossed House Bill No. 174 by Representative Montgomery

AMENDMENT NO. 1

On page 2, line 10, change "Subparagraph" to "Item"

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

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

**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
Carter, R.	Johns	Smith, J.R.—30th
Cazayoux	Katz	St. Germain
Crane	Kennard	Strain
Cravins	Kenney	Thompson
Crowe	Kleckley	Toomy
Curtis	LaBruzzo	Townsend
Daniel	LaFleur	Trahan
Dartez	LaFonta	Triche
Doerge	Lambert	Tucker
Dorsey	Lancaster	Waddell

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Dove	Marchand	Walker
Downs	Martiny	Walsworth
Durand	McDonald	White
Erdey	McVea	Winston
Fannin	Montgomery	Wooton
Farrar	Morrell	Wright
Faucheux	Morrish	
Frith	Odinet	

Total - 103

NAYS

Total - 0

ABSENT

Damico DeWitt

Total - 2

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.

**HOUSE BILL NO. 211—**

BY REPRESENTATIVES HAMMETT, BOWLER, ARNOLD, BALDONE, BAYLOR, CURTIS, DARTEZ, FARRAR, HEATON, HILL, HONEY, KENNEY, MONTGOMERY, ODINET, AND JANE SMITH

**AN ACT**

To amend and reenact R.S. 47:293(6)(e), relative to individual income tax; to extend the exemption for certain income earned by military personnel for services performed outside of the state; 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	Farrar	Odinet
Alario	Faucheux	Pierre
Alexander	Frith	Pinac
Ansardi	Geymann	Pitre
Arnold	Glover	Powell, M.
Badon	Gray	Powell, T.
Baldone	Greene	Quezaire
Barrow	Guillory, E.	Richmond
Baudoin	Guillory, M.	Ritchie
Baylor	Hammett	Robideaux
Beard	Heaton	Romero
Bowler	Hill	Scalise
Bruce	Honey	Schneider
Bruneau	Hopkins	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	Kenney	Strain
Crowe	Kleckley	Thompson
Curtis	LaBruzzo	Toomy
Damico	LaFleur	Townsend
Daniel	LaFonta	Trahan
Dartez	Lambert	Tucker

DeWitt	Lancaster	Waddell
Doerge	Marchand	Walker
Dorsey	Martiny	Walsworth
Dove	McDonald	White
Downs	McVea	Winston
Durand	Montgomery	Wooton
Erdey	Morrell	Wright
Fannin	Morrish	

Total - 101

NAYS

Total - 0

ABSENT

Gallot Kennard

Hebert Triche

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. 219—**

BY REPRESENTATIVE ARNOLD

**AN ACT**

To amend and reenact R.S. 32:429(A), relative to service and transaction fees levied by local governments to fund office of motor vehicles field offices; to increase the maximum fee allowed per service or transaction; and to provide for related matters.

Read by title.

Rep. Arnold moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. Speaker	Faucheux	Odinet
Alario	Frith	Pierre
Ansardi	Gallot	Pinac
Arnold	Glover	Powell, T.
Badon	Gray	Quezaire
Baldone	Hammett	Richmond
Barrow	Heaton	Ritchie
Baylor	Hill	Robideaux
Burrell	Honey	Romero
Carter, K.	Hopkins	Smiley
Carter, R.	Hunter	Smith, G.
Crane	Hutter	Smith, J.D.—50th
Cravins	Jefferson	Smith, J.H.—8th
Curtis	Johns	Smith, J.R.—30th
Damico	Kenney	St. Germain
Daniel	Kenney	Thompson
Dartez	LaFonta	Toomy
DeWitt	Lancaster	Townsend
Doerge	Marchand	Triche
Dorsey	Martiny	Tucker
Dove	McDonald	Waddell
Downs	McVea	Walker
Durand	Montgomery	Wooton
Farrar	Morrell	

Total - 71

NAYS

Alexander	Greene	Scalise
Beard	Guillory, E.	Schneider
Bowler	Guillory, M.	Shepherd
Bruneau	Jackson	Strain
Burns	LaBruzzo	Trahan
Crowe	Lambert	Walsworth
Erdey	Morrish	White
Fannin	Pitre	Winston
Geymann	Powell, M.	Wright
Total - 27		

ABSENT

Baudoin	Hebert	LaFleur
Bruce	Katz	
Cazayoux	Kleckley	
Total - 7		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Arnold 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. 437—**  
BY REPRESENTATIVES HAMMETT, SALTER, ALARIO, AND DORSEY  
AND SENATORS HINES, BAJOEI, HEITMEIER, AND MOUNT  
AN ACT

To enact R.S. 47:841(B)(6), relative to the tobacco tax; to increase the tax on cigarettes; to provide for an effective date; and to provide for related matters.

Read by title.

**Motion**

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

**Notice of Intention to Call**

Pursuant to House Rule No. 8.26(A), Rep. Hammett gave notice of his intention to call House Bill No. 437 from the calendar for future action.

**HOUSE BILL NO. 645—**  
BY REPRESENTATIVE ROBIDEAUX  
AN ACT

To amend and reenact R.S. 6:255 and R.S. 12:57 and to enact R.S. 6:257 and R.S. 12:59, relative to shares of stock; to provide for shares without stock certificates; to provide for transfer of shares; 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. 645 by Representative Robideaux

AMENDMENT NO. 1

On page 4, line 14, at the beginning of the line change "12:255(H)" to "6:255(H)"

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

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

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. Speaker	Faucheux	Pierre
Alario	Frith	Pinac
Alexander	Gallot	Pitre
Ansardi	Geymann	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
Bruce	Honey	Shepherd
Bruneau	Hopkins	Smiley
Burns	Hunter	Smith, G.
Burrell	Jackson	Smith, J.D.—50th
Carter, K.	Jefferson	Smith, J.H.—8th
Carter, R.	Katz	St. Germain
Cazayoux	Kennard	Strain
Crane	Kenney	Thompson
Cravins	Kleckley	Toomy
Crowe	LaBruzzo	Townsend
Curtis	LaFleur	Trahan
Damico	LaFonta	Triche
Daniel	Lambert	Tucker
Dartez	Lancaster	Waddell
DeWitt	Marchand	Walker
Doerge	Martiny	Walsworth
Dorsey	McDonald	White
Dove	McVea	Winston
Durand	Montgomery	Wooton
Erdey	Morrell	Wright
Fannin	Morrish	
Farrar	Odinot	
Total - 100		

NAYS

Total - 0

ABSENT

Downs	Hutter	Smith, J.R.—30th
Glover	Johns	
Total - 5		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Robideaux 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. 657—**  
BY REPRESENTATIVE SCHNEIDER  
AN ACT

To enact Part V-A of Chapter 1 of Title 51 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 51:201, relative to time standards; to facilitate trade and shipping by eliminating the change between daylight savings and standard times; and to provide for related matters.

Read by title.

**Motion**

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

**Notice of Intention to Call**

Pursuant to House Rule No. 8.26(A), Rep. Schneider gave notice of his intention to call House Bill No. 657 from the calendar for future action.

**HOUSE BILL NO. 669—**

BY REPRESENTATIVE MCVEA

AN ACT

To enact Chapter 44 of Title 34 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 34:3281 through 3286, to create the West Feliciana Parish Port Commission; to provide for a board of commissioners to manage the commission; to provide for the powers and duties of the commission including the authority to levy taxes and issue bonds; and to provide for related matters.

Read by title.

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative McVea to Engrossed House Bill No. 669 by Representative McVea

AMENDMENT NO. 1

On page 8, delete lines 19 through 23 in their entirety

AMENDMENT NO. 2

On page 8, line 24, change "(22)" to "(21)"

AMENDMENT NO. 3

On page 9, line 3, change "(23)" to "(22)"

AMENDMENT NO. 4

On page 9, line 10, change "(24)" to "(23)"

AMENDMENT NO. 5

On page 9, line 20, change "(25)" to "(24)"

AMENDMENT NO. 6

On page 9, line 24, change "(26)" to "(25)"

AMENDMENT NO. 7

On page 9, line 28, change "(27)" to "(26)"

AMENDMENT NO. 8

On page 10, line 4, change "(28)" to "(27)"

AMENDMENT NO. 9

On page 10, line 7, change "(29)" to "(28)"

AMENDMENT NO. 10

On page 10, line 9, change "(30)" to "(29)"

AMENDMENT NO. 11

On page 10, line 14, change "(31)" to "(30)"

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

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

**ROLL CALL**

The roll was called with the following result:

YEAS

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

Total - 104

NAYS

Total - 0

ABSENT

Kennard  
Total - 1

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. McVea 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. 672—**

BY REPRESENTATIVES MONTGOMERY AND HOPKINS

AN ACT

To amend and reenact R.S. 47:635(A) and 640(A) and (B) and to enact R.S. 47:1520(A)(3), relative to the severance tax on oil and gas; to extend the tax return and payment due dates; to provide for a one-time payment of the oil and gas severance tax;

to repeal the electronic funds transfer requirements; to require oil or gas severance tax reports to be filed electronically; to provide for an effective date; and to provide for related matters.

Read by title.

Rep. Daniel moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. Speaker	Farrar	Morrell
Alario	Faucheux	Morrish
Alexander	Frith	Pierre
Ansardi	Gallot	Pitre
Arnold	Geymann	Powell, M.
Badon	Glover	Powell, T.
Baldone	Gray	Quezaire
Barrow	Greene	Richmond
Baudoin	Guillory, E.	Ritchie
Baylor	Guillory, M.	Robideaux
Beard	Hammett	Romero
Bowler	Heaton	Scalise
Bruce	Hebert	Schneider
Bruneau	Hill	Shepherd
Burns	Honey	Smiley
Burrell	Hopkins	Smith, G.
Carter, K.	Hunter	Smith, J.D.-50th
Carter, R.	Hutter	Smith, J.H.-8th
Cazayoux	Jefferson	Smith, J.R.-30th
Crane	Johns	St. Germain
Cravins	Katz	Strain
Crowe	Kennard	Thompson
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	Martiny	White
Durand	McDonald	Winston
Erdey	McVea	Wooton
Fannin	Montgomery	Wright

Total - 102

**NAYS**

Total - 0

**ABSENT**

Jackson	Odinet	Pinac
Total - 3		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

**HOUSE BILL NO. 717—  
BY REPRESENTATIVE MCDONALD  
AN ACT**

To enact Part XXXI of Chapter 13 of Title 38 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 38:3087.281 through 3087.294, to create the Bayou Desiard Lake Restoration

Commission as a political subdivision of the state; to provide relative to the purpose and boundaries of the commission; to provide for a board of commissioners to manage the commission; to provide for powers and duties of the commission and board; to provide relative to the power of taxation and the issuance of bonds; to prohibit certain actions; to provide for penalties; to provide relative to the commission's relationship with the Department of Transportation and Development and the Louisiana Wildlife and Fisheries Commission; and to provide for related matters.

Read by title.

Rep. McDonald 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
Ansardi	Glover	Pitre
Arnold	Gray	Powell, M.
Badon	Greene	Powell, T.
Baldone	Guillory, E.	Quezaire
Barrow	Guillory, M.	Richmond
Baudoin	Hammett	Ritchie
Baylor	Heaton	Robideaux
Beard	Hebert	Romero
Bowler	Hill	Scalise
Bruce	Honey	Schneider
Bruneau	Hopkins	Shepherd
Burns	Hunter	Smiley
Burrell	Hutter	Smith, G.
Carter, K.	Jackson	Smith, J.D.-50th
Carter, R.	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	LaFonta	Trahan
DeWitt	Lambert	Triche
Dorsey	Lancaster	Waddell
Dove	Marchand	Walker
Downs	Martiny	Walsworth
Durand	McDonald	White
Erdey	McVea	Winston
Fannin	Montgomery	Wooton
Farrar	Morrell	Wright
Faucheux	Morrish	

Total - 101

**NAYS**

Total - 0

**ABSENT**

Cazayoux	LaFleur
Doerge	Tucker

Total - 4

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. McDonald 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.

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HOUSE BILL NO. 718—

BY REPRESENTATIVE BURNS

AN ACT

To amend and reenact R.S. 47:1508(B)(9) and to enact R.S. 47:1508(B)(20) and (21), relative to the furnishing of certain tax information to the State Departments of Natural Resources, Public Safety and Corrections, and Agriculture and Forestry; 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:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative McDonald on behalf of the Legislative Bureau to Engrossed House Bill No. 718 by Representative Burns

AMENDMENT NO. 1

On page 1, line 2, following "1508(B)" change "(20) and (21)" to "(21) and (22)"

AMENDMENT NO. 2

On page 1, line 8, following "1508(B)" change "(20) and (21)" to "(21) and (22)"

AMENDMENT NO. 3

On page 2, line 1, change "(20)" to "(21)"

AMENDMENT NO. 4

On page 2, line 8, change "(21)" to "(22)"

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Table listing names of representatives who voted 'YEAS' for the amendments, including Mr. Speaker, Alario, Alexander, Ansardi, Arnold, Badon, Baldone, Barrow, Baudoin, Baylor, Beard, Bowler, Bruce, Bruneau, Burns, Burrell, Carter, K., Carter, R., Crane, Cravins, Crowe, Curtis, Damico, Frith, Gallot, Geymann, Glover, Gray, Greene, Guillory, E., Guillory, M., Hammett, Heaton, Hebert, Hill, Honey, Hopkins, Hunter, Hutter, Jackson, Jefferson, Johns, Katz, Kennard, Kenney, Kleckley, Odinet, Pierre, Pinac, Pitre, Powell, M., Powell, T., Quezaire, Richmond, Ritchie, Robideaux, Romero, Scalise, Schneider, Shepherd, Smiley, Smith, G., Smith, J.D.-50th, Smith, J.H.-8th, Smith, J.R.-30th, St. Germain, Strain, Thompson, Toomy.

Table listing names of representatives who voted 'NAYS' or 'ABSENT' for the amendments, including Daniel, Dartez, DeWitt, Doerge, Dorsey, Dove, Downs, Durand, Erdey, Fannin, Farrar, Faucheux, LaBruzzo, LaFleur, LaFonta, Lambert, Lancaster, Marchand, Martiny, McDonald, McVea, Montgomery, Morrell, Morrish, Townsend, Trahan, Triche, Tucker, Waddell, Walker, Walsworth, White, Winston, Wooton, Wright.

Total - 104

NAYS

Total - 0

ABSENT

Cazayoux

Total - 1

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Burns 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. 721—

BY REPRESENTATIVE BURNS

AN ACT

To amend and reenact R.S. 47:1601(A), relative to the interest on unpaid taxes; to provide the method of interest computation on notices of assessment for unpaid taxes; to provide for the authority of the secretary to abate interest attributable to unreasonable delays; to provide for the authority of the secretary to provide by rule for the compromise the amount of interest due; 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:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative McDonald on behalf of the Legislative Bureau to Engrossed House Bill No. 721 by Representative Burns

AMENDMENT NO. 1

On page 2, lines 25, 27, and 29, and on page 3, line 2, change "Civil Code Article 2924(B)(1)" to "R. S. 9:3500(B)(1)"

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Table listing names of representatives who voted 'YEAS' for the amendments, including Mr. Speaker, Alario, Alexander, Ansardi, Farrar, Faucheux, Frith, Gallot, Morrell, Morrish, Pierre, 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	Hebert	Scalise
Bruneau	Hill	Schneider
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	Wright

Total - 102

NAYS

Total - 0

ABSENT

Kennard  
Total - 3

Odinet

Wooton

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Burns 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. 763—**  
BY REPRESENTATIVE TOWNSEND  
AN ACT

To enact R.S. 51:422.1, relative to unfair sales; to provide for the application of unfair sales provisions to the sale of motor fuel; to provide for exemptions; to provide for maintenance of records; and to provide for related matters.

Read by title.

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Daniel to Engrossed House Bill No. 763 by Representative Townsend

AMENDMENT NO. 1

On page 1, line 2, after "51:422.1" insert "and 426(10)"

AMENDMENT NO. 2

On page 1, lines 3 and 4, after "exemptions;" delete "to provide for maintenance of records"

AMENDMENT NO. 3

On page 1, line 6, after "51:422.1" delete "is" and insert "and 426(10) are"

AMENDMENT NO. 4

On page 1, delete lines 7 through 19 in their entirety and insert the following:

"§422.1. Unfair sales of motor fuel; impairment of competition; exemptions

Notwithstanding any other provision of this Subpart, it is an unfair trade practice and unlawful for any person who is a retailer in the retail business of selling motor fuel to sell, at retail, motor fuel of like grade and quality when the intent or effect is to impair or injure competition.

\* \* \*

§426. Exemptions

The provisions of this Sub-part shall not apply to sales at retail or sales at wholesale:

\* \* \*

(10) Where the merchandise sold is any petroleum product, including the sale of motor fuel."

AMENDMENT NO. 5

On page 2, delete lines 1 through 29 in their entirety

Rep. Daniel moved the adoption of the amendments.

Rep. Townsend objected.

By a vote of 37 yeas and 66 nays, the amendments were rejected.

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Daniel to Engrossed House Bill No. 763 by Representative Townsend

AMENDMENT NO.1

On page 1, at the end of line 12 delete "two"

AMENDMENT NO. 2

On page 2, delete lines 20 through 23 in their entirety and insert the following:

"(4) When motor fuel is sold to meet the price of a competitor."

Rep. Cazayoux asked for and obtained a division of the question.

Rep. Daniel moved adoption of Amendment No. 1.

Rep. Townsend objected.

By a vote of 55 yeas and 46 nays, Amendment No. 1 was adopted.

Rep. Daniel moved adoption of Amendment No. 2.

Rep. Townsend objected.

By a vote of 43 yeas and 59 nays, Amendment No. 2 was rejected.

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

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

**NAYS**

Alexander	Durand
Daniel	Wright
Total - 4	

**ABSENT**

Curtis	Smith, J.R.—30th
Total - 2	

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

**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. 74—**

BY SENATOR ADLEY

AN ACT

To amend and reenact R.S. 39:1405.3(B), relative to the issuance of industrial revenue bonds; to require the approval of the issuance of such bonds by certain local governmental entities in Bossier Parish prior to State Bond Commission approval; and to provide for related matters.

Read by title.

Rep. Montgomery moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. Speaker	Gallot	Pinac
Alario	Geymann	Pitre
Alexander	Glover	Powell, M.
Ansardi	Gray	Powell, T.
Arnold	Greene	Quezaire
Badon	Guillory, E.	Richmond
Baldone	Guillory, M.	Ritchie
Barrow	Hammett	Robideaux
Baudoin	Heaton	Romero
Baylor	Hebert	Scalise
Bowler	Hill	Schneider
Bruce	Honey	Shepherd
Bruneau	Hopkins	Smiley
Burns	Hunter	Smith, G.
Burrell	Jefferson	Smith, J.D.—50th
Carter, K.	Johns	Smith, J.H.—8th
Carter, R.	Katz	St. Germain
Cazayoux	Kennard	Strain
Crane	Kenney	Thompson
Cravins	Kleckley	Toomy
Curtis	LaFleur	Townsend
Damico	LaFonta	Trahan
Dartez	Lambert	Triche
DeWitt	Lancaster	Tucker
Doerge	Marchand	Waddell
Dorsey	Martiny	Walker
Dove	McDonald	Walsworth
Downs	McVea	White
Durand	Montgomery	Winston
Fannin	Morrell	Wooton
Farrar	Morrish	Wright
Faucheux	Odinet	
Frith	Pierre	
Total - 97		

**NAYS**

Total - 0

**ABSENT**

Beard	Erdey	LaBruzzo
Crowe	Hutter	Smith, J.R.—30th
Daniel	Jackson	
Total - 8		

The Chair declared the above bill was finally passed.

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. St. Germain, the rules were suspended in order to take up and consider Introduction of Resolutions, House and House Concurrent at this time.

### Introduction of Resolutions, House and House Concurrent

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

**HOUSE CONCURRENT RESOLUTION NO. 95—**  
BY REPRESENTATIVES ST. GERMAIN AND JACK SMITH AND  
SENATORS B. GAUTREUX AND MARIONNEAUX  
A CONCURRENT RESOLUTION  
To direct the Louisiana Wildlife and Fisheries Commission to return the deer hunting regulations for Area 6 to the same provisions as implemented in the 2003-2004 deer hunting season.

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 Administration of Criminal Justice

May 11, 2005

To the Speaker and Members of the House of Representatives:

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

House Bill No. 16, by Farrar  
Reported favorably. (12-0) (Regular)

House Bill No. 17, by T. Powell  
Reported favorably. (11-0) (Regular)

House Bill No. 20, by Strain  
Reported with amendments. (10-0) (Regular)

House Bill No. 56, by Katz  
Reported favorably. (10-0) (Regular)

House Bill No. 228, by Jefferson  
Reported with amendments. (12-0) (Regular)

House Bill No. 276, by Baldone  
Reported favorably. (12-0) (Regular)

House Bill No. 282, by Geymann  
Reported with amendments. (9-0) (Regular)

House Bill No. 371, by Wooton  
Reported with amendments. (9-0) (Regular)

House Bill No. 511, by Hutter  
Reported favorably. (10-0) (Regular)

House Bill No. 663, by Glover  
Reported with amendments. (11-0) (Regular)

DANIEL MARTINY  
Chairman

### Suspension of the Rules

On motion of Rep. Crane, the rules were suspended to permit the receipt of the following report containing House Concurrent Resolution No. 54, which was heard without the notice required by House Rule 14.24(A).

### Report of the Committee on Education

May 11, 2005

To the Speaker and Members of the House of Representatives:

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

House Concurrent Resolution No. 54, by Alexander  
Reported favorably. (11-0) (Subject to Rule Suspension to Accept  
Report on HCR No. 54)

House Concurrent Resolution No. 77, by Mike Powell  
Reported favorably. (12-0)

House Bill No. 103, by Frith  
Reported favorably. (9-0) (Regular)

House Bill No. 120, by Hill  
Reported favorably with recommendation to recommit the bill to the  
Committee on Appropriations. (11-0)

House Bill No. 776, by Richmond  
Reported with amendments. (11-0) (Regular)

House Bill No. 777, by Cazayoux  
Reported favorably. (11-0) (Regular)

CARL CRANE  
Chairman

### Report of the Committee on Health and Welfare

May 11, 2005

To the Speaker and Members of the House of Representatives:

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

House Concurrent Resolution No. 17, by Schneider  
Reported favorably. (11-0)

House Bill No. 125, by Toomy  
Reported favorably. (12-0) (Regular)

House Bill No. 369, by Durand  
Reported with amendments. (11-4) (Regular)

House Bill No. 440, by Fauchaux  
Reported with amendments. (14-0) (Regular)

House Bill No. 445, by Winston  
Reported favorably. (11-0) (Regular)

House Bill No. 526, by Winston  
Reported favorably. (11-0) (Regular)

House Bill No. 538, by McVea  
Reported with amendments. (11-0) (Regular)

House Bill No. 644, by Barrow  
Reported favorably. (13-0) (Regular)

House Bill No. 784, by Salter  
Reported favorably. (12-0) (Regular)

SYDNE MAE DURAND  
Chairman

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

May 11, 2005

To the Speaker and Members of the House of Representatives:

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

House Concurrent Resolution No. 19, by Faucheux  
Reported favorably. (8-0)

House Concurrent Resolution No. 62, by Cravins  
Reported with amendments. (8-0)

House Concurrent Resolution No. 63, by Daniel  
Reported favorably. (6-0)

House Bill No. 11, by Katz  
Reported favorably. (5-3) (Regular)

House Bill No. 80, by Bruneau (Joint Resolution)  
Reported favorably. (8-0) (Regular)

House Bill No. 105, by E. Guillory  
Reported favorably with recommendation to recommit the bill to the  
Committee on Appropriations. (8-0)

House Bill No. 152, by E. Guillory  
Reported favorably. (8-0) (Regular)

House Bill No. 208, by Bowler  
Reported favorably. (8-0) (Regular)

House Bill No. 222, by Toomy (Joint Resolution)  
Reported favorably. (7-0) (Regular)

House Bill No. 252, by Arnold  
Reported with amendments. (8-0) (Regular)

House Bill No. 405, by Alexander  
Reported with amendments. (8-0) (Regular)

House Bill No. 497, by J.D. Smith  
Reported favorably. (4-2) (Regular)

CHARLES D. LANCASTER, JR.  
Chairman

**Report of the Committee on Insurance**

May 11, 2005

To the Speaker and Members of the House of Representatives:

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

House Bill No. 164, by Jackson  
Reported with amendments. (14-0) (Regular)

House Bill No. 188, by LaFleur  
Reported with amendments. (17-0) (Regular)

House Bill No. 203, by Faucheux  
Reported with amendments. (14-0) (Regular)

House Bill No. 561, by Lancaster  
Reported with amendments. (9-1) (Regular)

House Bill No. 653, by Erdey  
Reported with amendments. (8-2) (Regular)

House Bill No. 700, by Tucker  
Reported with amendments. (13-0) (Regular)

House Bill No. 779, by McVea  
Reported favorably. (13-0) (Regular)

KAREN CARTER  
Chair

**Report of the Committee on Natural Resources**

May 11, 2005

To the Speaker and Members of the House of Representatives:

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

House Bill No. 124, by Wooton  
Reported with amendments. (8-0-1) (Regular)

House Bill No. 200, by Jack Smith  
Reported with amendments. (9-3-1) (Regular)

House Bill No. 245, by T. Powell  
Reported with amendments. (9-0-1) (Regular)

House Bill No. 302, by Wooton  
Reported favorably. (8-0-1) (Regular)

House Bill No. 448, by Hopkins  
Reported with amendments. (8-0-1) (Regular)

House Bill No. 535, by Triche  
Reported favorably. (11-0-1) (Regular)

House Bill No. 617, by Kennard  
Reported with amendments. (11-0-1) (Regular)

House Bill No. 752, by Dartez  
Reported favorably. (8-0-1) (Regular)

WILFRED PIERRE  
Chairman

**Suspension of the Rules**

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

**Senate Concurrent Resolutions**

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

**SENATE CONCURRENT RESOLUTION NO. 16—**

BY SENATOR SCHEDLER  
A CONCURRENT RESOLUTION

To urge and request the Louisiana Department of Transportation and Development and the Louisiana Department of Culture, Recreation and Tourism, in cooperation with the National D-Day Museum, to erect a memorial marker at the visitor center on Interstate 10 in Slidell honoring Dr. Stephen Ambrose.

Read by title.

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

**SENATE CONCURRENT RESOLUTION NO. 50—**

BY SENATOR DARDENNE

**A CONCURRENT RESOLUTION**

To express the sincere and heartfelt condolences of the Legislature of Louisiana upon the death of James "Jimmy" Dejean Prescott, Sr.

Read by title.

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

**SENATE CONCURRENT RESOLUTION NO. 51—**

BY SENATOR FONTENOT

**A CONCURRENT RESOLUTION**

To commend the National Environmental Health Association and the Louisiana Environmental Health Association for their achievements in protecting public health and join the membership of these organizations in celebrating the fourth Monday in April annually as National Sanitarian and Environmental Health Specialist Day in Louisiana.

Read by title.

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

**SENATE CONCURRENT RESOLUTION NO. 54—**

BY SENATOR THEUNISSEN

**A CONCURRENT RESOLUTION**

To express the support of the Legislature of Louisiana for the efforts of the National Conference of State Legislatures (NCSL) to evaluate the effectiveness of the America's Legislators Back to School Program using the success of the Louisiana program for the pilot evaluation.

Read by title.

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

### **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. Shepherd, the Committee on Ways and Means was discharged from further consideration of House Bill No. 874.

**HOUSE BILL NO. 874—**

BY REPRESENTATIVE SHEPHERD

**AN ACT**

To amend and reenact R.S. 47:844(C), relative to fees and taxes on tobacco tax; to provide for an increase in certain fees and taxes; to provide for an effective date; and to provide for related matters.

Read by title.

**Motion**

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

**Motion**

On motion of Rep. Shepherd, the Committee on Ways and Means was discharged from further consideration of House Bill No. 875.

**HOUSE BILL NO. 875—**

BY REPRESENTATIVE SHEPHERD

**AN ACT**

To amend and reenact R.S. 47:844(C), relative to fees and taxes on tobacco tax; to provide for an increase in certain fees and taxes; to provide for an effective date; and to provide for related matters.

Read by title.

**Motion**

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

### **Petitions, Memorials and Communications**

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

### **Message from the Senate**

**SIGNED SENATE CONCURRENT RESOLUTIONS**

May 11, 2005

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

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

Senate Concurrent Resolution Nos. 38, 40, 43, 45, and 47

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

Respectfully submitted,

GLENN A. KOEPP  
Secretary of the Senate

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

**Privileged Report of the Committee on Enrollment**

May 11, 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 Resolutions have been properly enrolled:

**HOUSE RESOLUTION NO. 24—**

BY REPRESENTATIVES KENNARD, ALARIO, ALEXANDER, ANSARDI, ARNOLD, BADON, BALDONE, BARROW, BAUDOIN, BAYLOR, BEARD, BOWLER, BRUCE, BRUNEAU, BURNS, BURRELL, K. CARTER, R. CARTER, CAZAYOUX, CRANE, CRAVINS, CROWE, CURTIS, DAMICO, DANIEL, DARTEZ, DEWITT, DOERGE, DORSEY, DOVE, DOWNS, DURAND, ERDEY, FANNIN, FARRAR, FAUCHEUX, FRITH, GALLOT, GEYMANN, GLOVER, GRAY, GREENE, E. GUILLORY, M. GUILLORY, HAMMETT, HEATON, HEBERT, HILL, HONEY, HOPKINS, HUNTER, HUTTER, JACKSON, JEFFERSON, JOHNS, KATZ, KENNEY, KLECKLEY, LABRUZZO, LAFLEUR, LAFONTA, LAMBERT, LANCASTER, MARCHAND, MARTINY, McDONALD, MCVEA, MONTGOMERY, MORRELL, MORRISH, ODINET, PIERRE, PINAC, PITRE, M. POWELL, T.

POWELL, QUEZAIRE, RICHMOND, RITCHIE, ROBIDEAUX, ROMERO, SALTER, SCALISE, SCHNEIDER, SHEPHERD, SMILEY, GARY SMITH, JACK SMITH, JANE SMITH, JOHN SMITH, ST. GERMAIN, STRAIN, THOMPSON, TOOMY, TOWNSEND, TRAHAN, TRICHE, TUCKER, WADDELL, WALKER, WALSWORTH, WHITE, WINSTON, WOOTON, AND WRIGHT

A RESOLUTION

To commend Jeffrey Scott Adams for his extraordinary service and great sacrifice for his country while serving on foreign soil.

HOUSE RESOLUTION NO. 25—

BY REPRESENTATIVES KENNARD, ALARIO, ALEXANDER, ANSARDI, ARNOLD, BADON, BALDONE, BARROW, BAUDOIN, BAYLOR, BEARD, BOWLER, BRUCE, BRUNEAU, BURNS, BURRELL, K. CARTER, R. CARTER, CAZAYOUX, CRANE, CRAVINS, CROWE, CURTIS, DAMICO, DANIEL, DARTEZ, DEWITT, DOERGE, DORSEY, DOVE, DOWNS, DURAND, ERDEY, FANNIN, FARRAR, FAUCHEUX, FRITH, GALLOT, GEYMANN, GLOVER, GRAY, GREENE, E. GUILLORY, M. GUILLORY, HAMMETT, HEATON, HEBERT, HILL, HONEY, HOPKINS, HUNTER, HUTTER, JACKSON, JEFFERSON, JOHNS, KATZ, KENNEY, KLECKLEY, LABRUZZO, LAFLEUR, LAFONTA, LAMBERT, LANCASTER, MARCHAND, MARTINY, MCDONALD, MCVEA, MONTGOMERY, MORRELL, MORRISH, ODINET, PIERRE, PINAC, PITRE, M. POWELL, T. POWELL, QUEZAIRE, RICHMOND, RITCHIE, ROBIDEAUX, ROMERO, SALTER, SCALISE, SCHNEIDER, SHEPHERD, SMILEY, GARY SMITH, JACK SMITH, JANE SMITH, JOHN SMITH, ST. GERMAIN, STRAIN, THOMPSON, TOOMY, TOWNSEND, TRAHAN, TRICHE, TUCKER, WADDELL, WALKER, WALSWORTH, WHITE, WINSTON, WOOTON, AND WRIGHT

A RESOLUTION

To commend Sergeant First Class Michael McNaughton for his extraordinary service and great sacrifice for his country while serving during Operation Enduring Freedom and for continuing to serve his nation.

HOUSE RESOLUTION NO. 26—

BY REPRESENTATIVE SALTER

A RESOLUTION

To express the condolences of the House of Representatives of the Legislature of Louisiana upon the death of Frank Spruiell, Sr. of Baton Rouge.

Respectfully submitted,

DONALD RAY KENNARD  
Chairman

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

Privileged Report of the Committee on Enrollment

May 11, 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. 86—

BY REPRESENTATIVE DORSEY

A CONCURRENT RESOLUTION

To designate Tuesday, May 17, 2005, as Northside High School Day and to welcome the students of Northside High School of Lafayette to the Louisiana State Capitol.

HOUSE CONCURRENT RESOLUTION NO. 88—

BY REPRESENTATIVES TUCKER AND ARNOLD AND SENATOR HEITMEIER

A CONCURRENT RESOLUTION

To memorialize the Department of Defense to favorably consider the "federal city concept" for expanding the Naval Support Activity military installation on the west bank of the Mississippi River

in New Orleans by consolidating the Navy, Marine, and Army flag/general commands in the New Orleans area, moving in the 8<sup>th</sup> Coast Guard District headquarters, and possibly housing a new regional Homeland Security headquarters at the renovated military installation.

HOUSE CONCURRENT RESOLUTION NO. 89—

BY REPRESENTATIVE PINAC AND SENATOR N. GAUTREAUX

A CONCURRENT RESOLUTION

To commend Russ Freeland, David Mire, and Anna Brooke Trahan on being named Crowley's Outstanding Young Citizens for 2005.

HOUSE CONCURRENT RESOLUTION NO. 90—

BY REPRESENTATIVES FANNIN AND WALSWORTH AND SENATOR KOSTELKA

A CONCURRENT RESOLUTION

To commend the Quitman High School golf team upon winning the Division VI state championship.

Respectfully submitted,

DONALD RAY KENNARD  
Chairman

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

Suspension of the Rules

On motion of Rep. Martiny, the rules were suspended to permit the Committee on Administration of Criminal Justice to meet on Thursday, May 12, 2005.

Suspension of the Rules

On motion of Rep. Alario, the rules were suspended to permit the Committee on Appropriations to meet on Thursday, May 12, 2005.

Adjournment

On motion of Rep. Kenney, at 4:45 P.M., the House agreed to adjourn until Thursday, May 12, 2005, at 2:00 P.M.

The Speaker of the House declared the House adjourned until 2:00 P.M., Thursday, May 12, 2005.

ALFRED W. SPEER  
Clerk of the House