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
Alario
Alexander
Ansardi
Arnold
Badon
Baldone
Barrow
Baudoin
Baylor
Beard
Bowler
Bruce
Bruneau
Burns
Burrell
Carter, K.
Carter, R.
Cazayoux
Crane
Cravins
Crowe
Curtis
Damico
Daniel
Dartez
DeWitt
Doerge
Dorsey

Faucheux
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
LaBruzzi
LaFleur
LaFonta
Lambert
Lancaster

Morrish
Odinet
Pierre
Pinac
Pitre
Powell, M.
Powell, T.
Quezaire
Richmond
Ritchie
Robideaux
Romero
Scalse
Shepherd
Smiley
Smith, G.
Smith, J.D.–50th
Smith, J.H.–8th
Smith, J.R.–30th
St. Germain
Strain
Thompson
Townsend
Trahan
Triche
Tucker
Waddell
Walker

ABSSENT

Schneider

The Speaker announced that there were 104 members present and a quorum.

Prayer

Prayer was offered by Rep. Downs.

Pledge of Allegiance

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

Reading of the Journal

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

On joint motion of Reps. Greene and Michael Powell, and under a suspension of the rules, the Journal of May 18, 2005, was corrected to reflect them as voting yea on final passage of House Bill No. 749.

On motion of Rep. Romero, and under a suspension of the rules, the Journal of May 18, 2005, was corrected to reflect him as voting yea on adoption of House Concurrent Resolution No. 95.

On motion of Rep. Thompson, the Journal of May 18, 2005, was adopted.

Suspension of the Rules

On motion of Rep. Walsworth, 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.

Petitions, Memorials and Communications

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

Message from the Senate

ASKING CONCURRENCE IN SENATE CONCURRENT RESOLUTIONS

May 19, 2005

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

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

Senate Concurrent Resolution No. 41

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate
Message from the Senate

SENATE BILLS
May 19, 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. 90, 132, 158, 256, 292, 323, and 348

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

Suspension of the Rules

On motion of Rep. Hunter, 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. 90—
BY SENATORS NEVERS AND SCHEDLER
AN ACT
To enact Subpart B-35 of Part IV of Chapter 1 of Title 33 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 33:130.701 through 130.709, relative to special districts; to create the Tangipahoa Parish Economic Development District; to provide for a board of commissioners of the district and for the district's powers, duties, and limitations; and to provide for related matters.

Read by title.

SENATE BILL NO. 132—
BY SENATOR MCPHERSON
AN ACT
To enact Part XIV of Title 39 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 39:366.1 through 366.3, 366.5, and 366.9, relative to providing for accountability for state resources that are obligated, dedicated, or otherwise are committed to or are necessary to the confection of agreements with private persons relative to the interests of the state; to provide purposes and definition; to provide for the powers and duties of the commissioner of administration; to provide for the powers and duties of the attorney general; to provide for the powers and duties of the Joint Legislative Committee on the Budget and its litigation subcommittee; to authorize executive sessions under certain circumstances; and to provide for related matters.

Read by title.

SENATE BILL NO. 158—
BY SENATORS DARDENNE AND MURRAY
AN ACT
To enact R.S. 17:1686 and 1686.1, relative to scholarships for children of military personnel killed as a result of duty in certain theaters of military operation; to provide for definitions; and to provide for related matters.

Read by title.

SENATE BILL NO. 256—
BY SENATORS MOUNT AND MARIONNEAUX
AN ACT
To enact R.S. 17:1686 and 1686.1, relative to scholarships for children of military personnel killed as a result of duty in certain theaters of military operation; to provide for definitions; and to provide for related matters.

Read by title.

SENATE BILL NO. 292—
BY SENATORS HINES, CRAVINS, CAIN, AND MURRAY
AN ACT
To amend and reenact Part IV of Title 4 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 4:251 and 252, and to enact R.S. 4:143(16), relative to racing; to provide for a horsemen's workers' compensation insurance program; to authorize the Horsemen's Benevolent and Protective Association to secure and provide coverage for the benefit of trainers and others licensed by the Louisiana State Racing Commission; to authorize the use of association assets and revenues as security for a reserve fund; to require each licensed trainer to have a certificate of workers' compensation insurance coverage; to prohibit admittance of a licensed trainer into any racing facility without a certificate of workers' compensation insurance coverage; and to provide for related matters.

Read by title.

SENATE BILL NO. 323—
BY SENATORS JACKSON AND MURRAY
AN ACT
To amend and reenact R.S. 15:146(B)(1), 147(A)(1)(b), (c), (d), (e), (f), (g), 148(B), 151(B)(1), (2), (3), (5), (6), 151.1(A) and (C), 151.2(C), (E), (F) and (G) and to enact R.S. 15:145.1, 147(A)(1)(h) and (i), 151(C) and 151.2(B), relative to indigent defenders; to provide for special reporting requirements; to provide purposes and definition; to provide for a cost to be assessed in certain cases; authorizes judicial district indigent defender boards to recoup funds; to provide for members of the Indigent Defense Assistance Board; to provide the board with certain duties and powers; to provide for quorum requirements; to provide for staggered terms of the membership; and to provide for related matters.

Read by title.

SENATE BILL NO. 348—
BY SENATOR CRAVINS
AN ACT
To enact R.S. 33:2740.39, relative to special districts; to create the Opelousas Downtown Development District; to provide for the purpose and governance of the district; to provide for its rights, powers, and duties, including the authority to tax, subject to the approval of the district voters; to provide for the boundaries of the district; to provide for an effective date; and to provide for related matters.

Read by title.

Introduction of Resolutions, House and House Concurrent

The following members introduced the following entitled House and House Concurrent Resolutions, which were read the first time by their titles and placed upon the calendar for their second reading:
HOUSE RESOLUTION NO. 36—
BY REPRESENTATIVE JOHNS
A RESOLUTION
To commend the efforts of the organizers of the Louisiana Hugh O'Brian Youth Leadership seminars and to recognize May 20, 2005, as Hugh O'Brian Youth Leadership Day in the state of Louisiana.

Read by title.

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

HOUSE CONCURRENT RESOLUTION NO. 122—
BY REPRESENTATIVE KLECKLEY
A CONCURRENT RESOLUTION
To urge and request the Department of Transportation and Development to select the re-routing of West Prien Lake Road, also known as Louisiana Highway 1138-2, to intersect with the port road extension near or at the main entrance to the L'Auberge du Lac Hotel and Casino in Lake Charles, Louisiana, as a design-build demonstration project in order to expedite construction and alleviate extreme traffic congestion in the area.

Read by title.

Lies over under the rules.

HOUSE CONCURRENT RESOLUTION NO. 123—
BY REPRESENTATIVES HUNTER, BADON, BARROW, BAYLOR, BURRELL, K. CARTER, CRAVINS, CURTIS, DORSEY, GALLOW, GLOVER, GRAY, E. GUILLO LORY, HONEY, JACKSON, JEFFERSON, LAFONTA, MARCHAND, MORRELL, PIERRE, QUEZAIRE, RICHMOND, AND SHEPHERD AND SENATORS BAJOIE, BROOME, CRAVINS, DULPESIS, FIELDS, JACKSON, JONES, AND MURRAY
A CONCURRENT RESOLUTION
To urge and request African American churches, congregations, and ministers to partner with the Louisiana Municipal Black Caucus Association for the purpose of alleviating political, social, and community problems.

Read by title.

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

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 124—
BY REPRESENTATIVES HUNTER, BADON, BARROW, BAYLOR, BURRELL, K. CARTER, CRAVINS, CURTIS, DORSEY, GALLOW, GLOVER, GRAY, E. GUILLO LORY, HONEY, JACKSON, JEFFERSON, LA FONTA, MARCHAND, MORRELL, PIERRE, QUEZAIRE, RICHMOND, AND SHEPHERD AND SENATORS BAJOIE, BROOME, CRAVINS, DULPESIS, FIELDS, JACKSON, JONES, AND MURRAY
A CONCURRENT RESOLUTION
To urge and request state and federal leaders to cooperate and collaborate with the Louisiana Municipal Black Caucus Association to promote economic development and to recognize that economic development is a key component of prosperity for African American citizens, businesses, and neighborhoods.

Read by title.

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

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 125—
BY REPRESENTATIVE DORSEY
A CONCURRENT RESOLUTION
To encourage each city, parish, and any other local public school board to adopt policies that allow students to carry and use prescription inhalers while in school or at school-sponsored activities.

Read by title.

Lies over under the rules.

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. 114—
BY REPRESENTATIVE MARTIN
A CONCURRENT RESOLUTION
To request that the Louisiana State Law Institute review and make recommendations for revisions to the Gaming Control Law contained in Title 27 of the Louisiana Revised Statutes of 1950 to incorporate changes made by Act No. 7 of the 1996 First Extraordinary Session.

Read by title.

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

HOUSE CONCURRENT RESOLUTION NO. 118—
BY REPRESENTATIVE CROWE
A CONCURRENT RESOLUTION
To urge and request the clerks of court and recorders of mortgages to employ computer software to redact the first five digits of social security numbers appearing on any recorded document which is to be made available to the public over the Internet.

Read by title.

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

HOUSE CONCURRENT RESOLUTION NO. 119—
BY REPRESENTATIVE CROWE
A CONCURRENT RESOLUTION
To urge and request public libraries to confine books containing the theme of homosexuality and other materials that are age inappropriate for children to areas designated exclusively for adult access and distribution.

Read by title.

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

HOUSE CONCURRENT RESOLUTION NO. 121—
BY REPRESENTATIVE MARTIN
A CONCURRENT RESOLUTION
To create and provide for the Cameron Parish Economic Development Task Force for the purpose of studying and making recommendations relative to economic development in Cameron Parish.

Read by title.

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

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

SENATE CONCURRENT RESOLUTION NO. 6—
BY SENATOR SCHEDLER
A CONCURRENT RESOLUTION
To urge and request the Senate Committee on Environmental Quality to incorporate changes made by Act No. 7 of the 1996 First Extraordinary Session.

Read by title.

Lies over under the rules.
recommendations regarding recycling and disposal options relative to computers and other electronic equipment.

Read by title.

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

SENATE CONCURRENT RESOLUTION NO. 19—
BY SENATOR BAJOIE
A CONCURRENT RESOLUTION
To urge and request the office of public health, Department of Health and Hospitals to study the possibility of including fresh fruits, vegetables, and cut herbs purchased from any authorized WIC provider, as approved items to be purchased with WIC coupons.

Read by title.

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

SENATE CONCURRENT RESOLUTION NO. 26—
BY SENATOR ADLEY
A CONCURRENT RESOLUTION
To direct the appropriate state agencies to take action to implement and enforce the law on delivery sales of cigarettes.

Read by title.

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

SENATE CONCURRENT RESOLUTION NO. 46—
BY SENATOR ELLINGTON AND REPRESENTATIVE THOMPSON
A CONCURRENT RESOLUTION
To urge and request the Louisiana Broadband Advisory Council to convene a task force to develop a statewide E-Rate strategy to capture all possible E-Rate funds available to the state.

Read by title.

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

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. Richmond, the Committee on Ways and Means was discharged from further consideration of House Bill No. 857.

HOUSE BILL NO. 857—
BY REPRESENTATIVE RICHMOND
AN ACT
To amend and reenact R.S. 47:301(24)(c), relative to the state and local sales and use tax; to provide for an exclusion for certain costs of certain publishing businesses; to provide for an effective date; and to provide for related matters.

Read by title.

Motion

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

Motion

On motion of Rep. Richmond, the Committee on Ways and Means was discharged from further consideration of House Bill No. 866.

HOUSE BILL NO. 866—
BY REPRESENTATIVE RICHMOND
AN ACT
To amend and reenact R.S. 47:1851(B) and (M), relative to the assessment of public service properties for ad valorem tax purposes; to include other water transportation companies in the definition of public service properties; and to provide for related matters.

Read by title.

Motion

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

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. 83—
BY SENATORS N. GAUTREAUX AND CRAVINS
AN ACT
To enact Chapter 27-C of Title 33 of the Louisiana Revised Statute of 1950, to be comprised of R.S. 33:9039.40, relative to the public housing rehabilitation program for low income and elderly residents of the parishes of Acadia, Lafayette, St. Landry and Vermilion; and to create the Southwest Acadiana Public Housing Rehabilitation District; to provide relative to the purposes, governance, duties and authority of the commission; to authorize the commission to levy and collect any other taxes; to authorize the refund of local sales and use taxes, subject to the approval of district voters; 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 Municipal, Parochial and Cultural Affairs.

SENATE BILL NO. 95—
BY SENATOR KOSTELKA
AN ACT
To enact R.S. 23:1601(11), relative to unemployment compensation; to provide with respect to the exclusion of inmates in custodial or penal institutions from the receipt of unemployment benefits during periods of incarceration; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 124—
BY SENATOR CHEEK
AN ACT
To amend and reenact R.S. 17:1519.6(C) and R.S. 40:2018.1(G), relative to the Department of Health and Hospitals; to provide with respect to Medicaid and the disproportionate share payment methodology; to provide with respect to the time period for implementing a new methodology; to extend the termination date of the Louisiana Commission on HIV, AIDS and Hepatitis C; 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. 160**
BY SENATOR AMEDEE

AN ACT
To amend and reenact R.S. 46:56(F)(9), relative to the Department of Social Services; to provide with respect to the confidentiality of case records; to provide for limited disclosures by the department; to provide for confidentiality of records during criminal investigations; to provide for confidentiality of public records as required by federal law; and to provide for related matters.

Read by title.

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

**SENATE BILL NO. 161**
BY SENATOR AMEDEE

AN ACT
To amend and reenact Children's Code Arts. 615(B)(1) and (2), 619(B) and (C), 620(C), 622(A)(introductory paragraph) and (1), (2), and (4), 624(A), 627(B), and R.S. 14:92.2(B), and to enact Children's Code Arts. 603(18) and (19), 624(G) and (H), and R.S. 14:92.2(A)(3), relative to children in need of care; to provide relative to definitions for the removal of a child in need of care; to provide with respect to instanter removal of a child in need of care; to provide for provisional custody of a child in need of care; to provide for a court ordered safety plan to insure the protection of a child; to provide for penalties for improper supervision of a minor child; 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. 182**
BY SENATOR DUPRE

AN ACT
To enact Subpart A-3 of Part II of Chapter 2 of Subtitle 1 of Title 30 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 30:150, relative to mineral leases; to provide relative to mineral leases on state lands; to provide certain drilling incentives; to provide relative to royalties; to create the Louisiana Royalty Relief Dry Hole Credit Program; to provide certain terms, conditions, procedures, and requirements; 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. 208**
BY SENATOR HEITMEIER

AN ACT
To amend and reenact R.S. 32:304, relative to motor vehicles; to clarify certain requirements with respect to tail lamps on vehicles; and to provide for related matters.

Read by title.

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

**SENATE BILL NO. 260**
BY SENATOR MALONE

AN ACT
To enact R.S. 33:4548.17, relative to the Louisiana Local Government Environmental Facilities and Community Development Authority; to provide for voter approval of certain bonds; to provide for enforcement actions, jurisdiction, and remedies; and to provide for related matters.

Read by title.

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

**SENATE BILL NO. 272**
BY SENATOR MCPHERSON

AN ACT
To amend and reenact R.S. 40:2116(A), (B) and (D), relative to a moratorium on Title XIX certified beds in nursing facilities; to provide for the encouragement of the diversification of long-term care facilities; to provide for rule promulgation by the Department of Health and Hospitals; 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. 286**
BY SENATOR DARDENNE

AN ACT
To enact R.S. 39:1490.1 and 1644.1, relative to expenditure of public monies under certain circumstances; to require review of certain occupancy leases of immovables and cooperative endeavor agreements by the office of contractual review; to require approval by each house of the legislature of such agreements; 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. 309**
BY SENATOR MARIONNEAUX

AN ACT
To amend and reenact R.S. 30:2418(I)(2) and (N), relative to waste tires; to provide for the disbursement of funds from the waste tire fund; 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. 330**
BY SENATOR N. GAUTREAUX

AN ACT
To enact R.S. 33:423.15, relative to the city of Carencro; to provide for disciplinary action by the chief of police; 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 Municipal, Parochial and Cultural Affairs.

**SENATE BILL NO. 332**
BY SENATOR N. GAUTREAUX

AN ACT
To enact R.S. 33:3812(G), relative to waterworks districts; to increase the membership of the board of commissioners of the Southeast Waterworks District No. 2 of Vermilion Parish; and to provide for related matters.

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

SENATE BILL NO. 333—
BY SENATORS MALONE, ADLEY AND CHEEK AND REPRESENTATIVES MONTGOMERY, M. POWELL, JANE SMITH AND WADDELL
AN ACT
To amend and reenact R.S. 34:3158(A) and to enact R.S. 34:3158(D), relative to the Caddo-Bossier Parishes Port Commission; to provide relative to the composition, membership, powers, and duties of the port commission; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 343—
BY SENATOR FONTENOT
AN ACT
To enact Part IX of Chapter 6 of Title 33 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 33:3071 through 3075, relative to government within East Baton Rouge Parish; to provide for the continued collection of tax revenue to fund essential public services within Central City; to authorize the parish to continue collection of a previously approved two percent sales and use tax and to continue providing essential public services within the corporate limits of Central City pursuant to intergovernmental agreement; to create a Central City Transition District as a taxing district to provide monies for essential public services within the municipality; to provide for the board of directors of the district; to provide for the duties, powers, and responsibilities of the district; to authorize the district to levy and collect a sales and use tax not to exceed two percent; to provide time limits for the continuation of such taxes; to authorize contracts, intergovernmental agreements, and cooperative endeavors; and to provide for related matters.

Read by title.

Motion
Rep. Kennard moved that Senate Bill No. 343 be designated as a duplicate of House Bill No. 837.

Which motion was agreed to.

Rep. Kennard moved that Senate Bill No. 343 be amended to conform with House Bill No. 837 and sent up the following floor amendments:

HOUSE FLOOR AMENDMENTS

Conforming amendments proposed by Representative Kennard to Engrossed Senate Bill No. 343 by Senator Fontenot (Duplicate of House Bill No. 837)

AMENDMENT NO. 1
On page 1, line 5, after "within" change "Central City;" to "the city of Central;"

AMENDMENT NO. 2
On page 1, line 7, after "limits of" change "Central City" to "the city of Central"

AMENDMENT NO. 3
On page 1, line 8, after "Central" delete "City"

AMENDMENT NO. 4
On page 2, at the beginning of line 4, change "Central City" to "the city of Central"

AMENDMENT NO. 5
On page 2, line 22, after "Central" delete "City"

AMENDMENT NO. 6
On page 2, line 26, after "means" change "Central City" to "the city of Central"

AMENDMENT NO. 7
On page 2, at the beginning of line 28, change "Central City" to "the city of Central"

AMENDMENT NO. 8
On page 3, at the end of line 4, and the beginning of line 5, change "Central City," to "Central;"

AMENDMENT NO. 9
On page 3, line 9, after "within" change "Central City until the Central City" to "Central until the Central"

AMENDMENT NO. 10
On page 3, line 14, after "Central" delete "City"

AMENDMENT NO. 11
On page 3, line 15, after "Central" delete "City"

AMENDMENT NO. 12
On page 4, line 5, after "Central" delete "City"

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

Motion
On motion of Rep. Kennard, the above bill, as amended, was referred to the Legislative Bureau.

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. 91—
BY REPRESENTATIVE ANSARDI
AN ACT
To amend and reenact Chapters 1, 2, and 3 of Title VII of Book I of the Civil Code, presently comprised of Articles 178 through 211, to be comprised of Chapters 1 and 2 of Title VII of Book I of the Civil Code, consisting of Articles 184 through 198, relative to the filiation of parents and children; to provide for the proof of maternity and paternity; to provide for the presumptions of paternity; to provide for disavowal of paternity; to provide for the contestation of paternity; to provide for an acknowledgment of paternity; to provide for the avowal action; to provide for the exceptional action of paternity; 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. 91 by Representative Ansardi

AMENDMENT NO. 1
On page 10, line 34, after the period "." and before "acknowledgement" delete "The" and insert "Except in those cases handled by the Department of Social Services, the"

AMENDMENT NO. 2
On page 10, line 35, after the period "." add the following:
"In those support and visitation cases handled by the Department of Social Services, the acknowledgment is deemed to be a legal finding of paternity and is sufficient to establish an obligation to support the child and to establish visitation without the necessity of obtaining a judgment of paternity."

AMENDMENT NO. 3
On page 13, line 45, after the period "." add "The time periods in this Article shall not apply to the Department of Social Services in providing services in accordance with 42 USC 666."

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. 92—
BY REPRESENTATIVE BOWLER
AN ACT
To amend and reenact R.S. 9:315.9 and 335(A)(2), relative to shared custodial arrangements; to clarify the definition of shared custody; to authorize a six-month trial period; to provide for the calculation of the child support obligation; to provide for the feasibility and presumptions of certain physical custody orders; 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. 92 by Representative Bowler

AMENDMENT NO. 1
On page 1, line 2, after "R.S. 9:315.9" and before the comma "," insert "and 335(A)(2)"

AMENDMENT NO. 2
On page 1, line 3, after "to" and before "a" change "require" to "authorize"

AMENDMENT NO. 3
On page 1, line 4, after the semicolon ";" and before "and" insert "to provide relative to the feasibility and presumptions of certain physical custody orders;"

AMENDMENT NO. 4
On page 1, line 6, after "R.S. 9:315.9" and before "hereby" change "is" to "and 335(A)(2) are"

AMENDMENT NO. 5
On page 1, line 11, after "court" and before "require" change "shall" to "may"

AMENDMENT NO. 6
On page 2, after line 28, add the following:

§335. Joint custody decree and implementation order

A.

* * *

(2)(a) The implementation order shall allocate the time periods during which each parent shall have physical custody of the child so that the child is assured of as frequent and continuing contact as is feasible with both parents each parent.

(b) To the extent it is feasible and in the best interest of the child, physical custody of the children should be shared equally. While the provisions of this Paragraph are intended to promote an even division of continuing contact between each parent, the provisions of this Paragraph shall not be deemed to mandate shared custody orders or to create a presumption that shared custody, as defined in R.S. 9:315.9, is in the best interest of the child.

* * *

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. 101—
BY REPRESENTATIVE T. POWELL
AN ACT
To amend and reenact R.S. 14:93.13(B) and to enact R.S. 14:93.12(B)(3) and R.S. 32:414(S), relative to offenses involving unlawful purchase or possession of alcoholic beverages; to provide with respect to criminal penalties for unlawful purchase or possession of alcoholic beverages; to authorize driver's license suspensions as additional criminal penalties; to provide relative to the issuance of a restricted driver's license; 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. 101 by Representative T. Powell

AMENDMENT NO. 1
On page 1, line 5, after "beverages;" change "to require" to "to authorize"
HOUSE BILL NO. 138—
BY REPRESENTATIVES HUTTER AND MCDONALD
AN ACT
To enact R.S. 9:2801(C), relative to the award of attorney fees in a community property partition; to provide that the court may award attorney fees when a party fails to comply with the time limits in a community property partition; 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. 260—
BY REPRESENTATIVE HUNTER
AN ACT
To enact Code of Civil Procedure Article 2904, relative to testaments; to provide for the videotaping of the execution and reading of testaments; to provide for the admissibility of a videotape; 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. 261—
BY REPRESENTATIVE HUNTER
AN ACT
To enact Children's Code Article 1004(H), relative to termination of parental rights; to authorize termination by any interested person under certain circumstances; to provide for procedures; 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. 261 by Representative Hunter

AMENDMENT NO. 1
On page 1, line 12, at the beginning of line 12, delete "court or the"

AMENDMENT NO. 2
On page 1, line 12, after "interested person" and before the comma "", insert "and no petition is filed within sixty days by the district attorney"

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

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. 303—
BY REPRESENTATIVE HAMMETT
AN ACT
To amend and reenact R.S. 47:6006(A), relative to authorizing a credit against income and corporation franchise taxes for ad valorem taxes paid to political subdivisions on natural gas held, used, or consumed in providing natural gas storage services or operating natural gas storage facilities; to delete an obsolete reference; 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. 327—
BY REPRESENTATIVES QUEZAIRE, DOVE, DOWNS, FANNIN, M.
GUILLORY, KATZ, LAMBERT, PITRE, M. POWELL, SMILEY, ST.
GERMAIN, AND TUCKER AND SENATOR KOSTELKA
AN ACT
To amend and reenact R.S. 47:463.4(D), 466(C), and 473(J), to enact Part II-A of Chapter 4 of Title 47 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 47:490.1 through 490.18, and to repeal R.S. 47:463.2.1, 463.7, 463.10, 463.11, 463.13, 463.15, 463.16, 463.18, 463.20, 463.25, 463.26, 463.27, 463.29, 463.34, 463.38, 463.42, 463.55, and 463.65, relative to motor vehicle license plates; to provide relative to the creation and issuance of military honor license plates for veterans and military personnel; to repeal provisions establishing and creating certain special prestige license plates for veterans and military personnel; 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. 392—
BY REPRESENTATIVE BAUDOIN
AN ACT
To amend and reenact R.S. 40:2010.9(A) and (B) and to enact R.S. 40:2010.9(D), relative to residents' bill of rights; 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. 392 by Representative Baudoin

AMENDMENT NO. 1
On page 1, line 2, after "to" and before the comma "", change "repeal R.S. 40:2010.9(C)" to "enact R.S. 40:2010.9(D)"

AMENDMENT NO. 2
On page 1, line 3, change "patients" to "residents"

AMENDMENT NO. 3
On page 1, delete line 4 in its entirety and insert "residents' rights;"

AMENDMENT NO. 4
On page 1, line 7, after "reenacted" and before "to" insert "and R.S. 40:2010.9(D) is hereby enacted"

AMENDMENT NO. 5
On page 2, delete line 7 in its entirety and insert the following:

D. Notwithstanding any other provision of this Section to the contrary, any resident who alleges that his rights, as specified in R.S. 40:2010.8(A)(1) through (4), (9), (13) through (16), (19), (20), or (21), have been deprived or infringed upon may assert a cause of action only for injunctive relief against any nursing home or health care facility responsible for the alleged violation. The action may be brought by the resident or his curator, including a curator ad hoc. The action may be brought in any court of competent jurisdiction to enforce such rights or to enjoin any deprivation or infringement on the rights of a resident. Any plaintiff who prevails in such action shall be entitled to recover reasonable attorney fees and court costs. If the court finds that the plaintiff acted in bad faith with malicious purpose and that there was an absence of a justiciable issue of either law or fact, the court shall award the prevailing party his reasonable attorney fees.

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. 569—
BY REPRESENTATIVE BAUDOIN
AN ACT
To enact R.S. 47:463.129, relative to motor vehicle prestige license plates; to provide for the creation of a Ladies Auxiliary, V. F. W. prestige license plate; to provide for the issuance of such plate; to provide relative to the fees for such plate; to provide for use of such fees; to authorize the promulgation of rules and regulations; 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. 576—
BY REPRESENTATIVE LAMBERT
AN ACT
To enact R.S. 6:332 and 333(F)(16), relative to financial records; to provide relative to the disclosure of such records; to provide relative to attorney trust or escrow accounts; to authorize overdraft notification to the office of disciplinary counsel for the Louisiana Attorney Disciplinary Board; to provide for limitation of liability; 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. 576 by Representative Lambert

AMENDMENT NO. 1
On page 1, at the end of line 15, insert "Notification to the office of disciplinary counsel may only be given after such bank or affiliate has given notice to the offending attorney and five business days have passed from the date of such notice;"

AMENDMENT NO. 2
On page 1, line 16, after "affiliate" delete "to the attorney" and on line 17 delete "or law firm"

AMENDMENT NO. 3
On page 1, line 17, after "notification" and before the period insert a comma", and shall be payable to the bank from the interest earnings on the trust account"
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. 601**

**BY REPRESENTATIVES SALTER, MONTGOMERY, ST. GERMAIN, ARNOLD, BALDWIN, CURTIS, FAUCHEUX, HILL, HONEY, KENNEY, ODINET, JANE SMITH, AND TOWNSEND**

**AN ACT**

To enact R.S. 47:359(K), relative to the occupational license tax; to provide by which the occupational license tax is assessed on pharmacies; to provide for the amount of the tax; to provide for an effective date; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Ways and Means.

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

Under the rules, placed on the regular calendar.

**HOUSE BILL NO. 710**

**BY REPRESENTATIVE GREENE**

**AN ACT**

To amend and reenact R.S. 37:1367(A), relative to the State Plumbing Board; to provide relative to supervision of apprentices; 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. 710 by Representative Greene

**AMENDMENT NO. 1**

On page 1, line 2, after "reenact" delete the remainder of the line, delete line 3 in its entirety and insert "R.S. 37:1367(A), relative to the"

**AMENDMENT NO. 2**

On page 1, line 4, after "Board;" delete the remainder of the line, delete line 5 in its entirety and insert "to provide relative to supervision of apprentices; and to provide for related"

**AMENDMENT NO. 3**

On page 1, line 8, after "1." delete the remainder of the line, at the beginning of line 9, delete "and 1377(C) are" and insert "R.S. 37:1367(A) is"

**AMENDMENT NO. 4**

On page 1, line 9, after "reenacted" delete the remainder of the line and at the beginning of line 10, delete "hereby enacted"

**AMENDMENT NO. 5**

On page 1, delete lines 11 through 19 in their entirety

**AMENDMENT NO. 6**

On page 2, line 9, after "plumber" delete "will" and insert "may"

**AMENDMENT NO. 7**

On page 2, at the end of line 10, delete "no more than"

**AMENDMENT NO. 8**

On page 2, line 11, after "a" delete the remainder of the line, delete line 12 in its entirety and insert "time, one of whom shall have at least one year of experience as an apprentice."

**AMENDMENT NO. 9**

On page 2, delete lines 14 through 27 in their entirety

**AMENDMENT NO. 10**

On page 3, delete lines 1 through 18 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. 744**

**BY REPRESENTATIVE CROWE**

**AN ACT**

To enact R.S. 40:1662.19, relative to motor vehicles; to restrict the duplication of keys based on vehicle identification numbers; 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. 744 by Representative Crowe

**AMENDMENT NO. 1**

On page 1, delete line 7, in its entirety and insert the following:

"A. (1) No licensed locksmith, locksmith shop technician, motor vehicle dealer, or used motor vehicle dealer shall produce, reproduce, or duplicate a key for a motor vehicle based only on a"

**AMENDMENT NO. 2**

On page 1, line 9, after "requesting the" delete "duplicate"

**AMENDMENT NO. 3**

On page 1, line 9, after "motor vehicle" and before the period ".

"or is authorized by the owner of the motor vehicle to request a new, reproduction, or duplicate key"

**AMENDMENT NO. 4**

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

"(2) The state fire marshal shall promulgate rules and regulations to implement the provisions of this Section as they relate to locksmiths and locksmith shop technicians. In addition, the Louisiana Motor Vehicle Commission and the Louisiana Recreational and Used Motor Vehicle Commission shall, respectively, promulgate rules and regulations to implement the provisions of this Section as they relate to their respective licensees."
AMENDMENT NO. 5
On page 1, line 13, after "dollars" insert a period "." and delete the remainder of the line and delete line 14 in its 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. 771—
BY REPRESENTATIVE DAMICO
AN ACT
To amend and reenact R.S. 40:1484.2(8) and to enact R.S. 40:1484.9(E) and 1484.14, relative to air-supported structures; to provide for the definition of operator; to provide that certain provisions of law shall apply to operators of air-supported structures; to require operators of such structures report such purchases to the assistant secretary; to provide that the assistant secretary maintain a record of reported purchases; to provide penalties for an operator's failure to report; 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. 771 by Representative Damico

AMENDMENT NO. 1
On page 1, at the beginning of line 2, after "To" insert "amend and reenact R.S. 40:1484.2(8) and to"

AMENDMENT NO. 2
On page 1, line 2, after "structures;" insert "to provide for the definition of operator;"

AMENDMENT NO. 3
On page 1, line 10, after "R.S." insert "40:1484.2(8) is hereby amended and reenacted and R.S."

AMENDMENT NO. 4
On page 1, between lines 10 and 11 insert the following:

"§1484.2. Definitions

As used in this Part, the following definitions shall apply unless otherwise indicated:

* * *

(8) "Operator" means a person, or the agent of a person, who owns or controls or has the duty to control the operation of an amusement attraction or ride or more than one air-supported structure. "Operator" may include an agency of the state or any of its political subdivisions.

* * *

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. 817—
BY REPRESENTATIVE HAMMETT
AN ACT
To enact R.S. 47:1675 and to repeal R.S. 47:287.34, relative to income and corporation franchise tax credits; to provide for eligibility and application of the tax credits; to provide general administrative provisions for tax credits; to provide for an effective date; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Ways and Means.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 835—
BY REPRESENTATIVE DANIEL
AN ACT
To amend and reenact R.S. 47:633(7)(c)(iv) and (aa), relative to the severance tax; to exempt from the severance tax certain production on wells which have been inactive; to provide for an effective date; 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. 835 by Representative Daniel

AMENDMENT NO. 1
On page 2, line 9, after "a period of" change "two" to "five"

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.

 Senate Instruments on Second Reading
Returned from the Legislative Bureau

The following Senate Instruments on second reading, returned from the Legislative Bureau, were taken up and acted upon as follows:

SENATE BILL NO. 258—
BY SENATORS KOSTELKA, BAJOIE, MOUNT AND SCHEDLER AND REPRESENTATIVES JOHNS, ALARIO, DORSEY, HAMMETT AND SALTER
AN ACT
To amend and reenact R.S. 13:5106(B)(1) and (2), relative to the Louisiana Governmental Claims Act; to provide relative to limitations of liability for the state and political subdivisions; to provide for liability for damages for personal injury and wrongful death; to provide for legislative intent; and to provide for related matters.

Read by title.

Reported without amendments by the Legislative Bureau.
On motion of Rep. Johns, the bill was ordered passed to its third reading.

Under the rules, placed on the regular calendar.

**House and House Concurrent Resolutions on Third Reading for Final Consideration**

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

**HOUSE CONCURRENT RESOLUTION NO. 84—**

BY REPRESENTATIVES DOVE AND BALDONE AND SENATOR DUPRE

A CONCURRENT RESOLUTION

To memorialize the United States Congress and the Louisiana congressional delegation to approve funding for deepening the Houma Navigation Canal, including funding efforts to make beneficial use of the dredge material for embankment stabilization.

Read by title.

On motion of Rep. Dove, the resolution was adopted.

Ordered to the Senate.

**House Bills and Joint Resolutions Returned from the Senate with Amendments**

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

**HOUSE BILL NO. 28 (Duplicate of Senate Bill No. 8 by Senator Theunissen)—**

BY REPRESENTATIVE MORRISH AND SENATOR THEUNISSEN AND COAUTHORED BY REPRESENTATIVES JOHNS, GEYMANN, E. GUILLORY, AND KLECKLEY

AN ACT

To amend and reenact R.S. 34:204.1(B) and (D)(12), relative to the Lake Charles Harbor and Terminal District; to provide relative to the qualifications and authority of the port director; and to provide for related matters.

Read by title.

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

**SENATE FLOOR AMENDMENTS**

Conforming Amendments proposed by Senator Theunissen to Reengrossed House Bill No. 28 by Representative Morrish

**AMENDMENT NO. 1**

On page 1, line 14, change "have" to "meet"

**AMENDMENT NO. 2**

On page 1, line 15, change "bachelor" to "bachelor's"

**AMENDMENT NO. 3**

On page 2, line 5, between "development" and "or" delete the comma ",

**AMENDMENT NO. 4**

On page 2, line 15, between "However" and "with" delete 'the port director shall enter into an agreement' and insert in lieu thereof "agreements".

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Theunissen to Reengrossed House Bill No. 28 by Representative Morrish

**AMENDMENT NO. 1**

Delete Senate Floor Amendments Nos. 4, 5, and 6 in the Conforming Amendments proposed by Senator Theunissen and adopted by the Senate on May 10, 2005.

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

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. Speaker Frith

Alario Gallot

Alexander Glover

Ansardi Powell, M.

Badon Powell, T.

Baldone Quezaire

Barrow Richmond

Baudoin Ritchie

Baylor Robideaux

Bowler Romero

Bruce Roue

Bruneau Smiley

Burns Smith, G.

Burrell Scalise

Carter, R. Shepherd

Cazayoux Smith, J.H.

Cran Kerv

Cravins Strain

Crowe Thompson

Crowe Toomy

Dacie Townsend

Darte Trahan

DeWitt Triche

Dorger Tucker

Dorse McDonald

Dove McVea

Downs Waddell

Durand Walker

Erdey White

Fannin Winston

Fauchoe Wooton

Faucheux Wright

Total - 93

NAYS

Total - 0

ABSENT

Arnold Honey

Beard LaFonta

Carter, K. Martiny

Curtis Schneider

Total - 12
The amendments proposed by the Senate were concurred in by the House.

**HOUSE BILL NO. 272—**
**BY REPRESENTATIVE BALDONE**
**AN ACT**
To enact R.S. 14:62.5(C), relative to looting; to provide with respect to penalties for the crime of looting when committed during a state of emergency; and to provide for related matters.

Read by title.

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

**SENATE FLOOR AMENDMENTS**
Conforming Amendments proposed by Senator Dupre to Engrossed House Bill No. 272 by Representative Baldone

**AMENDMENT NO. 1**
On page 1, line 10, between "emergency" and "which" insert a comma ",".

**AMENDMENT NO. 2**
On page 1, line 11, between "parish" and "when" insert a comma ",".

**AMENDMENT NO. 3**
On page 1, line 13, between "dollars, and "imprisonment" insert "and".

**AMENDMENT NO. 4**
On page 1, line 14, between "years" and "without" insert "or both".

**AMENDMENT NO. 5**
On page 1, line 15, after "sentence" change the comma "," to a period "." and delete the remainder of the line.

Rep. Baldone moved that the amendments proposed by the Senate be rejected.

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

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<th>YEAS</th>
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<tr>
<td>Mr. Speaker Frith</td>
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<td>Alario Gallot</td>
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<td>Alexander Geymann</td>
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<td>Ansardi Glover</td>
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<tr>
<td>Badon Gray</td>
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<td>Baldone Greene</td>
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<tr>
<td>Barrow Guillory, E.</td>
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<td>Baudouin Guillory, M.</td>
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<td>Baylour Heaton</td>
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<td>Bowler Hebert</td>
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<td>Bruce Hill</td>
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<td>Bruneau Honey</td>
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<td>Burns Hopkins</td>
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<td>Carter, K. Hutter</td>
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<td>Carter, R. Jackson</td>
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<td>Darte LaFleur</td>
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<td>Erdey McVea</td>
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<td>Fannin Montgomery</td>
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<td>Farrar Morrell</td>
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<td>Faucheur Morrise</td>
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</tbody>
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Total - 100

<table>
<thead>
<tr>
<th>NAYS</th>
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</thead>
</table>

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

**HOUSE BILL NO. 658—**
**BY REPRESENTATIVE SCHNEIDER**
**AN ACT**
To amend and reenact R.S. 11:263, 264, 264.4, 264.7(A), 266(B) and (C), 267(B)(2) and (C), and 269, to enact R.S. 11:264.5(C) and Subpart N of Part II of Chapter 4 of Subtitle I of Title 11 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 11:351 and 352, and to repeal R.S. 11:267(B)(3) and (D), relative to investments of the state and statewide retirement systems; to provide relative to fiduciary duty, including enforcement of requirements therefor; to require disclosure by investment consultants and money managers; to provide for penalties; to provide for reports; to provide relative to investments in certain sanctioned nations; to provide for definitions; to provide for an effective date; and to provide for related matters.

Read by title.

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

**LEGISLATIVE BUREAU AMENDMENTS**
Amendments proposed by Legislative Bureau to Engrossed House Bill No. 658 by Representative Schneider

**AMENDMENT NO. 1**
On page 5, line 14, following "11:263" and before "," change "(E)" to "(D)".

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

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

Mr. Speaker  Faucheux  Morrish
Alario  Frith  Pierre
Alexander  Gallot  Pinac
Ansardi  Geymann  Pitre
Badon  Glover  Powell, M.
Baldone  Gray  Powell, T.
Barrow  Greene  Quezaire
Baudoin  Guillory, E.  Richmond
Baylor  Guillory, M.  Ritchie
Beard  Heaton  Robideaux
Bowler  Hebert  Romero
Bruce  Hill  Scalise
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  Kennard  Thompson
Curtis  Kenney  Toomy
Damico  Kleckley  Townsend
Daniel  LaBouff  Truhan
Dartez  LaFleur  Triche
DeWitt  LaFonta  Tucker
Doerge  Lambert  Waddell
Dove  Marchand  Walker
Downs  Martin  Walsworth
Durand  McDonald  White
Erdey  McVea  Winston
Fannin  Montgomery  Wooton
Fararr  Morrell  Wright
Total - 99

NAYS

Total - 0

ABSENT

Arnold  Hammett  Odinet
Dorsey  Lancaster  Schneider
Total - 6

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

House Bills and Joint Resolutions on Third Reading and Final Passage

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

Regular Calendar

HOUSE BILL NO. 78—

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

AN ACT

To amend and reenact R.S. 47:305.50(B), relative to the state sales and use tax; to exempt repairs of rail rolling stock when such rail rolling stock is for use in interstate commerce; to provide for an effective date; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative LaFleur to Engrossed House Bill No. 78 by Representative LaFleur

AMENDMENT NO. 1

On page 1, line 3, before "repairs" insert "fabrication, modification, or" and after "of rail rolling stock" delete "when such rail rolling stock is for use in interstate commerce"

AMENDMENT NO. 2

On page 1, lines 7 and 8, after "stock" delete "for use in interstate commerce"

AMENDMENT NO. 3

On page 1, line 12, after "state" delete the remainder of the line and insert a period ".

AMENDMENT NO. 4

On page 1, line 15, after "stock" delete the remainder of the line and insert a period "."

AMENDMENT NO. 5

On page 1, at the beginning of line 16, delete "interstate commerce"

AMENDMENT NO. 6

On page 1, line 18, after "stock" delete the remainder of the line

AMENDMENT NO. 7

On page 1, delete line 19 in its entirety and insert a period "."

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker  Faucheux  Morrish
Alario  Frith  Pierre
Alexander  Gallot  Pinac
Ansardi  Geymann  Pitre
Badon  Glover  Powell, M.
Baldone  Gray  Powell, T.
Barrow  Greene  Quezaire
Baudoin  Guillory, E.  Richmond
Baylor  Guillory, M.  Ritchie
Beard  Heaton  Robideaux
Bowler  Hebert  Romero
Bruce  Hill  Scalise
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  Toomy
Curtis  Kenney  Toomy
Damico  Kleckley  Townsend

Total - 99
The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Cazayoux 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. 212—
BY REPRESENTATIVE HAMMETT
AN ACT
To amend and reenact Section 2 of Act No. 15 of the 1996 Regular Session of the Legislature, as amended by Act No. 47 of the 1998 Regular Session of the Legislature, Act No. 33 of the 2000 Regular Session of the Legislature, and Act No. 141 of the 2003 Regular Session of the Legislature; to extend the termination date regarding certain transactions involving certain private and parochial elementary and secondary schools; to provide for an effective date; and to provide for related matters.

Read by title.

Motion

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

HOUSE BILL NO. 222—
BY REPRESENTATIVE TOOMY
A JOINT RESOLUTION
Proposing to add Article VI, Section 14.1 of the Constitution of Louisiana, to provide that no law, unless enacted by two-thirds of the elected members of each house of the legislature, requiring increased expenditures for any purpose shall be
applicable to a city, parish, or other local public school board except under certain circumstances; to provide for exceptions to such prohibition; to provide for submission of the proposed amendment to the electors; and to provide for related matters.

Read by title.

Rep. Toomy moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

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<thead>
<tr>
<th>YEAS</th>
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<tr>
<td>Mr. Speaker</td>
<td>Gallo</td>
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<td>Total - 63</td>
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| NAYS     |                 |          |        |
| Alexander| Curtis          | Kennard  |        |
| Baldone  | Daniel          | Lambert  |        |
| Barrow   | Downs           | Marchand |        |
| Baudoin  | Farrar          | McVeia   |        |
| Beard    | Gray            | Morrell  |        |
| Bruneau  | Guillory, M.    | Powell, T.|       |
| Carter, R.| Hebert         | Strain   |        |
| Crane    | Honey           | Trahan   |        |
| Cravins  | Hunter          | Wright   |        |
| Crowe    | Jackson         |          |        |
| Total - 29|                 |          |        |

| ABSENT   |                 |          |        |
| Arnold   | LaFleur         | Ritchie  |        |
| Dove     | LaFonta         | Schneider|        |
| Hill     | Martyn          | Shepherd |        |
| Hopkins  | McDonald        |          |        |
| Jefferson| Quezaire        |          |        |
| Total - 13|                |          |        |

Motion to reconsider pending.

HOUSE BILL NO. 212—

BY REPRESENTATIVE HAMMETT

AN ACT

To amend and reenact Section 2 of Act No. 15 of the 1996 Regular Session of the Legislature, as amended by Act No. 47 of the 1998 Regular Session of the Legislature, Act No. 33 of the 2000 Regular Session of the Legislature, and Act No. 141 of the 2003 Regular Session of the Legislature; to extend the termination date regarding certain transactions involving certain private and parochial elementary and secondary schools; to provide for an effective date; and to provide for related matters.

Called from the calendar.

Read by title.

Rep. Hammett moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

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<tr>
<th>YEAS</th>
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<td>Total - 99</td>
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| NAYS      |                 |          |        |
| Alexander | Curtis          | Kennard  |        |
| Baldone   | Daniel          | Lambert  |        |
| Barrow    | Downs           | Marchand |        |
| Baudoin   | Farrar          | McVeia   |        |
| Beard     | Gray            | Morrell  |        |
| Bruneau   | Guillory, M.    | Powell, T.|       |
| Carter, R.| Hebert          | Strain   |        |
| Crane     | Honey           | Trahan   |        |
| Cravins   | Hunter          | Wright   |        |
| Crowe     | Jackson         |          |        |
| Total - 0  |                 |          |        |

| ABSENT    |                 |          |        |
| Arnold    | LaFleur         | Ritchie  |        |
| Dove      | LaFonta         | Schneider|        |
| Hill      | Martyn          | Shepherd |        |
| Hopkins   | McDonald        |          |        |
| Jefferson | Quezaire        |          |        |
| Total - 6  |                 |          |        |

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. 226—

BY REPRESENTATIVE GALLOT

AN ACT

To amend and reenact Code of Civil Procedure Articles 592(A)(3)(b), 1917, 2031(A), and 2083, relative to civil procedure; to provide for the continuous revision of the Code of
Civil Procedure as required by R.S. 24:251; to provide for written reasons for judgment and findings of fact in class action certifications and for appeal therefrom; to provide for the commencement of the time period in which to request the court to give findings of fact and written reasons for judgment in a nonjury trial; to provide for the interruption of prescription with the filing of a motion to revive a judgment; to provide for appeal of interlocutory judgments; and to provide for related matters.

Read by title.

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Gallot to Engrossed House Bill No. 226 by Representative Gallot

**AMENDMENT NO. 1**

On page 4, after line 13, add the following:

"Section 2. This Act shall become effective on January 1, 2006."

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

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. Speaker

Alario

Alexander

Ansardi

Arnold

Badon

Baldone

Barrow

Baudoin

Baylor

Beard

Bowler

Bruce

Bruneau

Burns

Burrell

Carter, K.

Carter, R.

Cazayoux

Crane

Cravins

Crowe

Curtis

Damicco

Daniel

Dartez

DeWitt

Doerge

Dorsey

Dove

Downs

Durand

Erdey

Fannin

Farrar

McDonald

McVea

Montgomery

Morrell

Winston

Wooton

Wright

Total - 104

NAYS

Total - 0

ABSENT

Schneider

Total - 1

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Gallot 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. 238—**

BY REPRESENTATIVE ST. GERMAIN

AN ACT

To amend and reenact R.S. 56:650(A)(2) and to enact R.S. 56:302.4(A), relative to the Lifetime License Endowment Fund; to provide for deposit of revenues to the fund; to provide relative to investment of the monies in the fund; and to provide for related matters.

Read by title.

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Romero to Engrossed House Bill No. 238 by Representative St. Germain

**AMENDMENT NO. 1**

On page 1, line 2, delete "56:650(A)(2)" and insert "56:302.4(A) and 650(A)(2)"

**AMENDMENT NO. 2**

On page 1, line 1, after "relative to" and before "the", insert "recreational fishing licenses and"

**AMENDMENT NO. 3**

On page 1, line 3, after "Fund;" and before "to", insert "to provide for the time period for which a recreational fishing license is valid;"

**AMENDMENT NO. 4**

On page 1, line 7, delete "56:650(A)(2) is" and insert "56:302.4(A) and 650(A)(2) are"

**AMENDMENT NO. 5**

On page 1, between lines 8 and 9, insert the following:

"§302.4. Recreational fishing licenses: license year; purchase period

A. Basic recreational licenses, freshwater trout licenses, saltwater licenses, and recreational gear licenses are valid beginning June first of each calendar year and expiring on June thirtieth of the following calendar year, for a period of one year, from the date of issuance of the license, unless suspended, revoked, or canceled. However, through promulgation and adoption of rules and regulations therefor, the department may issue recreational licenses..."
and recreational gear licenses for a period of one year from the date
date of issuance. Any such rule promulgated and adopted under the
provisions of this Section shall supersede the licensure period
delineated in this Section prior to the adoption of the rule.

* * *

Point of Order

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

Ruling of the Chair

The Chair ruled that the above amendments were not germane
to the subject matter contained in the bill as introduced.

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


ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker Frith Odinet
Alario Gallot Pierre
Alexander Geymann Pitre
Ansardi Gray Powell, M.
Arnold Greene Quezaire
Baldon Guillory, E. Ritchie
Barrow Guillory, M. Robideaux
Baudoin Hammett Romero
Baylor Heaton Scalise
Bowler Hebert Shephard
Bruce Hill Smiley
Bruneau Honey Smith, G.
Burns Hopkins Smith, J.D.–50th
Burrell Hunter Smith, J.H.–8th
Carter, K. Jackson St. Germain
Carter, R. Jefferson Strain
Cazayoux Johns Thompson
Crane Katz Toomy
Cravins Kenney Townsend
Crowe Kenny Truhan
Curtis Kleckley Truhan
Dannico LaBruzio Tuche
DeWitt LaFleur Waddell
Dorsey Lambert Walsworth
Dove Lancaster White
Downs Marchand Wooton
Durand Martiny Wright
Erdey McDonald Wright
Fannin McVea Wooton
Farrar Montgomery Wright
Faucheux Morrish Wright
Total - 100

NAYS

Mr. Speaker Frith Odinet
Alario Gallot Pierre
Alexander Geymann Pitre
Ansardi Gray Powell, M.
Arnold Greene Quezaire
Baldon Guillory, E. Ritchie
Barrow Guillory, M. Robideaux
Baudoin Hammett Romero
Baylor Hebert Scalise
Bowler Hebert Shephard
Bruce Hill Smiley
Bruneau Honey Smith, G.
Burns Hopkins Smith, J.D.–50th
Burrell Hunter Smith, J.H.–8th
Carter, K. Jackson St. Germain
Carter, R. Jefferson Strain
Cazayoux Johns Thompson
Crane Katz Toomy
Cravins Kenney Townsend
Crowe Kenny Truhan
Curtis Kleckley Truhan
Dannico LaBruzio Tuche
DeWitt LaFleur Waddell
Dorsey Lambert Walsworth
Dove Lancaster White
Downs Marchand Wooton
Durand Martiny Wright
Erdey McDonald Wright
Fannin McVea Wooton
Farrar Montgomery Wright
Faucheux Morrish Wright
Total - 100

The Chair declared the above bill was finally passed.
The title of the above bill was read and adopted.

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

HOUSE BILL NO. 239—
AN ACT
To amend and reenact R.S. 47:2181.1, relative to sales of immovable
property for delinquent taxes; to specify the location of the sale;
and to provide for related matters.

Read by title.

Rep. Hill moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker Farrar Morrish
Alario Faucheux Odinet
Alexander Frith Pierre
Ansardi Geymann Pinac
Arnold Gray Pite
Badon Greene Powell, M.
Baldone Guillory, E. Quezaire
Barrow Guillory, M. Ritchie
Baudoin Hammett Ritchie
Baylor Hebert Robideaux
Briole Hill Romero
Bowie Hunter Scalse
Burns Hopkins Shepherd
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 Thompson
Crowe Kenny Toomy
Curtis Kleckley Townsend
Dannico LaBruzio Truhan
DeWitt Lambert Tuche
Doerge LaFleur Waddell
Dorsey Lambert Walsworth
Dove Lancaster White
Downs Marchand Wooton
Durand Martiny Wright
Dorris McDonald Wright
Dunjea Montgomery Wright
Fannin Morrell Wright
Total - 102

NAYS

Total - 0

ABSENT

Glover Heaton Schneider

The Chair declared the above bill was finally passed.
The title of the above bill was read and adopted.
Rep. Hill 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. 268—
BY REPRESENTATIVE BURRELL
AN ACT
To amend and reenact R.S. 27:392(B)(2)(a), relative to the Pari-mutuel Live Racing Facility Economic Redevelopment and Gaming Control Act; to provide for a portion of the monies in the Pari-mutuel Live Racing Facility Gaming Control Fund to be deposited into the Compulsive and Problem Gaming Fund; to provide for an effective date; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Tucker to Engrossed House Bill No. 268 by Representative Burrell

AMENDMENT NO. 1
On page 1, line 2, delete "R.S. 27:392(B)(2)(a)" and insert "R.S. 27:392(B)"

AMENDMENT NO. 2
On page 1, at the end of line 3, delete "for a portion of the" and insert "the disposition of"

AMENDMENT NO. 3
On page 1, at the end of line 4, delete "to be deposited" and at the beginning of line 5, delete "into the Compulsive and Problem Gaming Fund"

AMENDMENT NO. 4
On page 1, line 8, delete "R.S. 27:392(B)(2)(a)" and insert "R.S. 27:392(B)"

AMENDMENT NO. 5
On page 1, delete lines 12 through 19 and on page 2 lines 1 through 3 and insert the following:

'(1) All fees, fines, revenues, state taxes, and other monies collected by the division shall be forwarded upon receipt to the state treasurer for immediate deposit into the state treasury. Funds so deposited shall first be credited to the Bond Security and Redemption Fund in accordance with Article VII, Section 9(B) of the Constitution of Louisiana.

(2)(a) After complying with the provisions of Paragraph (1) of this Subsection, the state treasurer shall, each fiscal year, credit one percent from the combined net slot machine proceeds collected by the state from each licensed facility, not to exceed five hundred thousand dollars, to the Compulsive and Problem Gaming Fund established by R.S. 28:382. After crediting such proceeds to the Compulsive and Problem Gaming Fund, the state treasurer shall, each fiscal year, credit the remainder of all taxes generated pursuant to R.S. 27:393 and all fines and other monies collected by the division to a special fund which is hereby created in the state treasury and entitled the "Pari-mutuel Live Racing Facility Gaming Control Fund", hereinafter referred to as the "Gaming Control Fund".

(b) Monies in the Gaming Control Fund shall be withdrawn only pursuant to appropriation by the legislature and shall be used solely for the expenses of the board, the Department of Justice, and the division which are necessary to carry out the provisions of this Chapter. Monies in the fund remaining after appropriation for expenses of the board, the Department of Justice, and the division shall be credited as hereinafter provided in this Subsection.

(c) Monies in the Gaming Control Fund shall be invested by the state treasurer in the same manner as monies in the state general fund. Interest earned on investment of monies in the Gaming Control Fund shall be credited to the state general fund. Unexpended and unencumbered monies in the Gaming Control Fund at the end of each fiscal year shall be deposited in the state general fund.

(3) After complying with the provisions of Paragraphs (1) and (2) of this Subsection, the state treasurer shall, each fiscal year, credit five percent of the state portion of taxable net slot machine proceeds collected from each licensed eligible facility to the following special funds:

(a)(i) The Bossier Parish Truancy Program Fund, which is hereby created in the state treasury from the proceeds derived from the licensed eligible facility in Bossier Parish. Monies in the Bossier Parish Truancy Program Fund, for purposes of this Subparagraph referred to as the "fund", shall be withdrawn only pursuant to appropriation by the legislature and shall be used solely and exclusively by the district attorney in the Twenty-Sixth Judicial District to support a truancy program and truancy-related matters within the Twenty-Sixth Judicial District.

(ii) Monies in the fund shall be invested by the state treasurer in the same manner as monies in the state general fund. Interest earned on investment of monies in the fund shall be credited to the fund. Unexpended and unencumbered monies in the fund at the end of each fiscal year shall remain in the fund.

(b)(i) The St. Landry Parish Excellence Fund in St. Landry Parish which is hereby created in the state treasury from proceeds derived from the licensed eligible facility in St. Landry Parish. Monies in the St. Landry Parish Excellence Fund, for purposes of this Subparagraph referred to as the "fund", shall be withdrawn only pursuant to appropriation by the legislature and shall be used solely and exclusively by the St. Landry School Board for elementary and secondary education, or for the construction and operation of a Career and Technology Center to be located in St. Landry Parish, and/or the enhancement and expansion of existing vocational and technical programs and curricula. The Career and Technology Center shall serve secondary, including junior high school, and postsecondary students and shall provide occupational and workforce training. All courses of instruction provided at the Career and Technology Center shall be developed by the school board in collaboration with the Board of Supervisors of Community and Technical Colleges. Monies in the fund appropriated to the St. Landry Parish School Board shall be used solely and exclusively for enhancements to the education program in St. Landry Parish.

(ii) Monies in the fund shall be invested by the state treasurer in the same manner as monies in the state general fund. Interest earned on investment of monies in the fund shall be credited to the fund. Unexpended and unencumbered monies in the fund at the end of each fiscal year shall remain in the fund.

(c)(i) The Calcasieu Parish Fund, which is hereby created in the state treasury, from the proceeds derived from the licensed eligible facility in Calcasieu Parish. Monies in the Calcasieu Parish Fund, for purposes of this Subparagraph referred to as the "fund", shall be withdrawn only pursuant to appropriation by the legislature. Monies in the fund shall be invested by the state treasurer in the same manner as monies in the state general fund. Interest earned on investment of monies in the fund shall be credited to the fund. Unexpended and unencumbered monies in the fund at the end of each fiscal year shall remain in the fund.

(ii) Monies in the fund shall be appropriated annually as follows:
(aa) Sixty percent to the Calcasieu Parish School Board.

(bb) Thirty percent to McNeese State University.

(cc) Ten percent to Sowella Technical Institute.

(d) The Orleans Parish Excellence Fund which is hereby created in the state treasury from the proceeds derived from the licensed eligible facility in Orleans Parish. Monies in the Orleans Parish Excellence Fund, for purposes of this Subparagraph referred to as the "fund", shall be withdrawn only pursuant to appropriation by the legislature and shall be used solely and exclusively by the Orleans Parish School Board for purposes of this Subparagraph. Monies in the fund shall be used solely and exclusively for the construction and operation of an All Health and Nursing Program and campus to be located in Orleans Parish. The All Health and Nursing Program and campus shall serve secondary and postsecondary students and shall provide occupational and workforce training. All courses of instruction provided at the All Health and Nursing Program shall be approved by the Board of Supervisors of Community and Technical Colleges. Monies in the fund shall be invested by the state treasurer in the same manner as monies in the state general fund. Interest earnings on investment of monies in the fund shall be credited to the fund. Unexpended and unencumbered monies in the fund at the end of each fiscal year shall remain in the fund.

(4) After complying with the provisions of Paragraphs (1) through (3) of this Subsection, the state treasurer shall, each fiscal year, credit a total of twelve million dollars from the combined taxable net slot machine proceeds collected by the state from each licensed eligible facility, as defined herein, as follows:

(a) To the fund Louisiana Agricultural Finance Authority Fund previously established by R.S. 3:162, but only in such amount as is necessary to pay the annual principal and interest due on the bonds described as "$45,000,000 Louisiana Agricultural Finance Authority Variable Rate Demand Revenue Bonds (Lacassine Syrup Mill Project) Series 2004" (hereinafter the "bonds"). These proceeds shall be expended, utilizing any or all powers granted to the Louisiana Agricultural Finance Authority, including the funding or securing of revenue bonds, exclusively for meeting the needs of the Boll Weevil Eradication program and other agricultural, agronomic, horticultural, silvicultural or aquacultural, industrial, or economic development programs. Any portion of the twelve million dollars remaining after the payment and satisfaction of all obligations of the Louisiana Agricultural Finance Authority in each fiscal year under the terms of any resolution or resolutions authorizing the issuance of the bonds shall be considered as surplus.

(b) Until the bonds are paid in full, the surplus shall be deposited into the Rural Road Fund. Upon the payment in full of principal and interest of the bonds or upon the irrevocable deposit of sufficient funds for the payment and redemption of all such bonds in principal, interest, and redemption premiums, if any, to their respective maturities or call dates, the state treasurer shall, each fiscal year, credit a total of twelve million dollars from the combined taxable net slot machine proceeds collected by the state from each licensed eligible facility, as defined herein, to the Louisiana State University School of Veterinary Medicine.

(2) The Rural Road Fund is hereby created in the state treasury. Monies in the Rural Road Fund, for purposes of this Subparagraph referred to as the "fund", shall be withdrawn only pursuant to appropriation by the legislature and shall be used solely and exclusively by the Department of Transportation and Development for resurfacing projects on state highways which are not eligible for federal funds. Monies in the fund shall be invested by the state treasurer in the same manner as monies in the state general fund. Interest earnings on investment of monies in the fund shall be credited to the fund. Unexpended and unencumbered monies in the fund at the end of each fiscal year shall remain in the fund.

(5) After complying with the provisions of Paragraphs (1) through (4) of this Subsection, the state treasurer shall, each fiscal year, credit a total of one million five hundred thousand dollars from the combined taxable net slot machine proceeds collected by the state from each licensed eligible facility, as defined herein, to the "fund", hereby established in the state treasury. Monies in the fund shall be withdrawn only pursuant to appropriation by the legislature and shall be used solely to fund the Affiliated Blind of Louisiana, the Louisiana Center for the Blind at Ruston, and the Lighthouse for the Blind in New Orleans, Inc. Monies in the fund shall be invested by the state treasurer in the same manner as monies in the state general fund. Interest earned on investment of such monies shall be credited to the state general fund. Unexpended and unencumbered monies in the fund at the end of each fiscal year shall remain in the fund.

(6) After complying with the provisions of Paragraphs (1) through (5) of this Subsection and contingent upon the Revenue Estimating Conference's recognition of revenues from the Boll Weevil Eradication program and other agricultural, agronomic, horticultural, silvicultural or aquacultural, industrial, or economic development programs. Any portion of the twelve million dollars remaining after the payment and satisfaction of all obligations of the state treasurer shall, each fiscal year, credit a total of one million five hundred thousand dollars from the combined taxable net slot machine proceeds collected by the state from each licensed eligible facility, as defined herein, to the one-half to the Parish Excellence Fund, for purposes of this Subparagraph referred to as the "fund", hereby established in the state treasury. Monies in the fund shall be withdrawn only pursuant to appropriation by the legislature and shall be used solely to fund the Affiliated Blind of Louisiana, the Louisiana Center for the Blind at Ruston, and the Lighthouse for the Blind in New Orleans, Inc. Monies in the fund shall be invested by the state treasurer in the same manner as monies in the state general fund. Interest earned on investment of such monies shall be credited to the state general fund. Unexpended and unencumbered monies in the fund at the end of each fiscal year shall remain in the fund.

(b) Seven hundred fifty thousand dollars each fiscal year shall be deposited in and credited to the Southern University AgCenter Foundation Fund, which is hereby established in the state treasury. Monies in the fund shall be withdrawn from the treasury only by appropriations made in accordance with this Subsection. Monies in the fund shall be invested in the same manner as monies in the state general fund. Interest earned on investment of monies in the fund shall be credited to the state general fund. Unexpended and unencumbered monies in the fund at the end of each fiscal year shall remain in the fund. Monies in the fund shall be appropriated and expended solely and exclusively to support the Southern University AgCenter programs.

(7) After compliance with the provisions of Paragraphs (1) through (6) of this Subsection, two hundred thousand dollars each fiscal year shall be deposited in and credited to the Equine Health Studies Program Fund, which is hereby established in the state treasury. Monies in the fund shall be withdrawn only pursuant to appropriation by the legislature and shall be used solely and exclusively to support the Southern University AgCenter programs.
(8) After compliance with the provisions of Paragraphs (1) through (5) of this Subsection, pursuant to an annual appropriation by the legislature, remaining monies in an amount of fifty thousand dollars shall be used solely and exclusively for the Southern University Urban Tourism and Marketing Program and fifty thousand dollars shall be used solely and exclusively for the Orleans Parish District Attorney's Office.

(9) After compliance with the provisions of Paragraphs (1) through (8) of this Subsection, remaining monies shall be deposited in and credited to the state general fund.

Section 2. Any Act of the 2005 Regular Session amending R.S. 27:392(B) shall be given equal effect.

AMENDMENT NO. 6
On page 2, line 5, change "Section 2." to "Section 3."
On motion of Rep. Tucker, the amendments were withdrawn.
Rep. Burrell moved the final passage of the bill.

ROLL CALL
The roll was called with the following result:

YEAS

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<tr>
<th>Mr. Speaker</th>
<th>Frith</th>
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The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

HOUSE BILL NO. 318—
BY REPRESENTATIVE BADON

AN ACT
To amend and reenact Code of Civil Procedure Article 2293(B), relative to notice of seizure of property; to provide for giving additional notice of seizure to occupants and tenants; to provide relative to the validity of the sheriff's sale for failure to serve additional notices; to provide for an optional method of giving notice when the property consists of more than ten units; to provide for filing of an affidavit in the foreclosure proceeding records and the effect thereof; to provide for the inapplicability of additional notice provisions to certain property; to provide for the validity of foreclosure proceedings deemed not in compliance with Act No. 877 of the 2004 Regular Session; 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. 318 by Representative Badon

AMENDMENT NO. 1
On page 2, line 12, following "to" and before "the" change "serve" to "service"

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

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

ROLL CALL
The roll was called with the following result:

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</table>
The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Badon 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. 356—
BY REPRESENTATIVE RICHMOND
AN ACT
To amend and reenact Section 2 of Act 66 of the 2002 Regular Session of the Legislature and R.S. 47:6016(B)(4), relative to new market tax credits; to define certain terms; to provide for an effective date; and to provide for related matters.

Read by title.

Rep. Richmond moved the final passage of the bill.

ROLL CALL
The roll was called with the following result:

YEAS

Mr. Speaker Alario Alexander Ansardi Baldon Barrow Baudoin Baylor Bowler Bruce Bruneau Burns Burrell Carter, K. Carter, R. Cazayoux Crane Cravins Crowe Curtis Damico Daniel Dartez

Frith Gallot Geymann Glover Greenville Guillory, M. Heaton Hebert Hill Honey Hopkins Hutter Jackson Jefferson Johns Katz Kennard Kenney Kleckley LaBruzzo LaFleur


NAYS

Mr. Speaker Alario Alexander Ansardi Baldon Barrow Baudoin Baylor Bowler Bruce Bruneau Burns Burrell Carter, K. Carter, R. Cazayoux Crane Cravins Crowe Curtis Damico Daniel Dartez


ABSENT
Arnold Beard Hammett

Shepherd Richmond Schneider

Total - 7

Total - 2
House Bill No. 372

To amend and reenact R.S. 32:388(B)(1)(b) and (c) through (F) and to enact R.S. 32:388(G), relative to penalties for overweight and oversized vehicles; to prohibit certain exceptions for overweight and over-axle penalties from being applied to violations which occur on the interstate system; and to provide for related matters.

Rep. Quezaire moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker Frith Pierre
Alario Gallo Pinac
Alexander Geymann Pitre
Ansardi Glover Powell, M.
Arnold Gray Powell, T.
Badon Greene Quezaire
Baldone Guillery, E. Richmond
Baudoin Guillery, M. Ritchie
Baylor Hammett Robideaux
Beard Heaton Romero
Bowler Honey Scalise
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
Cravings Kenney Thompson
Crowe Kleckley Toomy
Curtis LaBruzzi Townsend
Dannico LaFleur Trahan
Daniel LaFonta Triche
Dartez Lambert Tucker

Total - 100

NAYS

Total - 0

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

House Bill No. 387

To enact R.S. 38:2325(A)(16), 2327.2, and 2327.3, relative to establishing a law enforcement division for the Sabine River Authority; to authorize the board of commissioners of the Sabine River Authority to employ law enforcement officers; to provide for the qualification, responsibilities, and duties of such law enforcement officers; to require law enforcement officers to execute a bond; to require the purchase of certain equipment and supplies; to provide relative to violation of certain rules and regulations; to provide relative to penalties for violations; and to provide for related matters.

Rep. Salter moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker Faucheux Pierre
Alario Frith Pinac
Alexander Gallo Pitre
Ansardi Geymann Powell, M.
Badon Glover Powell, T.
Baldone Guillery, E. Ritchie
Baudoin Guillery, M. Richmond
Baylor Greene Quezaire
Beadow Guillory, E. Ritchie
Bower Heaton Romero
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 Kennedey Strain
Cravings Kenney Thompson
Crowe Kleckley Toomy
Curtis LaBruzzi Townsend
Dannico LaFleur Trahan
Daniel LaFonta Triche
Dartez Lambert Tucker

Total - 100

NAYS

Total - 0

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

The title of the above bill was read and adopted.

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

HOUSE BILL NO. 464—
BY REPRESENTATIVE BALDONE
AN ACT
To amend and reenact R.S. 32:361.2(A)(2)(d) and to enact R.S. 15:587(A)(1)(d), relative to motor vehicle safety equipment; to provide relative to medical exemptions to window tinting regulations; to require applicants for such exemptions to consent to the release of criminal history records and identification files under certain circumstances; to require the release of such information to law enforcement agents under certain circumstances; and to provide for related matters.

Read by title.

Rep. Baldone moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker Frith Odinet
Alario Thrash Pierre
Alexander Gallot Pinac
Ansardi Geymann Pitre
Arnold Bailey Powell, M.
Barrow Hill Powell, T.
Barrow Greene Quezaire
Baudoin Guillory, E. Richmond
Baylor Hebert Ritchie
Beard Ruffin Robideaux
Bowie Hill Romero
Breene Hopkins Scalise
Burns Hunter Shepheard
Burrell Hunter Smiley
Carter, K. Jackson Smith, G.
Carter, R. Johns Smith, J.D.–30th
Cazayoux Katz St. Germain
Cravins Kennard Strain

Total - 98

NAYS

Total - 0

ABSENT

Crawe John Thompson
Curtis Kleckley Townsend
Damico LaBruzzo Trahan
Daniel LaFleur Triche
Dartez Lambert Tucker
DeWitt Lancaster Waddell
Doerge Marchand Walker
Dorsey Martiny Walsworth
Downs McVea White
Erdey Montgomery Wooton
Farrar Morrell Wright
Finnin Morish

Total - 0

ABSENT

Arnold Heaton Smith, J.H.–8th
Crane Jefferson
Hammett Schneider

Total - 7

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Baldone 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. 473—
BY REPRESENTATIVE MCDONALD
AN ACT
To amend and reenact R.S. 30:2418(H)(introductory paragraph) and to enact R.S. 30:2418(H)(10), relative to fees collected on the sale of tires; to provide for exceptions from the fee on certain tire sales; 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 Faucheux Odinet
Alario Frith Pierre
Ansardi Gallot Pinac
Arnold Geymann Pitre
Badon Bailey Powell, M.
Baldone Gray Powell, T.
Baudoin Greene Quezaire
Baylor Guillory, E. Richmond
Beard Hebert Ritchie
Bowie Hill Romero
Bruneau Hopkins Scalise
Burrell Hunter Smiley
Carter, K. Jackson Smith, G.
Carter, R. Johns Smith, J.D.–30th
Cazayoux Katz St. Germain
Cravins Kennard Strain

Total - 98

NAYS

Total - 0

ABSENT

Crawe John Thompson
Curtis Kleckley Townsend
Damico LaBruzzo Trahan
Daniel LaFleur Triche
Dartez
DeWitt LaFonta Tucker
Doerge Lambert Waddell
Dorsey Marchand Walker
Dove Martiny Walsworth
Downs McDonald White
Durand McVea Winston
Erdey Montgomery Wooton
Fannin Morrell Wright
Farrar Morrish
Total - 98

NAYS
Total - 0

ABSENT
Alexander Kennard Smith, G.
Bruce Lancaster
Guillory, M. Schneider
Total - 7

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.

HOUSE BILL NO. 505—
BY REPRESENTATIVES JACK SMITH AND HUTTER
AN ACT
To amend and reenact R.S. 39:32.1(E) and (F) and to enact R.S. 17:3129(F), relative to higher education; to provide relative to budget requests for higher education agencies; and to provide for related matters.

Read by title.

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

Notice of Intention to Call
Pursuant to House Rule No. 8.26(A), Rep. Jack Smith gave notice of his intention to call House Bill No. 505 from the calendar for future action.

Notice of Intention to Call
Pursuant to House Rule No. 8.26(A), Rep. Kleckley gave notice of his intention to call House Bill No. 668 from the calendar for future action.

HOUSE BILL NO. 565—
BY REPRESENTATIVES DURAND, DORSEY, ALARIO, HAMMETT, AND SALTER AND SENATORS MOUNT, HEITMEIER, AND BAJOIE
AN ACT
To amend and reenact R.S. 46:978 and 979(A), relative to health care coverage for the uninsured; to provide the authority for expanding coverage to certain low-income uninsured through Medicaid waivers; to provide with respect to certain elements of the waiver; and to provide for related matters.

Read by title.

Rep. Durand moved the final passage of the bill.

ROLL CALL
The roll was called with the following result:

YEAS
Mr. Speaker Frith Odinet
Alario Gallot Pierre
Alexander Geymann Pinac
Ansardi Glover Pitre
Badon Gray Powell, M.
Barrow Guillory, E.
Baudoin Guillory, M.
Baylor Heaton Ritchie
Beard Hebert Robideaux
Bowler Hill Romero
Bruce Honey Scalise
Bruneau Hopkins Shepherd
Burns Hunter Smiley
Burrell Hutter Smith, G.
Carter, K. Jackson Smith, J.D.–50th
Carter, R. Jefferson Smith, J.H.–8th
Cravins Katz St. Germain
Crowe Kennard Strain
Currot Kenney Thompson
Damicco Kleckley Toomy
Daniel LaBruzzo Triche
Dartez LaFleur Tuckere
DeWitt LaFonta Tucker
Doerge Lambert Waddell
Dorsey Marchand Walker
Dove Martiny Walsworth
Durand McDonald White
Erdey McVea Winston
Fannin Morrell Wright
Farrar Morrish
Total - 101

NAYS
Total - 0

ABSENT
Arnold Hammett
Cazayoux Schneider
Total - 4

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

HOUSE BILL NO. 595—
BY REPRESENTATIVE SALTER
AN ACT
To enact R.S. 38:2325(A)(16), relative to the Sabine River Authority; to clarify the powers of the Sabine River Authority to enter into certain contracts and agreements; to provide for an effective date; to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS
Amendments proposed by Representative Salter to Engrossed House Bill No. 595 by Representative Salter
AMENDMENT NO. 1
On page 1, at the end of line 18, delete the period "." and insert the following:
"; however, the written concurrence of the governor shall be required for any contracts and other agreements which provide for the sale, utilization, distribution, or consumption, outside of the boundaries of the state of Louisiana, of the waters over which the Authority has jurisdiction or control.

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

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

ROLL CALL

The roll was called with the following result:

YEAS

<table>
<thead>
<tr>
<th>Mr. Speaker</th>
<th>Frith</th>
<th>Odinet</th>
</tr>
</thead>
<tbody>
<tr>
<td>Alario</td>
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NAYS

| Total - 0 |        |

ABSENT

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The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

HOUSE BILL NO. 805—
BY REPRESENTATIVE MONTGOMERY AND SENATOR ELLINGTON
AN ACT
To amend and reenact R.S. 47:6014(E)(1), relative to the taxation and for tax relief for certain telephone companies; to provide for the apportionment and dedication of certain taxes for deposit into the Telephone Company Property Assessment Relief Fund; to provide for certain restrictions on the fund; to provide for an effective date; 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

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<tr>
<th>Mr. Speaker</th>
<th>Faucheux</th>
<th>Pierre</th>
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NAYS

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ABSENT

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</table>

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. 848—
BY REPRESENTATIVE HONEY
AN ACT
To amend and reenact R.S. 40:1142(F), relative to certification fees assessed operators of water supply and sewerage systems; to provide for fees for examinations and issuance and renewals of certificates; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Beard to Engrossed House Bill No. 848 by Representative Honey

AMENDMENT NO. 1
On page 1, at the end of line 17, insert "In no case will the total fees paid by private Louisiana - domiciled corporations exceed five hundred dollars.

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

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 92

NAYS

Total - 0

ABSENT

Alexander        Farrar        LaFleur
Arnold           Hammett       Morrish

Cazayoux        Heaton        Schneider
Dartez           Hebert
Erdey            Hill

Total - 13

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

The title of the above bill was read and adopted.

Rep. Honey 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.

Suspension of the Rules

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

Called from the calendar.

Read by title.

Rep. Walker moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker        Farrar        Morrish
Alario             Faucheux      Odinet
Alexander         Frith          Pierre
Ansardi            Gallot        Pinac
Badon              Geymann       Pitre
Baldone            Glover        Powell, M.
Barrow             Guillory      Powell, T.
Baudoin            Guillory, M.  Quezaire
Beard              Grey          Richmond
Bowlerr             Hunter        Ritchie
Bruce              Hebert        Robideaux
Bruneau            Hill          Romero
Burns              Hopkins       Scalise
Carter, K.         Hunter        Shepherd
Carter, R.         Hutter        Smith, G.
Crane              Jackson       Smith, J.D.–50th
Cravins            Keklley       Smith, J.H.–8th
Crowe              LaBruzzo      Smith, J.R.–30th
Curtis             LaFonta       St. Germain
Damico             Lambert       Trahan
Daniel             Lancaster     Triche
DeWitt             Marchand     Waddell
Doerge             Martiny       Walker
Dorsey             McDonald     White
Dove               McVeA         Winston
Downs              Montgomery   Wooton
Fannin             Odinet        Wright
Faucheux           Pierre
Frith              Pinac

Total - 92

NAYS

Total - 0

ABSENT

Alexander        Farrar        LaFleur
Arnold           Hammett       Morrish

Cazayoux        Heaton        Schneider
Dartez           Hebert
Erdey            Hill

Total - 13

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

The title of the above bill was read and adopted.
Dove Martiny Walker
Downs McDonald White
Durand McVea Wooton
Erdey Montgomery Wright
Fannin Morrell
Total - 98

NAYS
Total - 0
ABSENT
Arnold Kennard Winston
Hammett Schneider
Heaton Walsworth
Total - 7

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

Suspension of the Rules

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

HOUSE BILL NO. 302—
BY REPRESENTATIVE WOOTON
AN ACT
To authorize and provide for the transfer of certain state property in Plaquemines Parish to the Plaquemines Parish governing authority; and to provide for related matters.

Suspension of the Rules

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

Called from the calendar.

Rep. Wooton moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker Faucheux Odinet
Alario Frith Pinac
Alexander Gallot Pitre
Ansardi Geymann Powell, M.
Badon Glover Powell, T.
Baldone Gray Quezaire
Barrow Greene Ritchie
Baudoin Guillory, E. Richmond
Baylor Heaton Robideaux
Beard Hebert Romero
Bowler Hill Scalise
Bruce Honey Shepherd
Bruneau Hopkins Smiley
Burns Hunter Smith, G.
Burrell Hutter Smith, J.D.–50th
Carter, K. Jackson Smith, J.H.–8th
Carter, R. Jefferson Smith, J.R.–30th
Cazayoux Johns St. Germain
Crane Katz Strain
Cravins Kennard Thompson
Crowe Kenney Toomy
Curtis Kleckley Townsend
Damico LaBruzzo Trahan
Daniel LaFleur Tuche
Dartez LaFonta Tucker
DeWitt Lambert Waddell
Doerge Lancaster Walker
Dorsey Marchand Walsworth
Dove Martiny White
Downs McDonald Winston
Durand McVea Wooton
Erdey Montgomery Wright
Fannin Morrell
Farrar Morrish
Total - 100

NAYS
Total - 0
ABSENT
Arnold Hammett Schneider
Guillory, M. Pierre
Total - 5

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Wooton 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. 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.

Suspension of the Rules

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

Called from the calendar.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Pinac to Engrossed House Bill No. 738 by Representative M. Guillory

AMENDMENT NO. 1

On page 1, line 2, after "(A)(1)" delete "(a)" and insert "and to enact R.S. 9:3516(38)"

AMENDMENT NO. 2

On page 1, line 3, after "plans;" insert "to provide for a definition;"

AMENDMENT NO. 3

On page 1, line 5, after "(A)(1)" delete "(a)" is hereby amended and reenacted" and insert "is hereby amended and reenacted and R.S. 9:3516(38) is hereby enacted"
AMENDMENT NO. 4
On page 1, delete line 17 in its entirety and insert the following:

"(b) In addition, the cost of any home protection plan, club membership, insurance, or service offered pursuant to this Section may, at the option of the consumer, be payable from the proceeds of consumer loans and included on the amount financed, provided that:

(i) The sale of a home protection plan, club membership, or service is not a factor in the approval and this fact is clearly disclosed in writing to the consumer.

(ii) In order to obtain a home protection plan, club membership, insurance, or service, the consumer gives a specific affirmative written indication of his desire to purchase it after receiving written disclosure of the cost.

§3516. Definitions

(38) "Home protection plan" means a contract between the homeowner and a warranty or service company wherein the company is obligated to pay or reimburse the cost to repair or replace the covered built-in appliances or major mechanical systems of the consumer’s home in the event of a breakdown.

Point of Order
Rep. Bowler asked for a ruling from the Chair as to whether the above amendments were germane to the subject matter contained in the bill as introduced.

Ruling of the Chair
The Chair ruled that the above amendments were germane to the subject matter contained in the bill as introduced.

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

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

ROLL CALL
The roll was called with the following result:

YEAS

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Total - 98

NAYS

Total - 0

ABSENT

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<th>Durand</th>
<th>Schneider</th>
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<td>Burrell</td>
<td>Hopkins</td>
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Total - 7

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

HOUSE BILL NO. 245—

BY REPRESENTATIVE T. POWELL

AN ACT
To amend and reenact R.S. 56:302.3(B)(1) and (C) and 305(B)(2) and (C)(1) and to enact R.S. 56:10(B)(1)(e) and (13), relative to providing additional funds for the enhancement of the crab fishery in Louisiana; to increase the fee for the purchase of crab gear licenses; to dedicate the revenues from such fee increase; to create the Crab Promotion and Marketing Account in the Seafood Promotion and Marketing Fund; to create the Derelict Crab Trap Removal Program Account in the Conservation Fund; and to provide for related matters.

Called from the calendar

Read by title.

Rep. Tank Powell moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

<table>
<thead>
<tr>
<th>Mr. Speaker</th>
<th>Downs</th>
<th>Morrish</th>
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<td>Alario</td>
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<td>Smith, G.</td>
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<td>Carter, R.</td>
<td>Jefferson</td>
<td>Smith, J.D.--50th</td>
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<td>Cazayoux</td>
<td>Johns</td>
<td>Smith, J.H.--8th</td>
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<td>Crane</td>
<td>Katz</td>
<td>Smith, J.R.--30th</td>
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<td>Damico</td>
<td>LaBrazzo</td>
<td>Toomy</td>
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Total - 98

Total - 0

ABSENT

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<th>Arnold</th>
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Total - 7

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.
The title of the above bill was read and adopted.

Suspension of the Rules

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

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. 54—
BY SENATOR DUPRE

To amend and reenact R.S. 38:3086.23(A) and (B) and to enact R.S. 38:3086.22(D), relative to the Bayou Lafourche Fresh Water District; to authorize the inclusion of Terrebonne Parish within the district under certain terms, conditions and requirements; to provide relative to membership and composition of the district board; to require prior approval of the Terrebonne Parish Council and voters of Terrebonne Parish; to provide for an effective date; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Quezaire to Reengrossed Senate Bill No. 54 by Senator Dupre

AMENDMENT NO. 1

In House Floor Amendment No. 8 in the set of Conforming Amendments proposed by Representative Baldone and adopted by the House on May 16, 2005, change "eleven" to "twelve"
SENATE BILL NO. 167—
BY SENATOR AMEDEE AND REPRESENTATIVE QUEZAIRE
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.

SENATE BILL NO. 307—
BY SENATOR MURRAY
AN ACT
To amend and reenact R.S. 39:1351(A) and (B), 1352, 1353, and 1354, and to enact R.S. 17:10.1(C), relative to fiscal administrators for political subdivisions; to provide relative to the authority to seek the judicial appointment of a fiscal administrator for political subdivisions; to provide for the authority of the State Board of Elementary and Secondary Education to define certain circumstances applicable to city, parish, and other local public school systems; to provide relative to the appointment of a fiscal administrator; to provide relative to the duties, authority, and termination of the authority of such fiscal administrator; and to provide for related matters.

The roll was called with the following result:

YEAS

NAYS

ABSENT

The roll was called with the following result:

YEAS

NAYS

ABSENT

The Chair declared the above bill was finally passed.

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

SENATE BILL NO. 167—
BY SENATOR AMEDEE AND REPRESENTATIVE QUEZAIRE
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.

SENATE BILL NO. 307—
BY SENATOR MURRAY
AN ACT
To amend and reenact R.S. 39:1351(A) and (B), 1352, 1353, and 1354, and to enact R.S. 17:10.1(C), relative to fiscal administrators for political subdivisions; to provide relative to the authority to seek the judicial appointment of a fiscal administrator for political subdivisions; to provide for the authority of the State Board of Elementary and Secondary Education to define certain circumstances applicable to city, parish, and other local public school systems; to provide relative to the appointment of a fiscal administrator; to provide relative to the duties, authority, and termination of the authority of such fiscal administrator; and to provide for related matters.

The roll was called with the following result:
YEAS

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

Total - 98

NAYS

Total - 0

ABSENT

Arnold               Hammett        Schneider
Cazayoux             LaFleur
Erdey                Pinac

Total - 7

The Chair declared the above bill was finally passed.

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

Introduction of Resolutions, House and House Concurrent

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

HOUSE RESOLUTION NO. 38—
BY REPRESENTATIVES LAMBERT, FAUCHEUX, GEYMANN, JOHNS, KLECKLEY, MORRISH, QUEZAIRE, ST. GERMAIN, GARY SMITH, AND WHITE
A RESOLUTION
To declare May 25, 2005, as Louisiana Chemical Industry Good Neighbor Day.

Read by title.

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

HOUSE RESOLUTION NO. 39—
BY REPRESENTATIVE HEBERT
A RESOLUTION
To commend the Jeanerette Senior High School Tigers and its coach for a great season and for winning the 2004-2005 Class 2A State Championship in basketball.

Read by title.

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

HOUSE RESOLUTION NO. 40—
BY REPRESENTATIVE HEBERT
A RESOLUTION
To amend and readopt House Rule 9.13 of the Rules of Order of the House of Representatives, to require the approval of a majority of the elected members of the House to adopt the motion to end consideration of amendments.

Read by title.

Lies over under the rules.

HOUSE RESOLUTION NO. 41—
BY REPRESENTATIVE HEBERT
A RESOLUTION
To amend and readopt House Rule 9.10(D) of the Rules of Order of the House of Representatives, to require the approval of a majority of the elected members of the House to adopt the motions for the previous question and the previous question on the entire subject matter.

Read by title.

Lies over under the rules.

HOUSE RESOLUTION NO. 42—
BY REPRESENTATIVE WALSWORTH
A RESOLUTION
To commend Dr. David F. Uth for his ambitious work, dedication, devotion, and commitment to the community and to the congregation of First Baptist Church of West Monroe, and to express appreciation for the inspiration he has been, and to wish him every blessing in his future endeavors.

Read by title.

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

HOUSE RESOLUTION NO. 43—
BY REPRESENTATIVE HEBERT
A RESOLUTION
To amend and readopt House Rule 9.11(D) of the Rules of Order of the House of Representatives, to require the approval of a majority of the elected members of the House to adopt the motions for the previous question and the previous question on the entire subject matter.

Read by title.

Lies over under the rules.

HOUSE RESOLUTION NO. 44—
BY REPRESENTATIVE WALSWORTH
A RESOLUTION
To commend Robert L. Williams, the last working member of the original faculty of Southern University at Shreveport, for his lifetime of contributions to his community and his commitment to education in the state of Louisiana.

Read by title.

On motion of Rep. Walsworth, and under a suspension of the rules, the resolution was adopted.
HOUSE CONCURRENT RESOLUTION NO. 127—
BY REPRESENTATIVE TRICHE
A CONCURRENT RESOLUTION
To urge and request the office of motor vehicles to implement a four
ten-hour day work week and hours of operation for its offices
that provide services to the public and that such policy be
implemented in half of its offices by July 1, 2005.
Read by title.

On motion of Rep. Triche, and under a suspension of the rules,
the above resolution was referred to the Committee on
Transportation, Highways and Public Works, under the rules.

HOUSE CONCURRENT RESOLUTION NO. 128—
BY REPRESENTATIVE M. POWELL AND SENATOR CHEEK
A CONCURRENT RESOLUTION
To create a task force to study and make recommendations to the
legislature regarding the need for legislation to address the
issues of aggressive driving.
Read by title.
Lies over under the rules.

HOUSE CONCURRENT RESOLUTION NO. 129—
BY REPRESENTATIVES FAUCHEUX AND GARY SMITH AND
SENATOR AMEDRE
A CONCURRENT RESOLUTION
To express the condolences of the Legislature of Louisiana upon the
death of Felix “Pappy” Andrew LeBouef, a long-time member
of the St. John the Baptist Parish School Board and a crucial
instrument in developing the district’s first magnet school, and
to record posthumous tribute of the members of the Legislature
of Louisiana for Pappy LeBouef’s excellence as both an
educator and a public servant.
Read by title.
On motion of Rep. Faucheux, and under a suspension of the rules,
the resolution was adopted.
Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 130—
BY REPRESENTATIVE BEARD
A CONCURRENT RESOLUTION
To urge and request the Department of Health and Hospitals to
explore all avenues to assure that new parents are made aware
of their option to donate the blood collected from their
newborn’s umbilical cord for the purposes of extracting stem
cells.
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 Judiciary
May 19, 2005

To the Speaker and Members of the House of Representatives:

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

House Concurrent Resolution No. 29, by Badon
Reported favorably. (11-0-1)

House Bill No. 18, by J. R. Smith
Reported with amendments. (9-0-1)

House Bill No. 95, by G. Smith
Reported with amendments. (11-0-1) (Regular)

House Bill No. 116, by Farrar
Reported favorably. (10-0-1) (Regular)

House Bill No. 166, by McDonald
Reported favorably. (10-0-1) (Regular)

House Bill No. 168, by Ansardi
Reported with amendments. (10-0-1) (Regular)

House Bill No. 198, by Thompson
Reported by substitute. (10-0-1) (Regular)

House Bill No. 295, by Townsend
Reported with amendments. (9-0-1) (Regular)

House Bill No. 338, by M. Powell
Reported with amendments. (10-0-1) (Regular)

House Bill No. 351, by Triche
Reported favorably. (13-0-1) (Regular)

House Bill No. 629, by Hebert
Reported with amendments. (10-0-1) (Regular)

House Bill No. 755, by Dartez
Reported with amendments. (12-0-1) (Regular)

Senate Bill No. 115, by Marionneaux
Reported favorably. (12-0-1) (Regular)

Senate Bill No. 232, by Murray
Reported with amendments. (10-0-1) (Regular)

JOSEPH F. TOOMY
Chairman

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

Report of the Committee on
Municipal, Parochial and Cultural Affairs
May 19, 2005

To the Speaker and Members of the House of Representatives:

I am directed by your Committee on Municipal, Parochial and
Cultural Affairs to submit the following report:

House Concurrent Resolution No. 18, by Faucheux
Reported favorably. (6-0-1)

House Bill No. 10, by Frith
Reported favorably. (6-0-1) (Regular)

House Bill No. 249, by Frith
Reported with amendments. (7-0-1) (Regular)

House Bill No. 309, by Frith
Reported by substitute. (5-2-1) (Regular)

House Bill No. 310, by LaFleur
Reported favorably. (8-0-1) (Regular)

House Bill No. 379, by Hutter
Reported favorably. (7-0-1) (Regular)

House Bill No. 563, by Gray
Reported with amendments. (6-0-1) (Regular)

House Bill No. 820, by Dove
Reported favorably. (7-0-1) (Regular)
Privileged Report of the Committee on Enrollment
May 19, 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. 51—
BY REPRESENTATIVE DAMICO
A CONCURRENT RESOLUTION
To urge and request the Department of Environmental Quality to develop a Louisiana mercury action plan with the goals of continual reduction in the use of mercury, continual reductions in releases of mercury to the environment, and minimization of human exposure to mercury.

HOUSE CONCURRENT RESOLUTION NO. 110—
BY REPRESENTATIVE SMILEY AND SENATORS AMEDEE AND FONTENOT
A CONCURRENT RESOLUTION
To recognize May 25, 2005, as American Legion and American Legion Auxiliary Poppy Day.

HOUSE CONCURRENT RESOLUTION NO. 111—
BY REPRESENTATIVE GLOVER
A CONCURRENT RESOLUTION
To commend Evangel Christian Academy upon attaining accreditation from the Southern Association of Colleges and Schools.

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. Alario, the rules were suspended to permit the Committee on Appropriations to consider the following legislative instruments that were not listed on the weekly committee schedule as required by House Rule 14.23:

House Bill No. 715

Suspension of the Rules
On motion of Rep. Quezaire, the rules were suspended to permit the Committee on Transportation, Highways and Public Works to consider the following legislative instruments that were not listed on the weekly committee schedule as required by House Rule 14.23:

House Bill Nos. 667 and 702
House Concurrent Resolution No. 127

Adjournment
On motion of Rep. Kenney, at 5:00 P.M., the House agreed to adjourn until Monday, May 23, 2005, at 2:00 P.M.

The Speaker Pro Tempore of the House declared the House adjourned until 2:00 P.M., Monday, May 23, 2005.

ALFRED W. SPEER
Clerk of the House