

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

**TWENTY-FIFTH DAY'S PROCEEDINGS**

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

House of Representatives  
State Capitol  
Baton Rouge, Louisiana

Tuesday, June 7, 2005

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

**Morning Hour**

**ROLL CALL**

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

PRESENT

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

Durand	McDonald	White
Erdey	McVea	Winston
Fannin	Montgomery	Wooton
Farrar	Morrell	Wright
Total - 105		
	ABSENT	

Total - 0

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

**Prayer**

Prayer was offered by Pastor Henry Ballard, Jr.

**Pledge of Allegiance**

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

**Suspension of the Rules**

On motion of Rep. Bruneau, the rules were suspended in order to allow the Committee on Administration of Criminal Justice to meet while the House was in session.

**Reading of the Journal**

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

On motion of Rep. Burns, and under a suspension of the rules, the Journal of June 2, 2005, was corrected to reflect him as voting nay on final passage of House Bill No. 114.

On motion of Rep. Hebert, and under a suspension of the rules, the Journal of June 2, 2005, was corrected to reflect him as voting nay on final passage of House Bill No. 884.

On motion of Rep. Alexander, and under a suspension of the rules, the Journal of June 6, 2005, was corrected to reflect him as voting nay on final passage of House Bill No. 542.

On motion of Rep. Fannin, and under a suspension of the rules, the Journal of June 6, 2005, was corrected to reflect him as voting nay on final passage of House Bill No. 429.

On motion of Rep. Waddell, the Journal of June 6, 2005, was adopted.

**Petitions, Memorials and Communications**

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

**Message from the Senate**

**HOUSE CONCURRENT RESOLUTIONS**

June 7, 2005

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

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

House Concurrent Resolution No. 156  
Returned without amendments

House Concurrent Resolution No. 159  
Returned with amendments

House Concurrent Resolution No. 160  
Returned without amendments

House Concurrent Resolution No. 161  
Returned without amendments

House Concurrent Resolution No. 165  
Returned without amendments

Respectfully submitted,  
GLENN A. KOEPP  
Secretary of the Senate

**Message from the Senate**

**ASKING CONCURRENCE IN  
SENATE CONCURRENT RESOLUTIONS**

June 7, 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. 91

Respectfully submitted,  
GLENN A. KOEPP  
Secretary of the Senate

**Suspension of the Rules**

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

**Senate Concurrent Resolutions**

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

**SENATE CONCURRENT RESOLUTION NO. 91—**  
BY SENATORS JONES AND KOSTELKA AND REPRESENTATIVE THOMPSON

**A CONCURRENT RESOLUTION**

To recognize and commend Mary Ann Riddle, an educator at Ouachita Parish High School in Monroe, upon being selected to participate as a Practitioner of Legislative Civic Education in the "Appreciating Legislatures" pilot program.

Read by title.

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

**Message from the Senate**

**SENATE BILLS**

June 7, 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. 34, 89, 214, 264, and 291

Respectfully submitted,  
GLENN A. KOEPP  
Secretary of the Senate

**Suspension of the Rules**

On motion of Rep. Farrar, 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. 34—**  
BY SENATOR MCPHERSON  
AN ACT

To amend and reenact R.S. 47:6005, relative to income and franchise tax; to grant a tax credit for the purchase of certain equipment and/or service contracts related to recycling; and to provide for related matters.

Read by title.

**SENATE BILL NO. 89—**  
BY SENATORS NEVERS AND MARIONNEAUX  
A JOINT RESOLUTION

Proposing to amend Article VII, Section 18(G)(1)(a)(i) and (iii) and (2)(a) and add Article VII, Section 18(G)(1)(a)(iv) of the Constitution of Louisiana, relative to ad valorem property tax; to provide for a special assessment level for certain deaths, disabilities, and other hazards of the military; to provide for certification of eligibility; and to specify an election for submission of the proposition to electors and provide a ballot proposition.

Read by title.

**SENATE BILL NO. 214—**  
BY SENATORS BARHAM AND CRAVINS  
AN ACT

To amend and reenact R.S. 17:24.4(F)(3), relative to alternative assessments for students with certain disabilities; to require the Department of Education with the approval of the State Board of Elementary and Secondary Education to provide alternative assessments for students with persistent academic disabilities; to provide for minimum accommodations; and to provide for related matters.

Read by title.

**SENATE BILL NO. 264—**  
BY SENATOR JONES  
AN ACT

To amend and reenact R.S. 17:427.4 and to enact R.S. 17:427.5, relative to public schools and school children; to benefit schools and children by encouraging the availability of certified teachers; to provide for programs designed to provide incentives for certified classroom teachers to work in certain schools in disadvantaged geographical areas; and to provide for related matters.

Read by title.

**SENATE BILL NO. 291—**  
BY SENATORS DARDENNE, HOLLIS, SCHEDLER, AMEDEE, BARHAM, BOASSO, BROOME, CHAISSON, CHEEK, CRAVINS, DUPLESSIS, ELLINGTON, FIELDS, HEITMEIER, JACKSON, LENTINI, MICHOT, MOUNT, MURRAY, NEVERS, ROMERO, SMITH AND ULLO  
AN ACT

To enact Chapter 27-C of Title 33 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 33:9039.50 through 9039.66, relative to local and regional economic development; to provide for the creation of local and regional economic development

districts that may operate on a local, municipal, parish, or multiparish basis to promote an economic development fund statewide; to provide for definitions; to provide for the appointment of members to the board of the local and regional economic development districts; to provide for the board's functions, powers, and duties; to authorize the board to exercise the power of taxation, levy assessments on property, and collect certain fees; to authorize the districts to undertake certain projects for the promotion of local and regional economic development activities; to provide procedures for the issuance of bonds, notes, certificates, or other evidences of indebtedness; 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. 85—**

BY REPRESENTATIVES KLECKLEY, GEYMAN, E. GULLORY, JOHNS, AND MORRISH

##### **A RESOLUTION**

To urge and request the Department of Transportation and Development to revoke its issuance of an off-premise advertising permit authorizing the placement of an advertising billboard on Rabbit Island within the city of Lake Charles and to urge and request the department to deny issuance of any outdoor advertising permits on Rabbit Island in the future.

Read by title.

On motion of Rep. Kleckley, and under a suspension of the rules, the resolution was ordered passed to its third reading.

#### **HOUSE CONCURRENT RESOLUTION NO. 172—**

BY REPRESENTATIVE ROBIDEAUX

##### **A CONCURRENT RESOLUTION**

To urge and request the Louisiana Department of Social Services, bureau of licensing, to study the feasibility of adopting and implementing rules and regulations to provide for the licensing of "drop-in" programs.

Read by title.

On motion of Rep. Robideaux, and under a suspension of the rules, the resolution was ordered passed to its third reading.

#### **HOUSE CONCURRENT RESOLUTION NO. 173—**

BY REPRESENTATIVE DOVE

##### **A CONCURRENT RESOLUTION**

To urge and request the Department of Transportation and Development to consider restricting the weight limit of commercial vehicles traveling on Louisiana Highway 316, also known as Bayou Blue Road, in Terrebonne Parish, and to consider reducing the posted speed limit for such highway.

Read by title.

On motion of Rep. Dove, and under a suspension of the rules, the resolution was ordered passed to its third reading.

### **House and House Concurrent Resolutions**

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

#### **HOUSE RESOLUTION NO. 79—**

BY REPRESENTATIVE CROWE

##### **A RESOLUTION**

To urge and request public libraries to confine certain books 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 RESOLUTION NO. 80—**

BY REPRESENTATIVE SCHNEIDER

##### **A RESOLUTION**

To urge and request the division of administration to study, review, and examine current state printing practices.

Read by title.

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

#### **HOUSE CONCURRENT RESOLUTION NO. 162—**

BY REPRESENTATIVE CRAVINS

##### **A CONCURRENT RESOLUTION**

To urge and request the Department of Public Safety and Corrections, office of youth services, together with the local courts exercising juvenile jurisdiction and local children and youth planning boards, to study jointly the needs of and resources available to youth requiring out-of-home placement in Region 5, consisting of the Fifteenth, Sixteenth, and Twenty-Seventh Judicial Districts and to make recommendations for changes in the laws, rules, programs, and procedures to achieve more effective and cost efficient delivery of juvenile justice services.

Read by title.

On motion of Rep. Toomy, and under a suspension of the rules, the resolution was ordered passed to its third reading.

#### **HOUSE CONCURRENT RESOLUTION NO. 163—**

BY REPRESENTATIVE CRAVINS

##### **A CONCURRENT RESOLUTION**

To designate and proclaim the town of Opelousas as the Spice Capital of the State of Louisiana.

Read by title.

On motion of Rep. Toomy, and under a suspension of the rules, the resolution was ordered passed to its third reading.

#### **HOUSE CONCURRENT RESOLUTION NO. 169—**

BY REPRESENTATIVE GLOVER

##### **A CONCURRENT RESOLUTION**

To create the Automobile Manufacturing Industry Task Force and to charge the task force with conducting a thorough study of the current status of the automobile manufacturing industry in the state and measures needed to stabilize and secure the industry and to access opportunities to advance the industry.

Read by title.

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

#### **HOUSE CONCURRENT RESOLUTION NO. 170—**

BY REPRESENTATIVE GRAY

##### **A CONCURRENT RESOLUTION**

To create the Unemployment Compensation for Domestic Abuse Victims Task Force to study domestic abuse, its effect in the workplace, and to make recommendations regarding legislation.

Read by title.

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

**Senate Concurrent Resolutions**

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

**SENATE CONCURRENT RESOLUTION NO. 49—**  
BY SENATOR DUPRE

A CONCURRENT RESOLUTION

To approve the Fiscal Year 2005-2006 Coastal Wetlands Conservation and Restoration Plan, as adopted by the Wetlands Conservation and Restoration Authority ("authority").

Read by title.

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

**SENATE CONCURRENT RESOLUTION NO. 63—**  
BY SENATOR JONES

A CONCURRENT RESOLUTION

To urge and request the Board of Regents to conduct a study and manage a master planning process using research, data analysis, community input and experience to recommend programs, site design, and development plans for the creation of the Northeast Louisiana Delta Learning Center.

Read by title.

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

**SENATE CONCURRENT RESOLUTION NO. 88—**  
BY SENATORS JONES AND ELLINGTON

A CONCURRENT RESOLUTION

To urge and request that the Region 8 Health Care Consortium and the Department of Health and Hospitals develop a plan for a Northeast-Delta Human Services District.

Read by title.

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

**SENATE CONCURRENT RESOLUTION NO. 90—**  
BY SENATOR BARHAM

A CONCURRENT RESOLUTION

To memorialize the Congress of the United States to inquire into the status of and pursue the expeditious resolution of the third nomination for the Medal of Honor of U.S. Army Colonel David H. Hackworth.

Read by title.

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

**House Bills and Joint Resolutions on Second Reading to be Referred**

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

**Motion**

On motion of Rep. Greene, the Committee on Ways and Means was discharged from further consideration of House Bill No. 553.

**HOUSE BILL NO. 553—**  
BY REPRESENTATIVE GREENE

A JOINT RESOLUTION

Proposing to amend Article VII, Section 5 of the Constitution of Louisiana, to provide for additional motor vehicle license taxes;

to provide for the disposition of the proceeds from the additional taxes; to provide for submission of the proposed amendment to the electors; and to provide for related matters.

Read by title.

**Motion**

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

**Motion**

On motion of Rep. Greene, the Committee on Ways and Means was discharged from further consideration of House Bill No. 855.

**HOUSE BILL NO. 855—**  
BY REPRESENTATIVE GREENE

AN ACT

To enact R.S. 47:470, relative to imposition of the vehicle registration license fee or tax; to provide for additional vehicle license fees or taxes; to provide for the disposition of the proceeds from the additional taxes; to provide for an effective date; and to provide for related matters.

Read by title.

**Motion**

On motion of Rep. Greene, 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. 32—**  
BY SENATOR ADLEY

A JOINT RESOLUTION

Proposing to amend Article VII, Section 21(B)(1)(a) of the Constitution of Louisiana, relative to ad valorem property tax exemption; to provide for an exemption for certain leases of certain hospitals; and to specify an election for submission of the proposition to electors and provide a ballot proposition.

Read by title.

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

**SENATE BILL NO. 126—**  
BY SENATOR BROOME

AN ACT

To amend and reenact R.S. 45:844.50(A) and to enact R.S. 45:844.56, relative to public utilities and carriers relationship with local government; to require a local referendum before a local governing authority can provide certain telecommunications services; to provide for the impact of a local governing authority providing covered services on certain existing obligations; and to provide for related matters.

Read by title.

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

**SENATE BILL NO. 141—**  
BY SENATORS ROMERO, HINES, CAIN, CRAVINS, DUPRE, B. GAUTREAUX, N. GAUTREAUX, MICHOT, MOUNT AND THEUNISSEN

AN ACT

To amend and reenact R.S. 32:387.7(B), relative to special permits; to provide for trucks hauling sugarcane; to extend the issuance of special permits to owners or operators of vehicles hauling

sugarcane who have not added an additional single axle to their sugarcane trailers to August 1, 2010; 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. 165—**  
BY SENATOR HEITMEIER

**A JOINT RESOLUTION**

Proposing to amend Article VII, Section 18(G)(1)(a)(i) of the Constitution of Louisiana, relative to ad valorem property tax; to grant a special assessment level to certain disabled people; and to specify an election for submission of the proposition to electors and provide a ballot proposition.

Read by title.

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

**Senate Concurrent Resolutions  
Reported by Committee**

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

**SENATE CONCURRENT RESOLUTION NO. 7—**  
BY SENATOR FIELDS

**A CONCURRENT RESOLUTION**

To amend the rule adopted as policy by the Facility Planning and Control Division of the Office Facilities Corporation regarding procedure for access by visitors and/or non-tenants to a state office building, and to direct such division to reissue its policy.

Read by title.

Reported favorably by the Committee on Appropriations.

On motion of Rep. Alario, the resolution was ordered passed to its third reading.

**SENATE CONCURRENT RESOLUTION NO. 14—**  
BY SENATOR JONES

**A CONCURRENT RESOLUTION**

To urge and request the state of Louisiana to assume full ownership and possession of the real property and all of the improvements located on the property formerly known as Swanson Correctional Center for Youth-Madison Parish Unit facility at Tallulah.

Read by title.

Reported with amendments by the Committee on Appropriations.

The committee amendments were read as follows:

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Appropriations to Engrossed Senate Concurrent Resolution No. 14 by Senator Jones

**AMENDMENT NO. 1**

On page 2, at the end of line 26, before the period "." insert "and the commissioner of administration"

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

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

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

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

**HOUSE BILL NO. 110—**  
BY REPRESENTATIVE JOHNS

**AN ACT**

To appropriate funds out of the General Fund of the state of Louisiana for Fiscal Year 2005-2006 to be used to pay fees and expenses associated with legal representation of certain juveniles; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Appropriations.

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

Under the rules, placed on the regular calendar.

**HOUSE BILL NO. 169—**  
BY REPRESENTATIVE TUCKER

**AN ACT**

To appropriate funds out of the General Fund of the state of Louisiana for Fiscal Year 2005-2006 to the Department of Transportation and Development, Engineering and Operations, Bridge Trust Program, to provide for reimbursement of legal expenses of Alan J. LeVasseur; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Appropriations.

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

Under the rules, placed on the regular calendar.

**HOUSE BILL NO. 244—**  
BY REPRESENTATIVES WALSWORTH AND LAMBERT

**AN ACT**

To enact R.S. 40:1394.1, relative to state police; to provide for a report of salary schedules for troopers and officers of the division of state police; to require that the report be submitted to the governor, the commissioner of administration, and members of the legislature through the speaker of the House of Representatives and the president of the Senate; to provide for the scope of the annual salary schedule report; to provide for procedures for review of said salary schedule; to provide for the implementation of recommendations concerning such schedule; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Appropriations.

The committee amendments were read as follows:

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Appropriations to Original House Bill No. 244 by Representative Walsworth

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## AMENDMENT NO. 1

On page 1, line 4, after "submitted" and before "the governor" change "for review by" to "to" and after "administration," and before "the" insert "and"

## AMENDMENT NO. 2

On page 1, at the beginning of line 5, delete "chairman of the Joint Legislative Committee on the Budget, and to the"

## AMENDMENT NO. 3

On page 1, line 13, after "schedule" delete the semicolon ";" and delete the remainder of the line

## AMENDMENT NO. 4

On page 1, at the beginning of line 14, delete "A."

## AMENDMENT NO. 5

On page 1, delete lines 18 and 19 in their entirety

## AMENDMENT NO. 6

On page 2, at the beginning of line 2, change "speaker" to "the speaker"

## AMENDMENT NO. 7

On page 2, line 2, after "legislature" delete the period and delete the remainder of the line, delete line 3 in its entirety and insert "not later than the fifteenth day of November in each year. The report shall include a comparison of"

## AMENDMENT NO. 8

On page 2, at the end of line 6, insert "The report may contain such other information as deemed appropriate by the deputy secretary."

## AMENDMENT NO. 9

On page 2, delete lines 7 through 22 in their entirety

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

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

Under the rules, placed on the regular calendar.

## **HOUSE BILL NO. 628—**

BY REPRESENTATIVES QUEZAIRES AND GLOVER  
AN ACT

To enact Chapter 20 of Title 39 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 39:2001 through 2008, and R.S. 51:931, relative to state procurement and public contracts; to create the Louisiana Initiative for Small Entrepreneurships; to provide definitions; to provide for certain source selection criteria, contract requirements, and goals with respect to certain procurements and public contracts; to provide for responsibilities of the commissioner of administration and state agencies with respect to the initiative; to provide for eligibility requirements for participation in the initiative; to provide for certification of certain businesses; to provide for reporting; to provide for rulemaking; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Appropriations.

The committee amendments were read as follows:

## **HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Appropriations to Original House Bill No. 628 by Representative Quezaire

### AMENDMENT NO. 1

On page 1, line 3 after "through" and before the comma "," change "2011" to "2008"

### AMENDMENT NO. 2

On page 1, line 6, after "and" and before "goals" delete "agency"

### AMENDMENT NO. 3

On page 1, line 10, after "rulemaking;" delete the remainder of the line, and at the beginning of line 11, delete "penalties;"

### AMENDMENT NO. 4

On page 1, line 14, after "through" and before the comma "," change "2011" to "2008"

### AMENDMENT NO. 5

On page 2, line 5, after "intended to" and before "business" change "enhance" to "encourage"

### AMENDMENT NO. 6

On page 2, at the beginning of line 8, change "39:2008" to "39:2006"

### AMENDMENT NO. 7

On page 2, after line 29, insert the following:

"(6) "Goal" means a numerically expressed objective relating to state procurements and public works contracts that a state agency or contractor is encouraged to make a good faith effort to achieve."

### AMENDMENT NO. 8

On page 3, at the beginning of line 1, change "(6)" to "(7)"

### AMENDMENT NO. 9

On page 3, at the beginning of line 6, change "(7)" to "(8)"

### AMENDMENT NO. 10

On page 3, at the beginning of line 9, change "(8)" to "(9)"

### AMENDMENT NO. 11

On page 3, at the end of line 12, change "39:2008" to "39:2006"

### AMENDMENT NO. 12

On page 3, at the end of line 17, change "does" to "shall"

### AMENDMENT NO. 13

On page 3, at the end of line 20, insert the following:

"This Chapter shall not apply to contracts for sole-source items, contracts with other governmental entities, and those contracts that are prohibited by federal law from inclusion in this Chapter."

### AMENDMENT NO. 14

On page 3, delete lines 21 through 29 in their entirety, delete pages 4 and 5 in their entirety, and insert the following:

§2004. State goals for procurements and public contracts

The commissioner of administration shall establish annual goals for small entrepreneurship participation in state procurements and public contracts. The commissioner shall determine the appropriate level and number of goals for each year. The formulation of each goal shall be based on historical procurement and public contracting data and any other factors which the commissioner deems useful. As part of development of goals, the commissioner may consider the capacity of small entrepreneurships available to participate in meeting goals, which may be determined based on past experience, available small entrepreneurship certifications, and recognized industry composition. The commissioner shall provide guidance to agencies with respect to estimation of dollar values for anticipated procurement and contract activity to be used in the development of a goal. Agencies shall report any data required by the commissioner in this regard in accordance with a schedule established by the commissioner.

§2005. Competitive source selection

Methods of source selection which may be utilized by an agency to satisfy a state goal for contracting with small entrepreneurships shall include but not be limited to:

(1) Any method provided for in an executive order governing small purchases.

(2) The purchase of goods, operating services, major repairs, personnel services, professional services, consulting services, and public works directly from a certified small entrepreneurship under an agency's discretionary purchasing authority.

(3) Direct purchase from a certified small entrepreneurship who is a distributor on a state contract.

(4) The inclusion of the requirement that a bidder or offerer have a good faith subcontracting plan to utilize a certified small entrepreneurship as part of a competitive bid or a request for proposal, pursuant to guidelines established by the commissioner of administration.

(5) An allowance for at least ten percent of the total evaluation points in a request for proposal be awarded to an offerer demonstrating a good faith effort to use small entrepreneurships as subcontractors.

(6) An allowance for ten percent of the total evaluation points in a request for proposal be awarded to an offerer who is a certified small business entrepreneurship."

AMENDMENT NO. 15

On page 6, at the beginning of line 1, change "§2008." to "§2006."

AMENDMENT NO. 16

On page 7, at the beginning of line 15, change "§2009." to "§2007."

AMENDMENT NO. 17

On page 7, line 16, after "policies" and before "for" insert "and procedures necessary"

AMENDMENT NO. 18

On page 7, line 18, after "contracts." delete the remainder of the line and delete lines 19 through 22 in their entirety

AMENDMENT NO. 19

On page 7, at the beginning of line 23, insert "This shall include measures"

AMENDMENT NO. 20

On page 7, line 24, after "commissioner" and before "shall" delete "of administration"

AMENDMENT NO. 21

On page 8, line 21, after "shall" and before "establish" delete "by rule"

AMENDMENT NO. 22

On page 8, line 25, after "which" and before "deems" change "the commissioner" to "he"

AMENDMENT NO. 23

On page 8, at the end of line 28, delete "any", delete line 29 in its entirety, and on page 9, delete lines 1 through 5 in their entirety and insert the following:

"small entrepreneurships in that fiscal year.

(2) The number of contracts that included a good faith small entrepreneurship subcontracting plan."

AMENDMENT NO. 24

On page 9, at the beginning of line 6, change "(2)" to "(3)"

AMENDMENT NO. 25

On page 9, delete lines 10 and 11 in their entirety

AMENDMENT NO. 26

On page 9, delete line 15 in its entirety and insert:

"§2008. State agency initiative coordinators and reporting"

AMENDMENT NO. 27

On page 9, line 17, after "Chapter," delete the remainder of the line, delete lines 18 through 21 in their entirety, and insert "administrative law related thereto, and any other requirements of the commissioner."

AMENDMENT NO. 28

On page 9, line 25, after "request," delete the remainder of the line, delete lines 26 through 29 in their entirety, and on page 10, delete lines 1 through 22 in their entirety and insert the following:

"the total number and dollar value of all contracts awarded to small entrepreneurships in that fiscal year, as well as contracts which provided a good faith small entrepreneurship subcontracting plan.

C. The initiative coordinator shall be the person serving in the position of undersecretary for a state department or business manager for a state agency. The"

AMENDMENT NO. 29

On page 10, line 27, after "(1)" and before "and reporting" delete "Be the party responsible for the collection" and insert "Collection"

AMENDMENT NO. 30

On page 11, line 1, after "(2)" change "Coordinate" to "Coordination of"

AMENDMENT NO. 31

On page 11, line 2, after "entrepreneurships" insert "and contractors making a good faith effort to subcontract with small entrepreneurships"

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## AMENDMENT NO. 32

On page 11, delete lines 6 through 9 in their entirety and insert "The forums"

## AMENDMENT NO. 33

On page 11, delete lines 11 through 28 in their entirety

## AMENDMENT NO. 34

On page 12, at the end of line 14, change "39:2008" to "39:2006"

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

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

Under the rules, placed on the regular calendar.

## **HOUSE BILL NO. 796—**

BY REPRESENTATIVE MORRELL  
AN ACT

To amend and reenact Section 4 of Act No. 721 of the 2004 Regular Session of the Legislature of Louisiana; to provide relative to the effectiveness of such Act; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Appropriations.

The committee amendments were read as follows:

### **HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Appropriations to Original House Bill No. 796 by Representative Morrell

## AMENDMENT NO. 1

On page 1, line 9, after "entity" and before "assumes" insert "with the approval of the Joint Legislative Committee on the Budget and the Commissioner of Administration"

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

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

Under the rules, placed on the regular calendar.

## **HOUSE BILL NO. 862—**

BY REPRESENTATIVE BURRELL  
AN ACT

To enact Chapter 22 of Title 51 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 51:1801 through 1808; to establish a tax rebate and credit program to promote urban revitalization; to provide for the eligibility for and administration of the tax credits and rebates; to provide for tax and other incentives; to provide with respect to financing; 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. 862 by Representative Burrell

## AMENDMENT NO. 1

On page 4, line 19, after "from" and before "income" insert "all or a portion of"

## AMENDMENT NO. 2

On page 4, line 21, after "of" and before "corporate" insert "all or a portion of"

## AMENDMENT NO. 3

On page 5, line 25, after "first" and before the period "." insert "or at the request of the taxpayer shall be refundable to the taxpayer"

## AMENDMENT NO. 4

On page 5, after line 29, insert the following:

"E. Notwithstanding any provision of this Chapter or other law to the contrary, the incentives provided by this Section shall be in lieu of any incentives under the Enterprise Zone Program."

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. 35—**

BY SENATOR BARHAM  
AN ACT

To enact R.S. 40:2405(H), relative to peace officer standards and training; to provide requirements for former peace officers to retain certain qualifications; to provide relative to the resumption of service as a peace officer; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Judiciary.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

## **SENATE BILL NO. 45—**

BY SENATOR DUPRE  
AN ACT

To amend and reenact R.S. 33:4754(C)(1)(a), relative to liens for removal and securing dangerous structures by certain parishes and municipalities; to include the Terrebonne Parish assessor within the definition of "equivalent officer" for the purposes of certain actions; and to provide for related matters.

Read by title.

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

Reported without amendments by the Legislative Bureau.



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

Under the rules, placed on the regular calendar.

**SENATE BILL NO. 57—**

BY SENATORS DUPLESSIS AND MURRAY AND REPRESENTATIVE GRAY

AN ACT

To enact Part XIII of Chapter 9 of Title 23 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 23:1018.1 and 1018.2, relative to employment; to provide with respect to the federal Earned Income Tax Credit and the Advance Earned Income Credit; to require employers to inform new employees of the federal Earned Income Tax Credit and the Advance Earned Income Credit at the time of hire; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Labor and Industrial Relations.

The committee amendments were read as follows:

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Labor and Industrial Relations to Reengrossed Senate Bill No. 57 by Senator Duplessis

AMENDMENT NO. 1

On page 1, line 17, change "ten" to "twenty"

AMENDMENT NO. 2

On page 2, line 7, after "notify" delete "all employees" and insert in lieu thereof "new employees, whose anticipated wages are \$35,000 or less annually."

AMENDMENT NO. 3

On page 2, delete lines 10 through 23 in their entirety and insert in lieu thereof the following:

"Any written notice provided to the employer by the Internal Revenue Service or the Louisiana Department of Labor for this purpose shall be provided to such employees at the time of hiring.

B. Employers shall post, in the same location where other employee notices required by state or federal law are posted, a notice provided by the Louisiana Department of Labor that states:

'If you make \$35,000 or less, your employer should notify you at the time of hiring of the potential availability of Earned Income Tax Credits or Advance Earned Income Credits. Earned Income Tax Credits are reductions in federal income tax liability for which you may be eligible if you meet certain requirements. Additional information and forms for these programs can be obtained from your employer or the Internal Revenue Service.'

C. This department notice, provided for in Subsection B of this Section, shall also contain, as a minimum, the current eligibility requirements as indicated in the Internal Revenue Service's Form W-5. It shall be the responsibility of the Louisiana Department of Labor to update the notice whenever the Internal Revenue Service changes the eligibility requirements for Earned Income Tax Credit or Advance Earned Income Credit."

Reported without amendments by the Legislative Bureau.

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

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

Under the rules, placed on the regular calendar.

**SENATE BILL NO. 79—**

BY SENATOR DUPRE

AN ACT

To enact R.S. 33:9356, relative to veterans' memorial districts; to provide relative to the Veterans' Memorial District of Ward 10 of Lafourche Parish; to provide for a board of commissioners; to provide relative to board membership, composition, selection, powers and duties, and to provide for related matters.

Read by title.

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

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

**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 Parishes 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.

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

The committee amendments were read as follows:

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Municipal, Parochial and Cultural Affairs to Engrossed Senate Bill No. 83 by Senator N. Gautreaux

AMENDMENT NO. 1

On page 2, line 23, change "state Senate" to "legislative delegation"

AMENDMENT NO. 2

On page 2, line 28, change "state Senate" to "legislative delegation"

AMENDMENT NO. 3

On page 4, line 11, after "subdivisions." and before "tax" change "This" to "Any such"

AMENDMENT NO. 4

On page 4, line 17, after "Subject to the" delete the remainder of the line and at the beginning of line 18, delete "Section." and insert "limitations provided in this Subsection."

AMENDMENT NO. 5

On page 5, line 11, after "of the district" delete the remainder of the line and insert "pursuant to the provisions of Paragraph (1) of this Subsection to"

Reported without amendments by the Legislative Bureau.

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

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

Under the rules, placed on the regular calendar.

**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.

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

The committee amendments were read as follows:

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Municipal, Parochial and Cultural Affairs to Reengrossed Senate Bill No. 90 by Senator Nevers

AMENDMENT NO. 1

On page 4, at the end of line 23, add "The district shall expropriate property pursuant to the provisions of this Paragraph only if approved by a majority vote of the governing authority of Tangipahoa Parish."

AMENDMENT NO. 2

On page 6, at the end of line 26, add "The district shall expropriate property pursuant to the provisions of this Paragraph only if approved by a majority vote of the governing authority of Tangipahoa Parish."

Reported without amendments by the Legislative Bureau.

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

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

Under the rules, placed on the regular calendar.

**SENATE BILL NO. 97—**

BY SENATOR CRAVINS  
AN ACT

To enact R.S. 33:221.4, relative to St. Landry Parish; to provide for municipal annexation; to provide with regard to special service districts and contracts, taxes, and services related thereto; to provide for an effective date; and to provide for related matters.

Read by title.

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

The committee amendments were read as follows:

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Municipal, Parochial and Cultural Affairs to Engrossed Senate Bill No. 97 by Senator Cravins

AMENDMENT NO. 1

On page 2, delete lines 18 through 21 in their entirety and insert the following:

"(2) Notwithstanding any provision of this Section to the contrary, if the municipality and the special service district have failed to enter into a contract pursuant to the provisions of Subsection A of this Section, or have failed to successfully mediate in accordance with Paragraph(B)(1) of this Section for property which is currently annexed, neither the special service district nor the municipality may collect taxes or subject the annexed property to dual taxation.

(3) During this period, the funds derived from taxes levied on the properties currently assessed by both the special service district and the municipality shall be deposited into the registry of the Twenty-Seventh Judicial District Court on an annual basis by the tax collector for the special service district and the municipality until the parties enter into a written contract pursuant to Subsection A of this Section and provide for a single taxing jurisdiction for the assessed property.

(4) For all properties currently annexed and not subject to a contract between the municipality and the special service district, the tax assessor shall remove the property in the annexed territory from the tax rolls of the special service district as to all obligations, not secured by bonds, of the special service district.

(5) When the parties agree to a written contract pursuant to Subsection A of this Section, the contract shall provide for the distribution of the funds deposited into the registry of the court."

Reported without amendments by the Legislative Bureau.

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

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

Under the rules, placed on the regular calendar.

**SENATE BILL NO. 118—**

BY SENATORS BARHAM, CHEEK, CRAVINS, LENTINI, MURRAY AND NEVERS

AN ACT

To amend and reenact R.S. 29:406(A) and (C) and 410(A)(introductory paragraph) and (A)(3), (E)(1)(introductory paragraph), (E)(1)(c) and (d), (E)(2)(a), (E)(3), and (F)(1)(introductory paragraph), and (I), and to enact R.S. 29:410(E)(4), relative to the Military Service Relief Act; to provide with respect to certain rights for employees who are in the uniformed services and called to active duty and who wish to return to positions of employment held prior to active duty service; to provide with respect to notification and accrual and entitlement to vacation leave; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Judiciary.

Reported with amendments by the Legislative Bureau.

The Legislative Bureau amendments were read as follows:

**LEGISLATIVE BUREAU AMENDMENTS**

Amendments proposed by Legislative Bureau to Reengrossed Senate Bill No. 118 by Senator Barham

AMENDMENT NO. 1

On page 3, line 27, change "Paragraph" to "Subsection"

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

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

Under the rules, placed on the regular calendar.

**SENATE BILL NO. 135—**  
BY SENATOR DARDENNE

AN ACT

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

Read by title.

Reported with amendments by the Committee on Retirement.

The committee amendments were read as follows:

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Retirement to Engrossed Senate Bill No. 135 by Senator Dardenne

AMENDMENT NO. 1

On page 1, line 2, after "R.S." and before "relative to", delete "11:471(A) and to enact R.S. 11:441(G)," and insert in lieu thereof "11:62(5)(e), 231(C), 403(introductory paragraph) and (5), 429, 441(A), 444(A)(1)(a), and 461(B),"

AMENDMENT NO. 2

On page 1, line 3, after "System;" delete the remainder of the line

AMENDMENT NO. 3

On page 1, line 4, after "members;" and before "to require" insert "to provide for contributions; to provide for definitions;"

AMENDMENT NO. 4

On page 1, line 5, after "retirement;" and before "to" insert "to provide relative to purchasing service credit for eligibility; to provide for benefit computation;"

AMENDMENT NO. 5

On page 1, line 9, after "R.S." delete "11:471(A) is" and insert in lieu thereof "11:62(5)(e), 231(C), 403(introductory paragraph) and (5), 429, 441(A), 444(A)(1)(a), and 461(B) are"

AMENDMENT NO. 6

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. 7

On page 1, between lines 10 and 11 insert the following:

"§62. Employee contribution rates established

Employee contributions to state and statewide public retirement systems shall be paid at the following rates:

\* \* \*

(5) Louisiana State Employees' Retirement System:

\* \* \*

(e) All others:

(i) Hired on or before December 31, 2005 - 7.5%.

(ii) Hired on or after January 1, 2006 - 7.0%.

\* \* \*

§231. Average compensation

\* \* \*

C.(1) This Section shall not apply to members of the State Police Pension and Retirement System who become members on or before September 8, 1978, but it shall apply to all persons who become members of the State Police Pension and Retirement System on or after September 9, 1978.

(2) This Section shall not apply to members of the Louisiana State Employees' Retirement System whose first employment making them eligible for system membership began on or after January 1, 2006, or to any person who receives an additional benefit pursuant to R.S. 11:557, 582, or 602 or R.S. 24:36.

\* \* \*

§403. Definitions

The following words and phrases used in this Chapter, ~~unless a different meaning is clearly required by the context,~~ shall have the following meanings, unless a different meaning is clearly required by the context:

\* \* \*

(5)(a) "Average compensation", for a member whose first employment making him eligible for membership in the system began on or before December 31, 2005, and for any person who receives an additional benefit pursuant to R.S. 11:557, 582, or 602 or R.S. 24:36, means the average annual earned compensation of a state employee for the thirty-six highest months of successive employment, or for the highest thirty-six successive joined months of employment where interruption of service occurred; however, average compensation for part-time employees who do not use thirty-six months of full-time employment for average compensation purposes shall be based on the base pay the part-time employee would have received had he been employed on a full-time basis.

(b)(i) "Average compensation", for a member whose first employment making him eligible for membership in the system began on or after January 1, 2006, and subject to the limitations provided in this Subparagraph, means the average annual earned compensation of a state employee for the sixty highest months of successive employment or for the highest sixty successive joined months of employment where interruption of service occurred; however, average compensation for part-time employees who do not use sixty months of full-time employment for average compensation purposes shall be based on the base pay the part-time employee would have received had he been employed on a full-time basis.

(ii) The earnings to be considered for the thirteenth through the twenty-fourth month shall not exceed one hundred twenty-five percent of the earnings of the first through the twelfth month. The earnings to be considered for the twenty-fifth through the thirty-sixth month shall not exceed one hundred twenty-five percent of the earnings of the thirteenth through the twenty-fourth month. The earnings to be considered for the thirty-seventh through the forty-eighth month shall not exceed one hundred twenty-five percent of the earnings of the twenty-fifth through the thirty-sixth month. The earnings for the final twelve months shall not exceed one hundred twenty-five percent of the earnings of the thirty-seventh through the forty-eighth month. The limitations on the computation of average compensation contained in this Item shall not apply to any twelve-month period during which compensation increased by more than twenty-five percent over the previous twelve-month period solely because of an increase in compensation by a uniform systemwide increase adopted by the state department of civil service and approved by the governor or because of a pay adjustment enacted by the legislature.

(iii) The provisions of this Subparagraph shall not apply to any person who receives an additional benefit pursuant to R.S. 11:557, 582, or 602 or R.S. 24:36.

\* \* \*

§429. Purchase of service credit

A. Notwithstanding any other provision of law to the contrary, any member of the system who has credit in the system for at least one year of service shall be eligible to obtain credit for up to five years of service credit in one-year increments ~~or as provided in Subsection B of this Section~~, provided that he shall apply to the system for such credit on or before June 30, 2005, and pay to the system by June 30, 2006, the greater of the amount calculated in accordance with the actuarial cost provisions of R.S. 11:158 or the employee and employer contributions plus interest based on the member's current salary, which totally offsets the increase in accrued liability of the system resulting from the receipt of the credit by the member. The amount to be paid shall be paid in one lump sum, and no service credit shall be given to the member until or unless the amount is paid in full.

~~B. Any person who applies to purchase service credit under the provisions of this Section on or before December 31, 2004, may purchase such service credit in one-month increments. Notwithstanding any other provision of law to the contrary, any member of the system who has credit in the system for at least five years of service shall be eligible to obtain credit for up to five years of service credit in one-year increments provided that he shall apply to the system for such credit and pay to the system the greater of the amount calculated in accordance with the actuarial cost provisions of R.S. 11:158 or the employee and employer contributions plus interest based on the member's current salary, which totally offsets the increase in accrued liability of the system resulting from the receipt of the credit by the member. The amount to be paid shall be paid in one lump sum, and no service credit shall be given to the member until or unless the amount is paid in full. Any credit purchased pursuant to this Subsection shall be used for calculation of benefits only and shall not be used for purposes of attaining eligibility for retirement.~~

\* \* \*

AMENDMENT NO. 8

On page 1, delete line 12 in its entirety and insert in lieu thereof the following:

"A.(1) Any member hired on or before December 31, 2005, shall be eligible for retirement if he has:

(+) (a) Thirty years or more of service, at any age.

(+) (b) Twenty-five years or more of service, at age fifty-five or thereafter.

(+) (c) Ten years or more of service, at age sixty or thereafter.

(+) (d) Twenty years of service credit at any age, exclusive of military service and unused annual and sick leave, but any person retiring under this Paragraph Subparagraph shall have his benefit, inclusive of military service credit and allowable unused annual and sick leave, actuarially reduced from the earliest age that he would normally become eligible for a regular retirement benefit under Paragraph (1), (2), or (3) Subparagraph (a), (b), or (c) of this Subsection; Paragraph if he had continued in service to that age. Any employee who elects to retire under the provisions of this Paragraph Subparagraph shall not be eligible to participate in the Deferred Retirement Option Plan provided by R.S. 11:447 or the Initial Benefit Option provided by R.S. 11:446(A)(5)."

AMENDMENT NO. 9

On page 1, at the beginning of line 13, change "G." to "(2)"

AMENDMENT NO. 10

On page 1, line 13, after "hired" and before "shall" delete "after July 1, 2005" and insert in lieu thereof "on or after January 1, 2006."

AMENDMENT NO. 11

On page 1, delete lines 16 and 17 in their entirety and on page 2, delete lines 1 through 8 in their entirety and insert in lieu thereof the following:

"§444. Computation of retirement benefit

A.(1)(a)(i) A member who retires effective on or after July 1, 1973, and thereafter and whose first date of employment making him eligible for system membership was on or before December 31, 2005, or who receives an additional benefit pursuant to R.S. 11:557 or R.S. 24:36, shall receive a maximum retirement allowance equal to two and one-half percent of average compensation, as determined under R.S. 11:231, for every year of creditable service, plus three hundred dollars.

(ii) A member who retires whose first date of employment making him eligible for system membership was on or after January 1, 2006, shall receive a maximum retirement allowance equal to two percent of average compensation for every year of creditable service. The provisions of this Item shall not apply to any person who receives an additional benefit pursuant to R.S. 11:557 or R.S. 24:36.

\* \* \*

§461. Eligibility; certification

\* \* \*

B. The board of trustees shall award disability benefits to eligible members who have been officially certified as disabled by the State Medical Disability Board. The disability benefit shall be determined as follows:

(1) ~~★~~ Except as otherwise provided in this Section, a member shall receive a maximum disability retirement benefit which shall be equivalent to the regular retirement formula without reduction by reason of age.

(2) Subject to the appropriation of funds for this purpose, a ~~correction~~ corrections officer, probation or parole officer, or a security officer of the Louisiana Department of Public Safety and Corrections who becomes disabled solely as a result of disabilities sustained in the official performance of official duties of a hazardous nature shall receive a maximum disability benefit of sixty percent of average compensation. The agency shall certify that the disability was sustained while the member was performing official duties while on active status and the disability must be certified by a physician on the State Medical Disability Board.

(3)(a) ~~The~~ For any person whose employment first making him eligible for membership in the system occurred on or before December 31, 2005, or who has attained the age of sixty regardless of hire date, or who receives an additional benefit pursuant to R.S. 11:557 or R.S. 24:36, the disability retiree may retire under any of the regular retirement plans which applies to him.

(b) Any person who has not attained the age of sixty and whose employment first making him eligible for membership in the system occurred on or after January 1, 2006, shall receive a disability benefit equal to one and eight-tenths percent of average compensation for every year of creditable service. When the disability retiree attains the age of sixty, he shall receive his regular retirement benefit upon making application therefor to the board. The provisions of this Subparagraph shall not apply to any person who receives an additional benefit pursuant to R.S. 11:557 or R.S. 24:36.

(4) Selection of retirement option need not be made when application is filed. Selection may be made after the applicant receives his disability retirement estimate. Accumulated annual leave for which payment cannot be made upon retirement and unused sick leave accumulated upon retirement shall be credited to the extension of service in the computation of disability retirement benefits.

\* \* \*

#### AMENDMENT NO. 12

On page 2, line 9, after "Section 2." delete the remainder of the line and delete lines 10 through 13 in their entirety and insert in lieu thereof the following:

"This Act shall become effective on July 1, 2005; if vetoed by the governor and subsequently approved by the legislature, this Act shall become effective on July 1, 2005, or on the day following such approval by the legislature, whichever is later."

Reported without amendments by the Legislative Bureau.

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

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

Under the rules, placed on the regular calendar.

#### **SENATE BILL NO. 158—** BY SENATORS DARDENNE AND MURRAY AN ACT

To enact R.S. 17:226.1 and Chapter 32 of Title 51 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 51:2131 through 2135, relative to employment of minors; to provide for employment of minors providing artistic or creative services; to provide for placement of certain monies received as compensation in trust accounts; to provide for creation of such accounts and for the use of monies deposited in such accounts; to provide for educational instruction of minors engaged in providing artistic or creative services; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Labor and Industrial Relations.

The committee amendments were read as follows:

#### **HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Labor and Industrial Relations to Reengrossed Senate Bill No. 158 by Senator Dardenne

#### AMENDMENT NO. 1

On page 2, line 1, after "contract" and before the period "." insert "and for which instruction is required pursuant to R.S. 51:2134"

#### AMENDMENT NO. 2

On page 2, line 10, after "compensation" and before "in this" insert "of five hundred dollars or more"

#### AMENDMENT NO. 3

On page 2, line 24, between "minor" and "in a financial" insert the following:

"and, except as provided in Subsection G of this Section, that the trust fund be created"

#### AMENDMENT NO. 4

On page 3, line 9, between "bonds," and "certificates" delete "and" and insert the following:

"interest bearing savings accounts, or"

#### AMENDMENT NO. 5

On page 3, line 11, between "account" and the period "." insert "or a combination of such investments"

#### AMENDMENT NO. 6

On page 4, line 14, after "Louisiana" and before the period "." insert the following:

", who shall hold such funds in trust to be tendered to a trust account that is subsequently established on behalf of the minor, or if no such trust account is established, then to the minor upon reaching the age of majority"

#### AMENDMENT NO. 7

On page 4, between lines 18 and 19, insert the following:

"G. If a trust account is already established on behalf of the minor in another state, all monies required to be deposited in a trust fund under the provisions of this Section, may be deposited into the trust account already established in another state for the benefit of the minor."

#### AMENDMENT NO. 8

On page 4, line 25, between "teacher" and "to provide" insert a comma "," and "beginning on the second day of employment,"

#### AMENDMENT NO. 9

On page 5, delete lines 1 through 4 in their entirety

Reported without amendments by the Legislative Bureau.

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

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

Under the rules, placed on the regular calendar.

**SENATE BILL NO. 162—**  
BY SENATOR HEITMEIER

AN ACT

To amend and reenact R.S. 29:732(A), relative to price gouging; to prohibit price gouging during a named tropical storm or hurricane; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Judiciary.

The committee amendments were read as follows:

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Judiciary to Engrossed Senate Bill No. 162 by Senator Heitmeier

AMENDMENT NO. 1

On page 1, line 3, after "hurricane" and before the semi-colon ";", insert "in or threatening the Gulf of Mexico"

AMENDMENT NO. 2

On page 1, line 8, after "hurricane" and before the comma "," insert "in or threatening the Gulf of Mexico"

Reported without amendments by the Legislative Bureau.

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

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

Under the rules, placed on the regular calendar.

**SENATE BILL NO. 313—**  
BY SENATOR MARIONNEAUX AND REPRESENTATIVE MCVEA

AN ACT

To enact R.S. 33:2740.62, relative to special districts; to create the East Feliciana Parish Economic Development District; to provide for the purpose and governance of the district; to provide for its rights and powers, including the authority for tax financing by the district; to provide for an effective date; and to provide for related matters.

Read by title.

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

The committee amendments were read as follows:

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Municipal, Parochial and Cultural Affairs to Reengrossed Senate Bill No. 313 by Senator Marionneaux

AMENDMENT NO. 1

On page 2, line 2, change "Subpart" to "Section"

AMENDMENT NO. 2

On page 2, at the end of line 13, change "on" to "own"

Reported without amendments by the Legislative Bureau.

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

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

Under the rules, placed on the regular calendar.

**SENATE BILL NO. 327—**  
BY SENATOR JONES

AN ACT

To enact R.S. 46:1053(C)(2)(e), relative to hospital service districts; to authorize an increase in per diem for the members of the board of commissioners of the Madison Parish Hospital Service District; to increase the number of meeting days payable by a per diem; and to provide for related matters.

Read by title.

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

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

**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.

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

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

**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.

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

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

**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.

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

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

### Senate Bills on Second Reading Reported by Committee

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

#### SENATE BILL NO. 187—

BY SENATORS DUPRE, N. GAUTREAUX, MALONE, MCPHERSON, MICHOT AND ROMERO AND REPRESENTATIVES BALDONE, PITRE AND ST. GERMAIN

#### A JOINT RESOLUTION

Proposing to add Article VII, Section 10.2(E) of the Constitution of Louisiana, relative to the Wetlands Conservation and Restoration Fund; to provide relative to certain federal revenues received by the state generated from Outer Continental Shelf oil and gas activity; to provide for the depositing and crediting of such monies into the Wetlands Conservation and Restoration Fund, and for the uses of such federal revenues; and to specify an election for submission of the proposition to electors and provide a ballot proposition.

Read by title.

Reported with amendments by the Committee on Appropriations.

The committee amendments were read as follows:

#### HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Appropriations to Engrossed Senate Bill No. 187 by Senator Dupre

#### AMENDMENT NO. 1

On page 1, line 16, at the beginning of the line before "federal" insert "in each fiscal year, the first six hundred million dollars in"

#### AMENDMENT NO. 2

On page 2, line 14, after "provide that" and before "eligible" insert "in each fiscal year after making other deposits required by the constitution, the first six hundred million dollars in"

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

### Suspension of the Rules

On motion of Rep. Alario, and under a suspension of the rules, the bill was referred to the Legislative Bureau at this time.

### Reconsideration

The following legislative instruments on reconsideration were taken up and acted upon as follows:

#### HOUSE BILL NO. 440—

BY REPRESENTATIVE FAUCHEUX AND SENATOR MCPHERSON  
AN ACT

To amend and reenact R.S. 37:3390.3(A)(introductory paragraph) and to enact R.S. 37:3390.6(F), relative to the Addictive Disorders Practice Act; to provide for the imposition and collection of fees; and to provide for related matters.

Read by title.

On motion of Rep. Fauchaux, the vote by which the above House Bill failed to pass on the previous legislative day was reconsidered.

Returned to the calendar under the rules.

#### HOUSE BILL NO. 852—

BY REPRESENTATIVE PINAC  
AN ACT

To amend and reenact R.S. 45:1177(A)(2) and (3), relative to the Public Service Commission; to provide for inspection and supervision fees; and to provide for related matters.

Read by title.

On motion of Rep. Pinac, the vote by which the above House Bill failed to pass on the previous legislative day was reconsidered.

Returned to the calendar under the rules.

### Notice of Intention to Call

Pursuant to House Rule No. 8.26(A), Rep. Pinac gave notice of his intention to call House Bill No. 852 from the calendar for future action.

### 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. 81—

BY REPRESENTATIVE CROWE  
A CONCURRENT RESOLUTION

To urge and request the United States Congress to support no increases in payroll taxes, no cuts to Social Security benefits, and optional Social Security Personal Retirement Accounts.

Read by title.

### Motion

On motion of Rep. Beard, the resolution was returned to the calendar.

#### HOUSE CONCURRENT RESOLUTION NO. 138—

BY REPRESENTATIVES GARY SMITH, FARRAR, MONTGOMERY, R. CARTER, FAUCHEUX, GALLOT, SHEPHERD, AND WHITE  
A CONCURRENT RESOLUTION

To memorialize the United States Congress to take such actions as are necessary to make permanent the increases in Servicemembers' Group Life Insurance coverage and the Death Gratuity benefits to provide financial security of survivors of members of the Louisiana National Guard and other servicemembers who make the ultimate sacrifice with their lives while serving our country and the state of Louisiana.

Read by title.

On motion of Rep. Gary Smith, the resolution was adopted.

Ordered to the Senate.

**HOUSE CONCURRENT RESOLUTION NO. 147—**

BY REPRESENTATIVE BURNS

**A CONCURRENT RESOLUTION**

To urge and request the Department of Labor to allow for the creation and development of e-learning programs for activities allowed under the Incumbent Worker Training Program.

Called from the calendar.

Read by title.

**Motion**

On motion of Rep. Toomy, the resolution was returned to the calendar.

**HOUSE CONCURRENT RESOLUTION NO. 158—**

BY REPRESENTATIVE GALLOT

**A CONCURRENT RESOLUTION**

To urge and request the Louisiana State Law Institute to study and make recommendations to the legislature on the duties of notaries public with regard to registry and recordation of their acts and the means by which the identification of notaries and witnesses to their acts may be assured for the public benefit under the Louisiana public records doctrine.

Read by title.

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

Ordered to the Senate.

**Senate Concurrent Resolutions on Third Reading for Final Consideration**

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

**SENATE CONCURRENT RESOLUTION NO. 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.

Called from the calendar.

Read by title.

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Triche to Original Senate Concurrent Resolution No. 26 by Senator Adley

AMENDMENT NO. 1

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

AMENDMENT NO. 2

On page 2, at the beginning of line 1, change "direct" to "urge and request"

Rep. Triche moved the adoption of the amendments.

Rep. Doerge objected.

By a vote of 70 yeas and 19 nays, the amendments were adopted.

On motion of Rep. Doerge, the resolution, as amended, was concurred in.

**Suspension of the Rules**

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

**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. 147—**

BY REPRESENTATIVE BURNS

**A CONCURRENT RESOLUTION**

To urge and request the Department of Labor to allow for the creation and development of e-learning programs for activities allowed under the Incumbent Worker Training Program.

Called from the calendar.

Read by title.

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

Ordered to the Senate.

**Suspension of the Rules**

On motion of Rep. Tucker, the rules were suspended in order to take up and consider House Bills and Joint Resolutions at this time.

**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. 69—**

BY REPRESENTATIVES TUCKER, SCALISE, AND WALSWORTH

**AN ACT**

To amend and reenact R.S. 22:1425(A), (B), and (C)(3) and (5) and to repeal Section 2 of Act 770 of the 2004 Regular Session, relative to automobile liability insurance; to provide for military personnel; to provide for discounts; to provide for premium tax credits; and to provide for related matters.

Read by title.

Rep. Tucker moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. Speaker  
Alario

Faucheux  
Frith

Odinet  
Pierre



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

Total - 104

NAYS

Total - 0

ABSENT

Glover  
Total - 1

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Tucker 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. 154—**

BY REPRESENTATIVE PITRE

**AN ACT**

To amend and reenact R.S. 33:4833, 4834, and 4835, relative to municipal ordinances; to prohibit certain municipalities from enacting ordinances forbidding fishermen or their employees from peddling in public places; to provide for regulations; and to provide for related matters.

Read by title.

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

Total - 99

NAYS

Total - 0

ABSENT

Arnold	Beard	LaFleur
Baudoin	Hammett	Toomy

Total - 6

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Pitre 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. 380—**

BY REPRESENTATIVE ARNOLD

**AN ACT**

To amend and reenact R.S. 11:266.1(B) and (D) and to repeal R.S. 11:266.1(E), relative to investments of state retirement systems; to provide for investments through Louisiana incorporated and domiciled broker-dealers; to specify that ten percent of all commissions of trades of domestic equity and fixed income investments shall be directed through broker-dealers incorporated, domiciled, or having their principal trading operations in Louisiana; to remove provisions that discontinue such requirements; and to provide for related matters.

Read by title.

**Motion**

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

**Notice of Intention to Call**

Pursuant to House Rule No. 8.26(A), Rep. Arnold gave notice of his intention to call House Bill No. 380 from the calendar for future action.

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HOUSE BILL NO. 478—

BY REPRESENTATIVE HEATON  
AN ACT

To amend and reenact R.S. 11:1386, relative to the judges' noncontributory plan; to provide a two percent cost-of-living adjustment for judges who did not opt to become members of the Louisiana State Employees' Retirement System and for surviving spouses of such judges; to provide an effective date; and to provide for related matters.

Read by title.

Rep. Heaton moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Frith	Pitre
Alario	Gallot	Powell, M.
Ansardi	Glover	Powell, T.
Arnold	Gray	Quezaire
Baldone	Greene	Richmond
Baudoin	Guillory, E.	Ritchie
Baylor	Heaton	Romero
Bruce	Hebert	Schneider
Bruneau	Hill	Shepherd
Burns	Honey	Smith, G.
Burrell	Hopkins	Smith, J.D.—50th
Carter, K.	Hunter	Smith, J.H.—8th
Carter, R.	Hutter	Smith, J.R.—30th
Cazayoux	Jackson	St. Germain
Crane	Jefferson	Strain
Cravins	Kennard	Thompson
Curtis	Kleckley	Toomy
Damico	LaBruzzo	Townsend
Dartez	LaFonta	Triche
DeWitt	Lancaster	Tucker
Doerge	Marchand	Waddell
Dorsey	Martiny	Walker
Dove	McVea	White
Durand	Montgomery	Winston
Erdey	Odinet	Wooton
Farrar	Pierre	Wright
Faucheux	Pinac	
Total - 80		

NAYS

Alexander	Fannin	Robideaux
Bowler	Johns	Scalise
Daniel	Kenney	Smiley
Downs	McDonald	Trahan
Total - 12		

ABSENT

Badon	Guillory, M.	Morrell
Barrow	Hammett	Morrish
Beard	Katz	Walsworth
Crowe	LaFleur	
Geymann	Lambert	
Total - 13		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Heaton 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. 481—

BY REPRESENTATIVE ARNOLD  
AN ACT

To amend and reenact R.S. 47:1925.1, 1925.2(A)(1), and 1925.3(A), to enact R.S. 47:1925.8, and to repeal R.S. 47:1925.2(A)(3), relative to the Board of Assessors for Orleans Parish; to provide for the financing of the Board of Assessors for Orleans Parish; to provide for an effective date; and to provide for related matters.

Read by title.

Rep. Arnold moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Alexander	Beard	Frith
Total - 3		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

**HOUSE BILL NO. 519—**

BY REPRESENTATIVE MCVEA

AN ACT

To amend and reenact R.S. 11:82(A)(8), relative to ad valorem tax contributions for the Teachers' Retirement System of Louisiana; to provide for allocation of the ad valorem taxes remitted from the parish of East Baton Rouge and dedicated to the system; to provide for the division of the taxes among the school systems located completely within the parish; to require the school boards to file a formula for calculation of this division with the retirement system and the parish assessor; and to provide for related matters.

Read by title.

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

Total - 103

NAYS

Total - 0

ABSENT

Hammett	Hebert
Total - 2	

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

**HOUSE BILL NO. 682—**

BY REPRESENTATIVE GEYMAN

AN ACT

To amend and reenact R.S. 11:103(A), (B)(1), and (C), and to enact R.S. 11:103(E) and 108, relative to statewide retirement systems; to provide for contributions; to provide for actuarial soundness and funding of the systems; to provide for a funding review panel; to provide relative to actuarial assumptions; to provide for an effective date; and to provide for related matters.

Read by title.

Rep. Geymann moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

YEAS

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

Total - 100

NAYS

Total - 0

ABSENT

Baylor	Burrell	Dorsey
Beard	Daniel	
Total - 5		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Geymann 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. 754—**  
BY REPRESENTATIVE HEBERT

AN ACT

To amend and reenact R.S. 26:2(12), 90(A)(15), 142, 326, and 359(A) and to enact R.S. 26:80(H) and 280(H), relative to the Alcoholic Beverage Control Law; to provide for a revision of the law governing sales of alcoholic beverages; to redefine the term "package house"; to require the submission of fingerprints for a criminal history record check by either the office of state police or the Federal Bureau of Investigation to determine suitability for an alcoholic beverage permit; to provide for prohibited acts on licensed premises; to provide for exceptions to the prohibition of selling or offering for sale alcoholic beverages produced or manufactured inside or outside of the state except to the holder of a wholesaler's permit; to provide for related matters.

Read by title.

**Motion**

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

**HOUSE BILL NO. 826—**  
BY REPRESENTATIVE ERDEY

AN ACT

To enact R.S. 33:2740.62, relative to Livingston Parish; to authorize the governing authority of the parish to levy and collect a documentary transaction tax; to provide for the maximum amount that may be levied; to provide for penalties; to provide for an effective date; and to provide for related matters.

Read by title.

Rep. Erdey moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. Speaker	Frith	Pierre
Alario	Gallot	Pinac
Ansardi	Glover	Pitre
Arnold	Gray	Quezaire
Badon	Guillory, E.	Richmond
Baldone	Guillory, M.	Robideaux
Barrow	Hammett	Romero
Baudoin	Heaton	Shepherd
Bruce	Hebert	Smiley
Bruneau	Hill	Smith, G.
Carter, K.	Honey	Smith, J.D.—50th
Carter, R.	Hopkins	Smith, J.H.—8th
Cazayoux	Hunter	Smith, J.R.—30th
Crane	Hutter	St. Germain
Cravins	Jackson	Strain
Crowe	Kennard	Thompson
Curtis	Kenney	Toomy
Damico	LaBruzzo	Townsend
Daniel	LaFleur	Trahan
Dartez	LaFonta	Triche
DeWitt	Marchand	Tucker
Doerge	Martiny	Waddell
Dove	McDonald	Walker
Downs	McVea	White
Durand	Montgomery	Wooton
Erdey	Morrell	Wright
Fannin	Morrish	
Faucheux	Odinot	
Total - 82		

NAYS

Bowler	Lambert	Schneider
Farrar	Lancaster	Walsworth
Greene	Powell, M.	
Katz	Scalise	
Total - 10		

ABSENT

Alexander	Dorsey	Powell, T.
Baylor	Geymann	Ritchie
Beard	Jefferson	Winston
Burns	Johns	
Burrell	Kleckley	
Total - 13		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Erdey 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. 887 (Substitute for House Bill No. 802 by Representative Durand)—**  
BY REPRESENTATIVE DURAND

AN ACT

To amend and reenact R.S. 17:1519.6(C) and to enact Subtitle X of Title 47 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 47:8051 through 8062, relative to state fees; to enact the Healthcare Affordability Act; to impose a fee on certain hospitals; to provide for collection and administration of the fee; to provide for disposition of the avails of the fee; to provide for penalties and sanctions; to provide for an effective date; and to provide for related matters.

Read by title.

**Motion**

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

**Notice of Intention to Call**

Pursuant to House Rule No. 8.26(A), Rep. Durand gave notice of her intention to call House Bill No. 887 from the calendar for future action.

**HOUSE BILL NO. 754—**  
BY REPRESENTATIVE HEBERT

AN ACT

To amend and reenact R.S. 26:2(12), 90(A)(15), 142, 326, and 359(A) and to enact R.S. 26:80(H) and 280(H), relative to the Alcoholic Beverage Control Law; to provide for a revision of the law governing sales of alcoholic beverages; to redefine the term "package house"; to require the submission of fingerprints for a criminal history record check by either the office of state police or the Federal Bureau of Investigation to determine suitability for an alcoholic beverage permit; to provide for prohibited acts on licensed premises; to provide for exceptions to the prohibition of selling or offering for sale alcoholic beverages produced or manufactured inside or outside of the state except to the holder of a wholesaler's permit; to provide for related matters.

Called from the calendar.

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. 754 by Representative Hebert

AMENDMENT NO. 1

On page 3, line 23, change "R. S. 33:271.1" to "R. S. 26:271.1"

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

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Greene to Engrossed House Bill No. 754 by Representative Hebert

AMENDMENT NO. 1

On page 1, line 2, after "reenact" and before "142," delete "R.S. 26:2(12), 90(A)(15)," and insert in lieu thereof "R.S. 26:90(A)(15),"

AMENDMENT NO. 2

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

AMENDMENT NO. 3

On page 1, at the beginning of line 5, delete ""package house";"

AMENDMENT NO. 4

On page 1, line 10, after "permit;" and before "to" insert "and"

AMENDMENT NO. 5

On page 1, line 13, after "Section 1." and before "142," delete "R.S. 26:2(12), 90(A)(15)," and insert in lieu thereof "R.S. 26:90(A)(15),"

AMENDMENT NO. 6

On page 1, delete lines 15 through 19 in their entirety

AMENDMENT NO. 7

On page 2, delete lines 1 through 6 in their entirety

Rep. Greene moved the adoption of the amendments.

Rep. Hebert objected.

By a vote of 52 yeas and 47 nays, the amendments were adopted.

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Jack Smith to Engrossed House Bill No. 754 by Representative Hebert

AMENDMENT NO. 1

On page 1, at the beginning of line 3, change "26:80(H)" to "26:71(A)(6), 80(H)"

AMENDMENT NO. 2

On page 1, line 10, after the semicolon ";" and before "to" insert "to provide fees"

AMENDMENT NO. 3

On page 1, line 14, change "R.S. 26:80(H)" to "26:71(A)(6), 80(H)"

AMENDMENT NO. 4

On page 2, after line 6 and before line 7, insert the following:

"§71. Permits required; fees; exception

A.

\* \* \*

(6) An additional fee of fifteen dollars shall be assessed on all holders of Class A and Class B alcoholic beverage permits. The fees generated by this Paragraph shall be used to fund the twenty-four hour hotline as provided for in House Bill No. 755 of the 2005 Regular Session.

\* \* \*"

**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.

Rep. Jack Smith moved the adoption of the amendments.

Rep. Hebert objected.

By a vote of 50 yeas and 52 nays, the amendments were rejected.

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Jack Smith to Engrossed House Bill No. 754 by Representative Hebert

AMENDMENT NO. 1

On page 1, at the beginning of line 3, change "26:80(H)" to "26:4, 80(H)"

AMENDMENT NO. 2

On page 1, line 14, change "R.S. 26:80(H)" to "R.S. 26:4, 80(H)"

AMENDMENT NO. 3

On page 2, between lines 6 and 7, insert the following:

"§4. Labeling of alcoholic beverages

All alcoholic beverages sold in the State of Louisiana shall contain a label which specifically provides that over consumption shall cause death.

\* \* \*"

Rep. Jack Smith moved the adoption of the amendments.

Rep. Hebert objected.

By a vote of 55 yeas and 40 nays, the amendments were adopted.

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Arnold	Hammett	Pinac
Badon	Hebert	Richmond
Baylor	Honey	Robideaux
Burrell	Hopkins	Scalise
Carter, R.	Hunter	Shepherd
Curtis	Jefferson	Smith, J.D.—50th
Dorsey	LaBruzzo	St. Germain
Durand	LaFleur	Strain
Fannin	LaFonta	Townsend
Faucheux	Lancaster	Triche
Frith	Marchand	Wooton
Gallot	McDonald	Wright
Guillory, E.	Odinet	
Total - 38		

**NAYS**

Mr. Speaker	Downs	Pitre
Alario	Erdey	Powell, M.
Ansardi	Farrar	Powell, T.
Baldone	Geymann	Quezaire
Barrow	Glover	Ritchie
Baudoin	Greene	Romero
Beard	Guillory, M.	Schneider
Bowler	Hill	Smiley
Bruce	Hutter	Smith, G.
Bruneau	Jackson	Smith, J.H.—8th
Burns	Johns	Smith, J.R.—30th
Carter, K.	Katz	Thompson
Cazayoux	Kennard	Toomy
Crane	Kenney	Trahan
Cravins	Kleckley	Tucker
Crowe	Lambert	Waddell
Damico	Martiny	Walker
Daniel	McVea	Walsworth
Dartez	Montgomery	White
DeWitt	Morrish	Winston
Doerge	Pierre	
Total - 62		

**ABSENT**

Alexander	Gray	Morrell
Dove	Heaton	
Total - 5		

The Chair declared the above bill failed to pass.

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

**Notice of Intention to Call**

Pursuant to House Rule No. 8.26(A), Rep. Richmond gave notice of his intention to call House Bill No. 688 from the calendar for future action.

**HOUSE BILL NO. 644—**  
BY REPRESENTATIVE BARROW  
AN ACT

To repeal Children's Code Article 616(E), relative to child abuse; to repeal certain provisions relative to the disposition of reports and investigations of child abuse.

**Suspension of the Rules**

On motion of Rep. Barrow, 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. Barrow 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
Arnold	Gallot	Pinac
Badon	Geymann	Pitre
Baldone	Glover	Powell, M.
Barrow	Gray	Powell, T.
Baudoin	Greene	Quezaire
Baylor	Guillory, E.	Richmond
Beard	Guillory, M.	Ritchie
Bruce	Hammett	Robideaux
Bruneau	Heaton	Romero
Burns	Hebert	Shepherd
Burrell	Hill	Smiley
Carter, K.	Honey	Smith, G.
Carter, R.	Hopkins	Smith, J.D.—50th
Cazayoux	Hutter	Smith, J.H.—8th
Crane	Jefferson	Smith, J.R.—30th
Cravins	Johns	St. Germain
Crowe	Kennard	Strain
Curtis	Kenney	Thompson
Damico	Kleckley	Toomy
Daniel	LaBruzzo	Townsend
Dartez	LaFleur	Trahan
DeWitt	LaFonta	Triche
Dorsey	Lambert	Waddell
Dove	Lancaster	Walker
Downs	Marchand	White
Durand	McDonald	Winston
Erdey	McVea	Wooton
Fannin	Montgomery	Wright
Total - 93		

**NAYS**

Bowler	Scalise	Walsworth
Doerge	Schneider	
Total - 5		

**ABSENT**

Ansardi	Katz	Tucker
Hunter	Martiny	
Jackson	Morrell	
Total - 7		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Barrow 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. 574—**  
BY REPRESENTATIVE BARROW  
AN ACT

To amend and reenact R.S. 22:11.1(A)(3), (5), and (8) and (B)(1) and (2) and to enact R.S. 22:11.1(D) and (E), relative to health insurance; to provide for definitions; to provide relative to

credentialing and recredentialing of health care providers by health insurance issuers; and to provide for related matters.

**Suspension of the Rules**

On motion of Rep. Barrow, 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. Barrow sent up floor amendments which were read as follows:

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Barrow to Engrossed House Bill No. 574 by Representative Barrow

AMENDMENT NO. 1

Delete the set of House Floor Amendments proposed by Representative McDonald and adopted by the House of Representatives on May 31, 2005.

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

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

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

**NAYS**

Total - 0

**ABSENT**

Alexander	Scalise	Wooton
Jackson	Smiley	
Total - 5		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Barrow 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. 327—**

BY REPRESENTATIVES QUEZAIRE, DOVE, DOWNS, FANNIN, M. GUILLORY, KATZ, LAMBERT, PITRE, M. POWELL, SMILEY, ST. GERMAIN, TUCKER, AND SCALISE 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 Subtitle II 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.

**Suspension of the Rules**

On motion of Rep. Quezaire, 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. 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. 327 by Representative Quezaire

AMENDMENT NO.1

On page 1, lines 3 and 13, following "4 of" and before "Title 47" insert "Subtitle II of"

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

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. Speaker	Faucheux	Odinot
Alario	Frith	Pierre
Ansardi	Gallot	Pinac
Arnold	Glover	Powell, M.
Badon	Gray	Powell, T.
Baldone	Greene	Quezaire
Barrow	Guillory, E.	Richmond

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Baudoin	Guillory, M.	Ritchie
Baylor	Hammett	Robideaux
Beard	Heaton	Romero
Bowler	Hill	Scalise
Bruce	Honey	Shepherd
Burns	Hopkins	Smiley
Burrell	Hunter	Smith, G.
Carter, K.	Hutter	Smith, J.D.—50th
Carter, R.	Jefferson	Smith, J.H.—8th
Cazayoux	Johns	Smith, J.R.—30th
Crane	Katz	St. Germain
Cravins	Kennard	Strain
Crowe	Kenney	Thompson
Curtis	Kleckley	Toomy
Damico	LaBruzzo	Townsend
Daniel	LaFleur	Trahan
DeWitt	LaFonta	Triche
Doerge	Lambert	Tucker
Dorsey	Lancaster	Waddell
Dove	Marchand	Walker
Downs	Martiny	Walsworth
Durand	McDonald	White
Erdey	McVea	Winston
Fannin	Montgomery	Wright
Farrar	Morrish	
Total - 95		

NAYS

Total - 0

ABSENT

Alexander	Hebert	Schneider
Bruneau	Jackson	Wooton
Dartez	Morrell	
Geymann	Pitre	
Total - 10		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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.

**Suspension of the Rules**

On motion of Rep. DeWitt, the rules were suspended to limit the author or proponent handling the legislative instrument to ten minutes for opening remarks and all subsequent speakers on the instrument to five minutes.

**HOUSE BILL NO. 273—**

BY REPRESENTATIVE ARNOLD

**A JOINT RESOLUTION**

Proposing to amend Article VII, Section 23(C) of the Constitution of Louisiana, to limit certain increases in millage rates; to provide for submission of the proposed amendment to the electors; and to provide for related matters.

**Suspension of the Rules**

On motion of Rep. Arnold, 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. Downs sent up floor amendments which were read as follows:

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Downs to Engrossed House Bill No. 273 by Representative Arnold

AMENDMENT NO. 1

On page 1, at the end of line 2, delete "to limit" and on line 3, delete "certain increases in millage rates;" and insert the following:

"relative to the ad valorem tax; to remove the authority of the taxing authority to increase ad valorem tax millage rates after reassessment without voter approval; "

AMENDMENT NO. 2

On page 1, line 16, after "tax rolls." delete the remainder of the line and the remainder of the page and on page 2, delete lines 1 through 10

AMENDMENT NO. 3

On page 2, delete line 19, and on line 20, delete "authorities." and insert the following:

"To delete the authority of a taxing authority from increasing or rolling forward ad valorem tax rates, not to exceed the prior years maximum after a reappraisal year without voter approval."

Rep. Downs moved the adoption of the amendments.

Rep. Arnold objected.

By a vote of 32 yeas and 63 nays, the amendments were rejected.

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Downs to Engrossed House Bill No. 273 by Representative Arnold

AMENDMENT NO. 1

On page 1, line 3, after "rates;" insert "to provide relative to entities which may levy such increases;"

AMENDMENT NO. 2

On page 1, line 18, after "levied" and before "by two-thirds" insert "by any elected taxing authority"

AMENDMENT NO. 3

On page 2, line 20, after "authorities" delete the period "." and insert "and to provide that only elected taxing authorities may levy such increases."

Rep. Downs moved the adoption of the amendments.

Rep. Arnold objected.

By a vote of 47 yeas and 51 nays, the amendments were rejected.

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Cazayoux to Engrossed House Bill No. 273 by Representative Arnold

AMENDMENT NO. 1

On page 1, line 3, after "rates;" insert "to provide relative to entities which may levy such increases;"



AMENDMENT NO. 2

On page 1, line 18, after "levied" and before "by two-thirds" insert "by any appointed taxing authority"

AMENDMENT NO. 3

On page 2, line 20, after "authorities" delete the period "." and insert "and to provide that only appointed authorities may levy such increases."

**Point of Order**

Rep. Arnold asked for a ruling from the Chair as to whether the amendments under consideration had been previously considered.

**Ruling of the Chair**

The Chair ruled the amendments under consideration had not been previously considered and therefore were in order.

**Motion**

Rep. LaFonta moved the previous question be ordered on the entire subject matter.

As a substitute motion, Rep. Scalise moved that the previous question be ordered on the amendments.

Which motion was agreed to.

Rep. Cazayoux moved the adoption of the amendments.

Rep. Arnold objected.

A record vote was asked for and ordered by the House.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. Speaker	Frith	Ritchie
Badon	Glover	Romero
Barrow	Gray	Smith, J.D.—50th
Baudoin	Guillory, M.	Smith, J.R.—30th
Baylor	Hopkins	St. Germain
Bruce	Hunter	Townsend
Carter, K.	Kennard	Triche
Cazayoux	LaFleur	Walker
Dartez	McVea	
DeWitt	Pinac	
Total - 28		

**NAYS**

Alario	Gallot	Pierre
Ansardi	Greene	Pitre
Arnold	Guillory, E.	Powell, M.
Baldone	Hammett	Powell, T.
Beard	Heaton	Quezaire
Bowler	Heaton	Richmond
Bruneau	Hill	Robideaux
Burns	Honey	Scalise
Burrell	Hutter	Schneider
Carter, R.	Jefferson	Shepherd
Crane	Johns	Smiley
Cravins	Katz	Smith, G.
Crowe	Kenney	Smith, J.H.—8th

Curtis	Kleckley	Strain
Damico	LaBruzzo	Thompson
Daniel	LaFonta	Toomy
Doerge	Lambert	Tucker
Dove	Lancaster	Waddell
Downs	Marchand	White
Durand	McDonald	Winston
Erdey	Montgomery	Wooton
Fannin	Morrell	Wright
Farrar	Morrish	
Faucheux	Odinet	
Total - 70		

**ABSENT**

Alexander	Jackson	Walsworth
Dorsey	Martiny	
Geymann	Trahan	
Total - 7		

The amendments were rejected.

**Suspension of the Rules**

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

Rep. Arnold moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

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

**NAYS**

Total - 0

ABSENT

Alexander Jackson  
Total - 2

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

**HOUSE BILL NO. 274—**

BY REPRESENTATIVE ARNOLD

AN ACT

To amend and reenact R.S. 47:1705(B), relative to ad valorem taxes; to limit the ability of taxing authorities to increase ad valorem tax millages; to provide for an effective date; and to provide for related matters.

**Suspension of the Rules**

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

Farrar Morrell Wright  
Faucheux Morrish  
Total - 101

NAYS

Total - 0

ABSENT

Alexander Guillory, M.  
Daniel Trahan  
Total - 4

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

**HOUSE BILL NO. 778—**

BY REPRESENTATIVE HEATON

AN ACT

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

**Suspension of the Rules**

On motion of Rep. Townsend, 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. Townsend moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. Speaker	Faucheux	Morrish
Alario	Frith	Odinet
Alexander	Gallot	Pierre
Ansardi	Glover	Pinac
Arnold	Gray	Pitre
Badon	Greene	Powell, M.
Baldone	Guillory, E.	Powell, T.
Barrow	Guillory, M.	Quezaire
Baudoin	Hammett	Richmond
Baylor	Heaton	Ritchie
Bowler	Hebert	Robideaux
Bruce	Hill	Romero
Bruneau	Honey	Scalise
Burns	Hopkins	Schneider
Burrell	Hunter	Smiley
Carter, K.	Hutter	Smith, G.
Carter, R.	Jackson	Smith, J.D.—50th
Cazayoux	Jefferson	Smith, J.H.—8th
Crane	Johns	Smith, J.R.—30th
Cravins	Katz	St. Germain
Crowe	Kennard	Strain
Curtis	Kenney	Thompson
Damico	Kleckley	Toomy
Daniel	LaBruzzo	Townsend
Dartez	LaFleur	Triche

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

Total - 101

NAYS

Total - 0

ABSENT

Beard	Shepherd
Geymann	Trahan

Total - 4

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

**HOUSE BILL NO. 160—**  
BY REPRESENTATIVE HONEY  
AN ACT

To enact R.S. 33:9038, relative to tax increment financing; to prohibit the use of tax increment financing that involves a public school system without prior approval of the system; to provide for an effective date; and to provide for related matters.

**Suspension of the Rules**

On motion of Rep. Honey, 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. Honey sent up floor amendments which were read as follows:

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Honey to Engrossed House Bill No. 160 by Representative Honey

**AMENDMENT NO. 1**

On page 1, at the end of line 13, delete the period "." and add "nor to any tax increment financing concerning which a suit to determine bond validity has been filed prior to the effective date of this Act."

On motion of Rep. Honey, 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	Frith	Morrish
Alario	Gallot	Odinet
Ansardi	Geymann	Pierre

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

Total - 101

NAYS

Total - 0

ABSENT

Alexander	Smith, J.D.—50th
Erdey	Toomy

Total - 4

The Chair declared the above bill 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.

**Suspension of the Rules**

On motion of Rep. Richmond, the rules were suspended in order to take up and consider House Bill No. 799 at this time.

**HOUSE BILL NO. 799—**  
BY REPRESENTATIVE RICHMOND  
AN ACT

To amend and reenact R.S. 14:90.3(F) and R.S. 27:3(14), (16), and (18), 27.1(C)(introductory paragraph), 29.2(B) and (D), 29.3(A) and (D), and 29.4(D) and to enact Chapter 9 of Title 27 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 27:501 through 536, relative to slot machine gaming at the eligible airport facility; to enact the New Orleans Airport Facility and Operation Economic Redevelopment and Gaming Control Act; to provide for applicability; to provide for definitions; to declare public policy; to provide for procedures for licensing of gaming at the eligible airport facility; to provide suitability criteria and conditions for licensing; to provide conditions with respect to licensing; to provide criteria for the slot machine gaming facility in the eligible airport facility; to provide for the powers and duties of the Louisiana Gaming

Control Board; to provide for the powers and duties of the gaming division, office of state police; to provide limitations on the designated gaming area; to prohibit certain relationships; to provide for certain crimes; to provide for penalties; to provide for appeals; to provide for the calling and conducting of an election regarding slot machine gaming; to provide for assistance for compulsive or problem gambling; to provide that the provisions of law regarding the uniform and compulsive problem gambling program and permits for nongaming suppliers, key and non-key gaming employees apply to licensees for eligible airport facility gaming; to authorize an airport authority tax; to provide for the allocation of funds from that tax; to provide with respect to the power of the airport authority; and to provide for related matters.

Called from the calendar.

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. 799 by Representative Richmond

AMENDMENT NO. 1

On page 2, line 15, following "R. S." and before "(14)" change "27.3" to "27:3"

AMENDMENT NO. 2

On page 3, line 8, change "503(10)" to "503(11)"

AMENDMENT NO. 3

On page 15, line 26, change "this Title" to "Title 18"

AMENDMENT NO. 4

On page 16, line 22, following "with" and before "magnetic" delete "a"

AMENDMENT NO. 5

On page 17, line 10, change "27:503(5), (7), or (12)" to "27:503(7), (9), or (14)"

AMENDMENT NO. 6

On page 21, line 28, following "shall" and before "be" delete "only"

AMENDMENT NO. 7

On page 22, line 1, following "over," and before "if" insert "only"

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

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Richmond to Engrossed House Bill No. 799 by Representative Richmond

AMENDMENT NO. 1

On page 6, line 21, after "area" delete the remainder of the line and insert "means each contiguous area in each concourse of the eligible airport facility at"

AMENDMENT NO. 2

On page 8, line 17, after "means" delete the remainder of the line and insert "one facility in each concourse of the eligible airport"

AMENDMENT NO. 3

On page 12, line 10, after "determination that" and before "the eligible" insert "each slot machine gaming facility in"

AMENDMENT NO. 4

On page 13, delete lines 7 through 10 in their entirety and insert the following:

"§510. Slot machine gaming facility criteria; locations; division room; surveillance room

A. The eligible airport facility may have one slot machine gaming facility located in each concourse of the eligible airport facility.

B. The design of each slot machine gaming facility shall be subject to inspection and investigation by the division and approval by the board as otherwise provided for in this Chapter.

C. The design and square footage of the designated gaming area of each slot machine gaming facility shall be established by the airport authority subject to approval by the board and division. However, the total combined designated gaming area for all of the slot machine gaming facilities shall not exceed fifteen thousand square feet.

D. Each slot machine gaming facility shall be located beyond the security checkpoints of the eligible airport facility in areas of the eligible airport facility which are restricted to ticketed passengers, airline, and airport personnel.

E. Each of the slot machine gaming facilities shall meet the following criteria:

(1) Shall have a door or doors between the slot machine gaming facility and the eligible airport facility which shall automatically close.

(2) Shall have walls which separate the slot machine gaming facility from the eligible airport facility.

(3) Shall have slot machines available for play only in the designated gaming area as defined in R.S. 27:503(3).

(4) Shall have restricted areas which include but are not limited to:

(a) Cage and cashier areas.

(b) Casino vault.

(c) Soft count and hard count.

(d) Any other area designated by the licensee or the board.

(5) Shall have personnel who work solely for the slot machine gaming facility and not for the eligible airport facility during all hours of operation of the slot machine gaming facility.

F. The licensee shall provide a room designated for use by the division which may or may not be located in one of the slot machine gaming facilities subject to approval by the board and division.

G. The licensee shall have a surveillance room capable of conducting surveillance for all slot machine gaming facilities which may or may not be located in one of the slot machine gaming facilities subject to approval by the board and division."

AMENDMENT NO. 5

On page 13, line 16, after "whether" and before "slot" delete "the" and insert "each"

AMENDMENT NO. 6

On page 13, line 25, after "whether" and before "the" and insert "each slot machine gaming facility in"

AMENDMENT NO. 7

On page 14, line 5, after "that" and before "the" insert "each slot machine gaming facility in"

AMENDMENT NO. 8

On page 18, delete line 22 in its entirety and insert "A. The total combined designated gaming area for all of the slot machine gaming facilities shall not exceed fifteen thousand square feet."

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

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Gary Smith to Engrossed House Bill No. 799 by Representative Richmond

AMENDMENT NO. 1

On page 19, line 19, change "third" to "sixth"

AMENDMENT NO. 2

On page 19, between lines 21 and 22, insert "(5) One-sixth to go to the St. Charles Parish governing authority to be distributed by the St. Charles Parish governing authority."

On motion of Rep. Gary Smith, the amendments were withdrawn.

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Martiny to Engrossed House Bill No. 799 by Representative Richmond

AMENDMENT NO. 1

On page 6, at the end of line 1, insert a comma " , " and "purpose"

AMENDMENT NO. 2

On page 6, at the beginning of line 2, insert "A."

AMENDMENT NO. 3

On page 6, line 14, after "Airport will" and before "provide" insert "stimulate economic activity and"

AMENDMENT NO. 4

On page 6, between lines 15 and 16, insert the following:

"B. The legislature hereby finds and declares that in furtherance of the policies as declared in this Section, the airport authority is

authorized to use any revenues of the district to further these policies and in particular to provide for the stimulation of economic activity and the growth of tourism in the state and more particularly the geographic area served by the New Orleans International Airport. It is further recognized and declared that the policies of the district may be met by providing financial assistance to the state or the Louisiana Stadium and Exposition District in retaining or attracting professional sports franchises in such geographical area."

AMENDMENT NO. 5

On page 19, delete lines 13 and 14, and insert the following:

"A. The district is hereby authorized to utilize the revenues attributable to the tax imposed pursuant to R.S. 27:528 to provide for the expenses of the district incurred or necessary to comply with the provisions of this Chapter, which shall include reimbursing the Gaming Control Board, Department of Justice, and Department of Public Safety and Corrections for the legal costs and investigative, regulatory, enforcement, and administrative expenses incurred in performing their respective duties under this Chapter. After meeting such expenses, the district is authorized to transfer or distribute all such revenues as provided in Subsection B of this Section.

B.(1) The revenues shall first be transferred or distributed to the Louisiana Stadium and Exposition District to assure full funding of the contractual obligations of such district to any National Football League franchise located in Orleans Parish.

(2) After satisfying the requirements of Paragraph (1) of this Subsection, the excess of such revenues shall be transferred and distributed as follows:"

AMENDMENT NO. 6

On page 19, at the beginning of line 15, change "(1)" to "(a)"

AMENDMENT NO. 7

On page 19, at the beginning of line 17, change "(2)" to "(b)"

AMENDMENT NO. 8

On page 19, at the beginning of line 19, change "(3)" to "(c)"

AMENDMENT NO. 9

On page 19, at the beginning of line 20, change "(4)" to "(d)"

AMENDMENT NO. 10

On page 19, between lines 21 and 22, insert the following:

"C. In order to accomplish the purposes and policies of the district as provided in this Chapter and to provide for the transfer or distribution of any revenues as provided in this Section, the airport authority is specifically authorized to enter into cooperative endeavors or intergovernmental agreements with the state or any of its agencies or other units or with other political subdivisions of the state."

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

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative LaBruzzo to Engrossed House Bill No. 799 by Representative Richmond

AMENDMENT NO. 1

On page 19, at the end of line 21, insert the following:

"No revenues generated under the provisions of this Part shall be used for the New Orleans Police Department unless the parish repeals the residency requirements applicable to the police department."

Rep. LaBruzzo moved the adoption of the amendments.

Rep. Martiny objected.

By a vote of 3 yeas and 95 nays, the amendments were rejected.

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. Speaker	Durand	McVea
Ansardi	Faucheux	Morrell
Arnold	Frith	Odinet
Badon	Gallot	Pierre
Baldone	Glover	Pinac
Baylor	Gray	Pitre
Bowler	Guillory, E.	Richmond
Bruce	Hammett	Ritchie
Bruneau	Heaton	Romero
Burrell	Hebert	Shepherd
Carter, K.	Honey	Smith, G.
Carter, R.	Hunter	Smith, J.D.—50th
Cazayoux	Hutter	Toomy
Cravins	Jackson	Townsend
Curtis	Jefferson	Triche
Damico	LaFonta	Walker
DeWitt	Lancaster	Wooton
Dorsey	Marchand	
Dove	Martiny	
Total - 55		

**NAYS**

Alario	Hill	Scalise
Alexander	Johns	Schneider
Barrow	Katz	Smiley
Baudoin	Kennard	Smith, J.H.—8th
Beard	Kenney	Smith, J.R.—30th
Crane	Kleckley	St. Germain
Crowe	LaBruzzo	Strain
Dartez	Lambert	Thompson
Doerge	McDonald	Trahan
Erdey	Montgomery	Waddell
Fannin	Morrish	Walsworth
Farrar	Powell, M.	White
Geymann	Powell, T.	Winston
Greene	Quezaire	Wright
Guillory, M.	Robideaux	
Total - 44		

**ABSENT**

Burns	Downs	LaFleur
Daniel	Hopkins	Tucker
Total - 6		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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.

**Suspension of the Rules**

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

**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. 81—**

BY REPRESENTATIVE CROWE

**A CONCURRENT RESOLUTION**

To urge and request the United States Congress to support no increases in payroll taxes, no cuts to Social Security benefits, and optional Social Security Personal Retirement Accounts.

Called from the calendar.

Read by title.

Rep. Crowe moved the adoption of the resolution.

Rep. Faucheux objected.

By a vote of 30 yeas and 59 nays, the resolution was rejected.

**Senate Concurrent Resolutions on Third Reading for Final Consideration**

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

**SENATE CONCURRENT RESOLUTION NO. 52—**

BY SENATOR HINES

**A CONCURRENT RESOLUTION**

To urge and request the State Board of Elementary and Secondary Education to study the issue of improving the health and safety of student athletes in Louisiana's secondary schools.

Read by title.

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Walsworth to Original Senate Concurrent Resolution No. 52 by Senator Hines

AMENDMENT NO. 1

On page 2, line 1, after "area" and before "could" insert a comma ", including reports of high blood pressure among student athletes,"

AMENDMENT NO. 2

On page 2, line 9, after "schools," and before "to" insert "which study shall include reports of high blood pressure among student athletes,"

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

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Walsworth to Original Senate Concurrent Resolution No. 52 by Senator Hines

AMENDMENT NO. 1

On page 2, line 5, after "Association," and before "the" delete "and"

AMENDMENT NO. 2

On page 2, at the end of line 6, delete the period "." and insert ", the Louisiana Chapter of the American Academy of Pediatrics, the Louisiana Assembly on School-Based Health Care, and the Louisiana Academy of Family Physicians."

AMENDMENT NO. 3

On page 2, line 15, after "Association," and before "the" delete "and"

AMENDMENT NO. 4

On page 2, line 15, after "Society," and before "and" insert "the Louisiana Chapter of the American Academy of Pediatrics, the Louisiana Assembly on School-Based Health Care, and the Louisiana Academy of Family Physicians,"

AMENDMENT NO. 5

On page 2, line 24, after "Association," and before "the" delete "and"

AMENDMENT NO. 6

On page 2, at the end of line 24, delete the period "." and insert "the Louisiana Chapter of the American Academy of Pediatrics, the Louisiana Assembly on School-Based Health Care, and the Louisiana Academy of Family Physicians."

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

On motion of Rep. Walsworth, the resolution, as amended, was concurred in.

**Suspension of the Rules**

On motion of Rep. Walsworth, the rules were suspended in order to take up and consider Petitions, Memorials and Communications at this time.

**Petitions, Memorials and Communications**

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

**Message from the Senate**

**HOUSE CONCURRENT RESOLUTIONS**

June 7, 2005

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

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

House Concurrent Resolution No. 18  
Returned without amendments

House Concurrent Resolution No. 54  
Returned without amendments

House Concurrent Resolution No. 77  
Returned without amendments

House Concurrent Resolution No. 153  
Returned without amendments

Respectfully submitted,

GLENN A. KOEPP  
Secretary of the Senate

**Message from the Senate**

**HOUSE BILLS**

June 7, 2005

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

I am directed to inform your honorable body that the Senate has finally passed the following House Bills:

House Bill No. 8  
Returned without amendments.

House Bill No. 16  
Returned without amendments

House Bill No. 17  
Returned with amendments

House Bill No. 20  
Returned with amendments

House Bill No. 26  
Returned without amendments

House Bill No. 27  
Returned without amendments

House Bill No. 32  
Returned with amendments

House Bill No. 44  
Returned without amendments

House Bill No. 117  
Returned without amendments

House Bill No. 123  
Returned without amendments

House Bill No. 126  
Returned without amendments

House Bill No. 243  
Returned without amendments

House Bill No. 294  
Returned with amendments

Respectfully submitted,

GLENN A. KOEPP  
Secretary of the Senate

**Message from the Senate**

**SENATE BILLS**

June 7, 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 No. 52

Respectfully submitted,

GLENN A. KOEPP  
Secretary of the Senate

**Suspension of the Rules**

On motion of Rep. Hopkins, 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. 52—**  
BY SENATOR CHEEK

AN ACT

To enact R.S. 42:1121(H), relative to the Code of Governmental Ethics; to provide for an exception to the post-service restrictions to allow certain employment by the board of commissioners of the DeSoto Parish Waterworks District No.1; and to provide for related matters.

Read by title.

**Message from the Senate**

**ASKING CONCURRENCE IN  
SENATE CONCURRENT RESOLUTIONS**

June 7, 2005

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

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

Senate Concurrent Resolution Nos. 92, 93, 94, 95, 96, 97, 98, 99, 100, and 102

Respectfully submitted,

GLENN A. KOEPP  
Secretary of the Senate

**Suspension of the Rules**

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

**Senate Concurrent Resolutions**

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

**SENATE CONCURRENT RESOLUTION NO. 92—**  
BY SENATOR DUPRE AND REPRESENTATIVE PITRE  
A CONCURRENT RESOLUTION

To recognize and commend Regina Galjour, a civics educator at South Lafourche High School, upon being selected to participate as a Practitioner of Legislative Civic Education in the "Appreciating Legislatures" pilot program.

Read by title.

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

**SENATE CONCURRENT RESOLUTION NO. 93—**  
BY SENATOR HINES AND REPRESENTATIVE M. GUILLORY  
A CONCURRENT RESOLUTION

To recognize and commend Deborah Tatman, a civics educator at Eunice High School, upon being selected to participate as a Practitioner of Legislative Civic Education in the "Appreciating Legislatures" pilot program.

Read by title.

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

**SENATE CONCURRENT RESOLUTION NO. 94—**  
BY SENATORS HINES, BAJOIE AND CHEEK  
A CONCURRENT RESOLUTION

To commend the Together L Access™ Prescription Savings Program for developing a system whereby Louisiana residents, who are without prescription drug coverage, may afford needed medications.

Read by title.

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

**SENATE CONCURRENT RESOLUTION NO. 95—**  
BY SENATOR HOLLIS AND REPRESENTATIVE LABRUZZO  
A CONCURRENT RESOLUTION

To recognize and commend Jamie Staub, a civics educator at Grace King High School in Metairie, upon being selected to participate as a Practitioner of Legislative Civic Education in the "Appreciating Legislatures" pilot program.

Read by title.

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

**SENATE CONCURRENT RESOLUTION NO. 96—**  
BY SENATOR BAJOIE  
A CONCURRENT RESOLUTION

To commend Josephine Eli and Harold Fontenette for being the first two African-American students to pursue undergraduate higher educational studies, in 1958, at the Louisiana State University in New Orleans (LSUNO).

Read by title.

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

**SENATE CONCURRENT RESOLUTION NO. 97—**  
BY SENATORS BOASSO AND SCHEDLER AND REPRESENTATIVE CROWE  
A CONCURRENT RESOLUTION

To recognize and commend Drena Hutchinson, a civics educator at Slidell High School, upon being selected to participate as a Practitioner of Legislative Civic Education in the "Appreciating Legislatures" pilot program.

Read by title.

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

**SENATE CONCURRENT RESOLUTION NO. 98—**  
BY SENATORS DARDENNE AND FONTENOT AND REPRESENTATIVE BEARD  
A CONCURRENT RESOLUTION

To recognize and commend Nancy Ensminger, a civics educator at Parkview Baptist School in Baton Rouge, upon being selected to participate as a Practitioner of Legislative Civic Education in the "Appreciating Legislatures" pilot program.

Read by title.

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

**SENATE CONCURRENT RESOLUTION NO. 99—**  
BY SENATOR ULLO AND REPRESENTATIVE DAMICO  
A CONCURRENT RESOLUTION

To recognize and commend Wade Price, a civics educator at John Ehret High School in Marrero, upon being selected to participate as a Practitioner of Legislative Civic Education in the "Appreciating Legislatures" pilot program.

Read by title.



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

**SENATE CONCURRENT RESOLUTION NO. 100—**  
BY SENATOR MALONE AND REPRESENTATIVE JANE SMITH  
A CONCURRENT RESOLUTION

To recognize and commend Lindsey Bruno, a civics educator at Airline High School in Bossier City, upon being selected to participate as a Practitioner of Legislative Civic Education in the "Appreciating Legislatures" pilot program.

Read by title.

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

**SENATE CONCURRENT RESOLUTION NO. 102—**  
BY SENATOR MCPHERSON AND REPRESENTATIVE CURTIS  
A CONCURRENT RESOLUTION

To recognize and commend Joel Steverson, an educator at Alexandria Middle Magnet School, upon being selected to participate as a Practitioner of Legislative Civic Education in the "Appreciating Legislatures" pilot program.

Read by title.

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

**Message from the Senate**

**SIGNED SENATE CONCURRENT RESOLUTIONS**

June 7, 2005

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

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

Senate Concurrent Resolution Nos. 2, 6, 11, 12, 19, 20, 39, 46, 53, 66, 69, and 82

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

Respectfully submitted,

GLENN A. KOEPP  
Secretary of the Senate

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

**Reports of Committees**

The following reports of committees were received and read:

**Report of the Committee on Education**

June 7, 2005

To the Speaker and Members of the House of Representatives:

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

House Concurrent Resolution No. 39, by Crowe  
Reported favorably. (12-0)

House Concurrent Resolution No. 112, by Mike Powell  
Reported favorably. (11-0)

House Bill No. 458, by Downs  
Reported favorably. (6-3) (Regular)

House Bill No. 613, by Burns  
Reported with amendments. (13-1) (Regular)

Senate Concurrent Resolution No. 36, by Adley  
Reported with amendments. (11-0)

Senate Bill No. 65, by Kostelka  
Reported favorably. (11-0) (Regular)

Senate Bill No. 84, by Smith  
Reported with amendments. (13-0) (Regular)

Senate Bill No. 256, by Mount  
Reported favorably. (11-0) (Regular)

Senate Bill No. 355, by Ullo  
Reported with amendments. (11-0) (Regular)

CARL CRANE  
Chairman

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

**Report of the Committee on Health and Welfare**

June 7, 2005

To the Speaker and Members of the House of Representatives:

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

Senate Concurrent Resolution No. 5, by Amedee  
Reported favorably. (10-0)

Senate Concurrent Resolution No. 15, by Jones  
Reported favorably. (11-0)

Senate Concurrent Resolution No. 48, by Jones  
Reported with amendments. (10-0)

Senate Concurrent Resolution No. 64, by Schedler  
Reported with amendments. (10-0)

Senate Concurrent Resolution No. 65, by Schedler  
Reported with amendments. (11-0)

Senate Bill No. 124, by Cheek  
Reported favorably. (10-0) (Regular)

Senate Bill No. 155, by Chaisson  
Reported with amendments. (6-4) (Regular)

Senate Bill No. 161, by Amedee  
Reported favorably. (10-0) (Regular)

SYDNIE MAE DURAND  
Chairman

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

**Report of the Committee on Ways and Means**

June 7, 2005

To the Speaker and Members of the House of Representatives:

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

House Bill No. 867, by LaBruzzo  
Reported with amendments. (10-0) (Regular)

Senate Bill No. 27, by McPherson  
Reported favorably. (10-0) (Regular)

Senate Bill No. 73, by N. Gautreaux  
Reported favorably. (11-0) (Regular)

Senate Bill No. 108, by Adley  
Reported with amendments. (10-0) (Regular)

Senate Bill No. 138, by Malone  
Reported favorably. (11-0) (Regular)

Senate Bill No. 142, by Theunissen  
Reported with amendments. (10-0) (Regular)

Senate Bill No. 180, by Malone  
Reported favorably. (10-0) (Regular)

Senate Bill No. 182, by Dupre  
Reported with amendments. (10-0) (Regular)

Senate Bill No. 216, by Dupre  
Reported favorably. (10-0) (Regular)

Senate Bill No. 322, by Fontenot  
Reported favorably. (10-0) (Regular)

Senate Bill No. 336, by Malone  
Reported favorably. (11-0) (Regular)

BRYANT O. HAMMETT, JR.  
Chairman

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

**Privileged Report of the Legislative Bureau**

June 7, 2005

To the Speaker and Members of the House of Representatives:

I am directed by your Legislative Bureau to submit the  
following report:

Senate Bill No. 44  
Reported without amendments.

Senate Bill No. 132  
Reported with amendments.

Senate Bill No. 185  
Reported without amendments.

Senate Bill No. 195  
Reported without amendments.

Senate Bill No. 218  
Reported without amendments.

Senate Bill No. 270  
Reported without amendments.

Senate Bill No. 333  
Reported without amendments.

Respectfully submitted,  
CHARLES MCDONALD  
Chairman

**House Bills and Joint Resolutions on  
Second Reading to be Referred**

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

**Motion**

On motion of Rep. Alario, the Committee on Appropriations  
was discharged from further consideration of House Bill No. 797.

**HOUSE BILL NO. 797—  
BY REPRESENTATIVE BEARD  
AN ACT**

To amend and reenact R.S. 47:1124, 1125.1(A), and 6007 and to  
enact R.S. 17:3222.1, R.S. 47:1123(10), and Chapter 50 of Title  
39 of the Louisiana Revised Statutes of 1950, to be comprised  
of R.S. 50:3071 through 3076; to establish and provide for the  
Louisiana Motion Picture Investment Corporation; to provide an  
effective date; and to provide for related matters.

Read by title.

On motion of Rep. Alario, the bill was recommitted to the  
Committee on Ways and Means.

**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. 708—  
BY REPRESENTATIVE ARNOLD  
AN ACT**

To amend and reenact R.S. 47:1703(A)(2) and (B), relative to the  
homestead exemption; to change the date which a property  
owner in Orleans Parish entitled to the homestead exemption is  
required to own and occupy the homestead before the  
homestead exemption is claimed; and to provide for related  
matters.

Called from the calendar.

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. 708 by Representative Arnold

AMENDMENT NO. 1

On page 1, line 2, after "R.S. 47:1703(A)(2)" delete the comma ","  
and the remainder of the line, and insert "and (B),"

AMENDMENT NO. 2

On page 1, line 11, change "R.S. 47:1703(A)(2), (B), and (C)" to  
"R.S. 47:1703(A)(2) and (B)"

AMENDMENT NO. 3

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

"B. Orleans Parish. In the parish of Orleans, the status of real and personal property on the first day of August of each year, except as provided in R.S. 47:1703(A)(2), shall determine its liability for exemption from taxation for the following calendar year.

\* \* \*

#### AMENDMENT NO. 4

On page 2, delete lines 6 through 29 in their entirety.

#### AMENDMENT NO. 5

On page 3, delete line 1 in its entirety.

#### AMENDMENT NO. 6

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

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.

### **Privileged Report of the Committee on Enrollment**

June 7, 2005

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

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

The following House Resolutions have been properly enrolled:

#### **HOUSE RESOLUTION NO. 78—** BY REPRESENTATIVES FRITH AND PINAC A RESOLUTION

To commend John William Humble, Sr. and Mildred Mae Humble upon the celebration of their fiftieth wedding anniversary and the example their lives have provided to their family and community.

#### **HOUSE RESOLUTION NO. 81—** BY REPRESENTATIVE DANIEL A RESOLUTION

To commend John D. Pourciau of Baton Rouge for his achievements and particularly for being chosen by his fellow graduates of the class of 2005 at Amherst College to give the Commencement Address.

#### **HOUSE RESOLUTION NO. 82—** BY REPRESENTATIVE SALTER A RESOLUTION

To express the condolences of the House of Representatives upon the death of David S. Post, Ph.D. of Lake Charles.

#### **HOUSE RESOLUTION NO. 83—** BY REPRESENTATIVES CROWE AND SCHNEIDER A RESOLUTION

To commend Alaina Champagne upon being crowned Miss Slidell 2005.

#### **HOUSE RESOLUTION NO. 84—** BY REPRESENTATIVE QUEZAIRE A RESOLUTION

To recognize June 8, 2005, as Knights of Peter Claver, Inc. and Ladies Auxiliary Day.

Respectfully submitted,

DONALD RAY KENNARD  
Chairman

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

### **Privileged Report of the Committee on Enrollment**

June 7, 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. 17—** BY REPRESENTATIVE SCHNEIDER AND SENATOR SCHEDLER A CONCURRENT RESOLUTION

To urge and request the Governor's Office of Elderly Affairs to develop a comprehensive Internet site with information and resources focused on enhancing and improving the lives of Louisiana's elderly population.

#### **HOUSE CONCURRENT RESOLUTION NO. 21—** BY REPRESENTATIVE WALKER AND SENATOR SCHEDLER A CONCURRENT RESOLUTION

To authorize and direct the Louisiana Commission on Employment of Mental Health Consumers to study and develop a plan to address barriers that prevent persons with mental illness from seeking, obtaining, and maintaining employment.

#### **HOUSE CONCURRENT RESOLUTION NO. 28—** BY REPRESENTATIVE TUCKER A CONCURRENT RESOLUTION

To authorize and request a divided vote Medicare referendum option for state employees who are members of any state or statewide retirement system and who were hired before April 1, 1986.

#### **HOUSE CONCURRENT RESOLUTION NO. 76—** BY REPRESENTATIVES ALARIO, ALEXANDER, ANSARDI, ARNOLD, BADON, BALDONE, BARROW, BAUDOIN, BAYLOR, BEARD, BOWLER, BRUCE, BRUNEAU, BURNS, BURRELL, K. CARTER, R. CARTER, CAZAYOUX, CRANE, CRAVINS, CROWE, CURTIS, DAMICO, DANIEL, DARTEZ, DEWITT, DOERGE, DORSEY, DOVE, DOWNS, DURAND, ERDEY, FANNIN, FARRAR, FAUCHEUX, FRITH, GALLOT, GEYMAN, GLOVER, GRAY, GREENE, E. GUILLORY, M. GUILLORY, HAMMETT, HEATON, HEBERT, HILL, HONEY, HOPKINS, HUNTER, HUTTER, JACKSON, JEFFERSON, JOHNS, KATZ, KENNARD, KENNEY, KLECKLEY, LABRUZZO, LAFLEUR, LAFONTA, LAMBERT, LANCASTER, MARCHAND, MARTINY, MCDONALD, MCVEA, MONTGOMERY, MORRELL, MORRISH, ODINET, PIERRE, PINAC, PITRE, M. POWELL, T. POWELL, QUEZAIRE, RICHMOND, RITCHIE, ROBIDEAUX, ROMERO, SALTER, SCALISE, SCHNEIDER, SHEPHERD, SMILEY, GARY SMITH, JACK SMITH, JANE SMITH, JOHN SMITH, ST. GERMAIN, STRAIN, THOMPSON, TOOMY, TOWNSEND, TRAHAN, TRICHE, TUCKER, WADDELL, WALKER, WALSWORTH, WHITE, WINSTON, WOOTON, AND WRIGHT AND SENATORS ADLEY, AMEDEE, BARHAM, BOASSO, BROOME, CAIN, CHEEK, CRAVINS, DARDENNE, DUPLESSIS, DUPRE, ELLINGTON, FIELDS, FONTENOT, B. GAUTREAUX, HEITMEIER, HINES, HOLLIS, JACKSON, JONES, LENTINI, MALONE, MARIONNEAUX, MCPHERSON, MICHOT, MOUNT, MURRAY, NEVERS, ROMERO, SCHEDLER, SMITH, THEUNISSEN, AND ULLO

A CONCURRENT RESOLUTION  
To authorize and direct the Department of Health and Hospitals to rename the New Orleans Home and Rehabilitation Center as the John J. Hainkel, Jr. Home and Rehabilitation Center.

#### **HOUSE CONCURRENT RESOLUTION NO. 84—** BY REPRESENTATIVES DOVE AND BALDONE AND SENATORS DUPRE AND B. GAUTREAUX 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.

**HOUSE CONCURRENT RESOLUTION NO. 113—**

BY REPRESENTATIVE PITRE

**A CONCURRENT RESOLUTION**

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

Respectfully submitted,

DONALD RAY KENNARD  
Chairman

**Privileged Report of the Committee on Enrollment**

June 7, 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 Bills have been properly enrolled:

**HOUSE BILL NO. 5—**

BY REPRESENTATIVES BAUDOIN, ALARIO, ALEXANDER, ARNOLD, BADON, BARROW, BAYLOR, BRUCE, BURNS, R. CARTER, CRANE, CRAVINS, CURTIS, DARTEZ, DEWITT, DOERGE, DOVE, DURAND, ERDEY, FAUCHEUX, FRITH, GEYMAN, GLOVER, GREENE, E. GUILLORY, M. GUILLORY, HEBERT, JOHNS, KATZ, KLECKLEY, LAFLEUR, LAFONTA, LAMBERT, MARCHAND, MARTINY, MCDONALD, PIERRE, PITRE, T. POWELL, ROMERO, SCALISE, SCHNEIDER, SMILEY, GARY SMITH, JACK SMITH, ST. GERMAIN, STRAIN, TOWNSEND, TUCKER, WADDELL, WALKER, WHITE, WINSTON, WOOTON, AND WRIGHT

AN ACT

To amend and reenact R.S. 32:295.3(D), relative to leaving children unattended and unsupervised in motor vehicles; to provide for increased penalties; and to provide for related matters.

**HOUSE BILL NO. 21—**

BY REPRESENTATIVE HILL

AN ACT

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

**HOUSE BILL NO. 106—**

BY REPRESENTATIVES JANE SMITH AND LAFLEUR

AN ACT

To amend and reenact Code of Criminal Procedure Articles 161(A)(introductory paragraph) and 163 and to enact Code of Criminal Procedure Article 163.1, relative to search warrants; to authorize the issuance of a search warrant to search a person for deoxyribonucleic acid (DNA) or other bodily samples; to provide for procedures for the execution of such warrants; and to provide for related matters.

**HOUSE BILL NO. 127—**

BY REPRESENTATIVES FRITH AND BALDONE AND SENATOR ROMERO

AN ACT

To enact R.S. 14:67.5, relative to theft; to create the crime of theft of crawfish; to define the offense; to provide for penalties; and to provide for related matters.

**HOUSE BILL NO. 174 (Duplicate of Senate Bill No. 71)—**

BY REPRESENTATIVE MONTGOMERY AND SENATOR ADLEY

AN ACT

To enact R.S. 38:2212(A)(1)(d)(iii), relative to public contracts; to provide relative to certain contracts advertised and let by the Bossier Parish Police Jury; to increase the contract limit for certain contracts; to provide relative to certain restrictions; to

authorize the contract limit to be adjusted annually to reflect inflation; to require the Bossier Parish Police Jury to publish the contract limit under certain circumstances; and to provide for related matters.

**HOUSE BILL NO. 203—**

BY REPRESENTATIVES FAUCHEUX AND WALSWORTH

AN ACT

To amend and reenact R.S. 22:250.2(E)(2)(b) and to enact R.S. 22:250.2(E)(2)(a)(iv) and (c)(iii), relative to health insurance; to provide with respect to group health insurance coverage of a dependent previously enrolled in the Louisiana Children's Health Insurance Program; and to provide for related matters.

**HOUSE BILL NO. 256—**

BY REPRESENTATIVE DOVE AND SENATORS DUPRE AND B. GAUTREAU

AN ACT

To amend and reenact R.S. 38:301(C)(1)(b) and to enact R.S. 38:301(C)(2)(g) and (3), relative to the Terrebonne Levee and Conservation District; to provide relative to the appropriation of property by the district; to provide relative to notification of property owners; to provide relative to challenges to an appropriation or compensation paid for appropriated property; and to provide for related matters.

**HOUSE BILL NO. 270—**

BY REPRESENTATIVES ANSARDI AND MARTINY

AN ACT

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

**HOUSE BILL NO. 311—**

BY REPRESENTATIVE SCHNEIDER

AN ACT

To amend and reenact R.S. 11:62(5)(e), 231(C), 403(introductory paragraph) and (5), 429, 441(A), 444(A)(1)(a), and 461(B), relative to benefits of the Louisiana State Employees' Retirement System; to provide for definitions; to provide for calculation of average compensation; to provide for calculation of benefits; to provide for eligibility to receive benefits; to provide relative to purchase of service credit to be used for benefit calculation; to provide for an effective date; and to provide for related matters.

**HOUSE BILL NO. 334—**

BY REPRESENTATIVE T. POWELL AND SENATOR NEVERS

AN ACT

To amend and reenact R.S. 35:407 and to repeal R.S. 35:399, relative to ex officio notaries public; to provide that municipal police departments are exempt from giving bond for certain ex officio notaries; to repeal provisions providing for ex officio notaries of police departments; and to provide for related matters.

**HOUSE BILL NO. 339—**

BY REPRESENTATIVE PITRE

AN ACT

To authorize the Grand Isle Port Commission to use certain state property for seafood research; and to provide for related matters.

**HOUSE BILL NO. 390—**

BY REPRESENTATIVES STRAIN, DANIEL, AND THOMPSON

AN ACT

To amend and reenact R.S. 38:421(B) through (F) and (I) through (K) and to enact R.S. 38:421(O), relative to the assessments and forced contribution of levee and drainage districts; to exempt certain produce and other commodities from the local assessment or forced contribution; to provide for an effective date; and to provide for related matters.

**HOUSE BILL NO. 452—**

BY REPRESENTATIVE DOERGE

AN ACT

To amend and reenact R.S. 40:1496(D), relative to certain fire protection districts located in more than one parish; to provide relative to qualifications of members of the boards of commissioners of such districts; and to provide for related matters.

**HOUSE BILL NO. 506—**

BY REPRESENTATIVE JOHN SMITH

AN ACT

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

**HOUSE BILL NO. 548—**

BY REPRESENTATIVE THOMPSON

AN ACT

To authorize and provide for the transfer of certain property in Richland Parish to the Department of Culture, Recreation and Tourism; and to provide for related matters.

**HOUSE BILL NO. 570—**

BY REPRESENTATIVES LAFONTA AND JEFFERSON

AN ACT

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

**HOUSE BILL NO. 592—**

BY REPRESENTATIVE WALSWORTH

AN ACT

To amend and reenact R.S. 49:314(B)(3), relative to appropriations from the Transportation Trust Fund; to change the time period for the attorney general to certify the constitutionality of appropriations from such fund prior to the expenditures of such revenues; to provide for an effective date; and to provide for related matters.

**HOUSE BILL NO. 618—**

BY REPRESENTATIVE FANNIN

AN ACT

To enact R.S. 40:1846(H), relative to liquefied petroleum gas; to provide an affirmative defense relative to liability for certain activities related to liquefied petroleum gas; to provide certain terms and conditions; and to provide for related matters.

**HOUSE BILL NO. 717—**

BY REPRESENTATIVE MCDONALD

AN ACT

To enact Part XXXI of Chapter 13 of Title 38 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 38:3087.281 through 3087.294, to create the Bayou Desiard Lake Restoration Commission as a political subdivision of the state; to provide relative to the purpose and boundaries of the commission; to provide for a board of commissioners to manage the commission; to provide for powers and duties of the commission and board; to provide relative to the power of taxation and the issuance of bonds; to prohibit certain actions; to provide for penalties; to provide relative to the commission's relationship with the Department of Transportation and Development and the Louisiana Wildlife and Fisheries Commission; and to provide for related matters.

Respectfully submitted,

DONALD RAY KENNARD  
Chairman

The above House Bills contained in the report were signed by the Speaker of the House and taken to the Senate by the Clerk and were signed by the President of the Senate and taken by the Clerk of the House to the Governor for executive approval.

### Suspension of the Rules

On motion of Rep. Hammett, the rules were suspended to permit the Committee on Ways and Means to meet on Wednesday, June 8, 2005, and consider the following legislative instruments without giving the notice required by House Rule 14.24(A):

House Bill Nos. 97, 394, 410, 420, 500, 602, 631, 634, 747, 765, 807, 808, 809, 811, 818, 828, 850, and 871

House Concurrent Resolution No. 134

### Adjournment

On motion of Rep. Kenney, at 5:45 P.M., the House agreed to adjourn until Wednesday, June 8, 2005, at 2:00 P.M.

The Speaker of the House declared the House adjourned until 2:00 P.M., Wednesday, June 8, 2005.

ALFRED W. SPEER  
Clerk of the House

