

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

TWENTY-NINTH 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 14, 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	Smiley
Burrell	Hunter	Smith, G.
Carter, K.	Hutter	Smith, J.D.—50th
Carter, R.	Jackson	Smith, J.H.—8th
Cazayoux	Jefferson	Smith, J.R.—30th
Crane	Johns	St. Germain
Cravins	Katz	Strain
Crowe	Kennard	Thompson
Curtis	Kenney	Toomy
Damico	Kleckley	Townsend
Daniel	LaBruzzo	Trahan
Dartez	LaFleur	Triche
DeWitt	LaFonta	Tucker
Doerge	Lambert	Waddell

Dorsey	Lancaster	Walker
Dove	Marchand	Walsworth
Downs	Martiny	White
Durand	McDonald	Winston
Erdey	McVea	Wooton
Fannin	Montgomery	Wright
Farrar	Morrell	

Total - 104

ABSENT

Total - 0

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

Prayer

Prayer was offered by Coach Dennis Roland.

Pledge of Allegiance

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

The choir for the Baton Rouge Center for Visual and Performing Arts sang *My Country 'Tis of Thee*.

Reading of the Journal

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

On motion of Rep. Trahan, and under a suspension of the rules, the Journal of June 13, 2005, was corrected to reflect him as voting nay on final passage of House Bill No. 869.

On motion of Rep. Wright, the Journal of June 13, 2005, was adopted.

Acting Speaker John Smith in the Chair

**Petitions, Memorials and
Communications**

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

Message from the Senate

HOUSE CONCURRENT RESOLUTIONS

June 14, 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. 183
Returned without amendments

House Concurrent Resolution No. 186
Returned without amendments

House Concurrent Resolution No. 187
Returned without amendments

House Concurrent Resolution No. 188
Returned without amendments

House Concurrent Resolution No. 191
Returned without amendments

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

Message from the Senate

HOUSE BILLS

June 14, 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. 245
Returned without amendments

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

Message from the Senate

SENATE BILLS

June 14, 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. 197 and 328

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

Suspension of the Rules

On motion of Rep. Karen Carter, 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. 197—
BY SENATOR BAJOEI

AN ACT

To enact R.S. 18:425(A)(3) and 1363(G), relative to election officials and voting machines; to provide for the allocation of additional commissioners and voting machines in case of overcrowded precincts; to provide for an effective date; and to provide for related matters.

Read by title.

On motion of Rep. Karen Carter, and under a suspension of the rules, the above bill was referred to the Committee on House and Governmental Affairs.

SENATE BILL NO. 328—
BY SENATOR JONES

AN ACT

To enact R.S. 33:2740.51(M), (N), (O), and (P), and to repeal R.S. 33:2740.51(H), relative to the Southside Economic Development District of the City of Monroe; to provide the board the authority for tax financing by the district; to provide for its termination; 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. 109—
BY REPRESENTATIVE DORSEY

A RESOLUTION

To designate June 14, 2005, as PICO LIFT Day at the Louisiana House of Representatives.

Read by title.

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

HOUSE CONCURRENT RESOLUTION NO. 193—
BY REPRESENTATIVE JOHN SMITH

A CONCURRENT RESOLUTION

To commend Trooper First Class Rodney Helton upon his receipt of the 2005 Governor Jimmie Davis Sunshine Award.

Read by title.

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

Ordered to the Senate.

House and House Concurrent Resolutions

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

HOUSE RESOLUTION NO. 102—
BY REPRESENTATIVE LAFONTA

A RESOLUTION

To recognize the need for an apology to the victims of lynching and their descendants by the United States Senate for the Senate's failure to enact anti-lynching legislation.

Read by title.

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

HOUSE RESOLUTION NO. 104—
BY REPRESENTATIVE E. GUILLORY

A RESOLUTION

To urge and request the Louisiana High School Athletic Association to consider eliminating the requirement that sports contest officials annually take and pass a sports rules test and to submit a written report on any action taken relative to such consideration to the House Committee on Education prior to the convening of the 2006 Regular Session.

Read by title.

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

HOUSE RESOLUTION NO. 106—
BY REPRESENTATIVE MONTGOMERY

A RESOLUTION

To urge and request the Board of Regents to study the need for and feasibility of transferring the governance, management, and supervision of Louisiana Technical College from the Board of Supervisors of Community and Technical Colleges to the State Board of Elementary and Secondary Education and to report

study findings and recommendations in writing to the legislature prior to the convening of the 2006 Regular Session.

Read by title.

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

HOUSE RESOLUTION NO. 108—
BY REPRESENTATIVES FAUCHEUX AND GALLOT
A RESOLUTION

To urge and request the State Board of Elementary and Secondary Education, in consultation with the Louisiana Student Financial Assistance Commission, to study the need for and benefits of the state board developing and implementing a uniform grading scale and system in public and state-approved nonpublic high schools for calculating a student's cumulative high school grade point average to determine eligibility for awards pursuant to the Tuition Opportunity Program for Students; to provide that the state board shall report study findings and recommendations in writing to the House Committee on Education at least sixty days prior to convening of the 2006 Regular Session of the legislature; and to provide for related matters.

Read by title.

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

HOUSE CONCURRENT RESOLUTION NO. 189—
BY REPRESENTATIVE WALSWORTH
A CONCURRENT RESOLUTION

To urge and request the attorneys representing the state of Louisiana in the Henderson v. Stalder case to seek relief from the United States District Court for the Eastern District of Louisiana from the injunction which prohibits the office of motor vehicles from issuing special prestige license plates, including special prestige license plates created for the military and military personnel.

Read by title.

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

HOUSE CONCURRENT RESOLUTION NO. 192—
BY REPRESENTATIVE BEARD
A CONCURRENT RESOLUTION

To urge and request the Planning and Zoning Commission of the parish of East Baton Rouge and the city of Baton Rouge to revisit the decision of the commission approving development of the land area presently known as of the Shenandoah Golf Club and to urge and request the Metropolitan Council of the parish of East Baton Rouge and the city of Baton Rouge to pass a resolution which would maintain the current use of the Shenandoah Country Club and Golf Course as a recreational land use area as designated under the Horizon Plan map and prohibit the city-parish government from taking any action or issuing any permit which would allow any development to proceed pending a decision of the court of appeals in the case of Residents of Shenandoah Estates vs. Greentrails, L.L.C.

Read by title.

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

Senate Concurrent Resolutions

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

SENATE CONCURRENT RESOLUTION NO. 101—
BY SENATOR MCPHERSON

A CONCURRENT RESOLUTION

To create and provide for the Prescription Medication Donation Task Force to examine the issue of the donation by health care providers to charitable pharmacies of previously prescribed, but unused, prescription medications.

Read by title.

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

SENATE CONCURRENT RESOLUTION NO. 110—
BY SENATOR LENTINI

A CONCURRENT RESOLUTION

To create the Implementation Team of the Louisiana Commission on Decision-Making of Persons with Cognitive Disabilities.

Read by title.

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

SENATE CONCURRENT RESOLUTION NO. 111—
BY SENATOR MCPHERSON

A CONCURRENT RESOLUTION

To urge and request the state land office, division of administration to implement a procedure for public notice of preliminary water bottom ownership determinations.

Read by title.

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

SENATE CONCURRENT RESOLUTION NO. 112—
BY SENATOR SCHEDLER

A CONCURRENT RESOLUTION

To express support for the commercial introduction of low speed vehicles into Louisiana and to urge and request that the Louisiana office of motor vehicles use the maximum authorized inspection period for low speed vehicles and that all parishes and municipalities which inspect motor vehicles exempt low speed vehicles from such inspection.

Read by title.

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

SENATE CONCURRENT RESOLUTION NO. 113—
BY SENATOR DUPLESSIS

A CONCURRENT RESOLUTION

To urge and request the assessors of Orleans Parish, individually and collectively, to undertake a comprehensive and continuing effort to locate all property owned or leased by a nonprofit corporation or association that is owned, operated, leased, or used for a commercial purpose unrelated to the exempt purposes of the corporation or association and to assess such property for ad valorem tax purposes.

Read by title.

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

SENATE CONCURRENT RESOLUTION NO. 114—
BY SENATOR DARDENNE

A CONCURRENT RESOLUTION

To urge and request the State Board of Elementary and Secondary Education and the Louisiana Department of Education to support, promote, and implement Manners of the Heart in public elementary schools.

Read by title.

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

SENATE CONCURRENT RESOLUTION NO. 115—
BY SENATOR CAIN

A CONCURRENT RESOLUTION

To urge and request the Louisiana Airport Authority and the Department of Transportation and Development to study the feasibility of locating the Louisiana Transportation Center at the Chennault International Airport in southwest Louisiana should efforts to locate the airport in the four parish region fail.

Read by title.

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

SENATE CONCURRENT RESOLUTION NO. 117—
BY SENATOR BOASSO AND REPRESENTATIVE WOOTON

A CONCURRENT RESOLUTION

To memorialize the Congress of the United States to ensure states; rights are considered with respect to Liquefied Natural Gas terminal siting and overall Liquefied Natural Gas safety with both federal oversight and extensive coordination and input from public, local and state agencies in regasification terminal permitting, in particular as new technologies emerge in the industry.

Read by title.

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

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:

Suspension of the Rules

On motion of Rep. Daniel, 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 RESOLUTION NO. 31—
BY REPRESENTATIVE TUCKER

A RESOLUTION

To amend and readopt House Rule 8.27(A) and (C) of the Rules of Order of the House of Representatives and to adopt House Rule 8.27(D) of the Rules of Order of the House of Representatives to provide that the motion to suspend the requirement that the question of consideration of a conference committee report lie over until the next legislative day is a debatable motion and to provide certain procedures for certain limited conference committee reports and other specified reports received on the last day of a session.

Read by title.

Rep. Tucker moved the adoption of the resolution.

Rep. DeWitt objected.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Hutter	Scalise
Alexander	Johns	Schneider
Beard	Katz	Smiley
Bowler	Kennard	Smith, J.H.—8th
Bruneau	Kenney	Strain
Burns	Kleckley	Thompson
Cazayoux	LaBruzzo	Toomy
Crowe	Lambert	Trahan
Daniel	Lancaster	Triche
Dove	Martiny	Tucker
Downs	McVea	Waddell
Erdey	Morrish	Walker
Fannin	Pitre	Walsworth
Faucheux	Powell, M.	White
Geymann	Powell, T.	Winston
Greene	Robideaux	Wright
Hebert	Romero	

Total - 50

NAYS

Alario	Doerge	Jefferson
Ansardi	Dorsey	LaFonta
Badon	Durand	Marchand
Baldone	Farrar	McDonald
Barrow	Frith	Montgomery
Baudoin	Gallot	Morrell
Baylor	Glover	Odinot
Bruce	Gray	Pierre
Burrell	Guillory, E.	Pinac
Carter, K.	Guillory, M.	Quezaire
Carter, R.	Hammett	Richmond
Crane	Heaton	Ritchie
Cravins	Hill	Smith, J.D.—50th
Curtis	Honey	Smith, J.R.—30th
Damico	Hopkins	Townsend
Dartez	Hunter	Wooton
DeWitt	Jackson	

Total - 50

ABSENT

Arnold	Smith, G.
LaFleur	St. Germain

Total - 4

The resolution was rejected.

HOUSE RESOLUTION NO. 70—
BY REPRESENTATIVE HEBERT

A RESOLUTION

To amend and readopt House Rule 9.10(H) of the Rules of Order of the House of Representatives to provide that the motions for the previous question and for the previous question on the entire subject matter are out of order under certain circumstances.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Hebert to Engrossed House Resolution No. 70 by Representative Hebert

AMENDMENT NO. 1

On page 1, at the end of line 12, before the period "." insert: "nor is the motion in order when offered by a member at the conclusion of speaking on the motion under debate"

AMENDMENT NO. 2

On page 1, delete lines 17 through 19 and on page 2 delete lines 1 and 2.

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

Rep. Hebert moved the adoption of the resolution, as amended.

Rep. DeWitt objected.

ROLL CALL

The roll was called with the following result:

YEAS

Alexander	Faucheux	Powell, M.
Arnold	Frith	Powell, T.
Badon	Gallot	Quezaire
Baldone	Geymann	Richmond
Baudoin	Gray	Robideaux
Baylor	Greene	Romero
Beard	Guillory, E.	Scalise
Bowler	Hebert	Schneider
Bruneau	Honey	Smiley
Burns	Hopkins	Smith, G.
Burrell	Hunter	St. Germain
Carter, K.	Hutter	Strain
Carter, R.	Katz	Trahan
Cravins	LaBruzzo	Triche
Crowe	Lambert	Tucker
Curtis	Lancaster	Walker
Dove	Marchand	Walsworth
Downs	McDonald	White
Durand	McVea	Winston
Erdey	Morrish	Wooton
Fannin	Pierre	Wright
Farrar	Pitre	

Total - 65

NAYS

Mr. Speaker	Guillory, M.	Morrell
Ansardi	Hammitt	Odinet
Barrow	Heaton	Pinac
Bruce	Hill	Ritchie
Cazayoux	Jefferson	Smith, J.D.-50th
Crane	Johns	Smith, J.H.-8th
Damico	Kennard	Smith, J.R.-30th
Dartez	Kenney	Thompson
DeWitt	LaFleur	Toomy
Doerge	LaFonta	Townsend
Dorsey	Martiny	
Glover	Montgomery	

Total - 34

ABSENT

Alario	Jackson	Waddell
Daniel	Kleckley	

Total - 5

The resolution was adopted.

HOUSE CONCURRENT RESOLUTION NO. 114—

BY REPRESENTATIVE MARTINY

A CONCURRENT RESOLUTION

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

Read by title.

Motion

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

HOUSE CONCURRENT RESOLUTION NO. 128—

BY REPRESENTATIVE M. POWELL AND SENATOR CHEEK

A CONCURRENT RESOLUTION

To request the House Committee on Transportation, Highways and Public Works and the Senate Committee on Transportation, Highways and Public Works to meet and function as a joint committee to study and make recommendations to the legislature regarding the need for legislation to address the issue of aggressive driving.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative M. Powell to Reengrossed House Concurrent Resolution No. 128 by Representative M. Powell

AMENDMENT NO. 1

On page 1, line 5, change "issues" to "issue"

AMENDMENT NO. 2

On page 2, line 3, change "issues" to "issue"

AMENDMENT NO. 3

On page 2, line 5, after "Justice" insert a comma ","

AMENDMENT NO. 4

On page 2, line 6, after "such committee" insert a comma ","

AMENDMENT NO. 5

On page 2, line 8, after "Committee" insert a comma ","

AMENDMENT NO. 6

On page 2, line 9, between "committee" and "to serve" insert a comma ","

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

On motion of Rep. Michael Powell, the resolution, as amended, was adopted.

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 114—

BY REPRESENTATIVE MARTINY

A CONCURRENT RESOLUTION

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

Called from the calendar.

Read by title.

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

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 134—

BY REPRESENTATIVE LAFONTA

A CONCURRENT RESOLUTION

To direct the secretary of the Department of Revenue to accept amended income tax returns for certain taxpayers and make refunds to reflect the appropriate amount of exemption for retirement income for certain persons sixty-five years or older.

Read by title.

Rep. LaFonta moved the adoption of the resolution.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Faucheux	Odinet
Alexander	Frith	Pierre
Ansardi	Gallot	Pinac
Arnold	Geymann	Pitre
Badon	Glover	Powell, M.
Baldone	Gray	Powell, T.
Barrow	Greene	Quezaire
Baudoin	Guillory, E.	Richmond
Baylor	Hammett	Ritchie
Beard	Heaton	Robideaux
Bowler	Hebert	Romero
Bruce	Hill	Scalise
Bruneau	Honey	Schneider
Burns	Hopkins	Smiley
Burrell	Hunter	Smith, G.
Carter, K.	Hutter	Smith, J.D.—50th
Carter, R.	Jackson	Smith, J.H.—8th
Cazayoux	Jefferson	Smith, J.R.—30th
Crane	Johns	St. Germain
Cravins	Katz	Strain
Crowe	Kennard	Thompson
Curtis	Kenney	Toomy
Damico	Kleckley	Townsend
Daniel	LaBruzzo	Trahan
DeWitt	LaFonta	Triche
Doerge	Lambert	Tucker
Dorsey	Lancaster	Waddell
Dove	Marchand	Walker
Downs	McDonald	Walsworth
Durand	McVea	White
Erdey	Montgomery	Winston
Fannin	Morrell	Wooton
Farrar	Morrish	Wright
Total - 99		

NAYS

Total - 0

ABSENT

Alario	Guillory, M.	Martiny
Dartez	LaFleur	
Total - 5		

The resolution was adopted.

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 142—

BY REPRESENTATIVE LAFONTA

A CONCURRENT RESOLUTION

To request the House Committee on Health and Welfare and the Senate Committee on Health and Welfare to meet and function as a joint committee to study the feasibility of a single-payer health insurance system for the citizens of Louisiana.

Read by title.

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

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 155—

BY REPRESENTATIVE CROWE

A CONCURRENT RESOLUTION

To urge and request the secretary of the Department of Public Safety and Corrections to study the feasibility of requiring sex offenders to comply with state-mandated registration and notification requirements immediately prior to release from incarceration.

Read by title.

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

Ordered to the Senate.

HOUSE RESOLUTION NO. 48—

BY REPRESENTATIVE THOMPSON

A RESOLUTION

To urge and request the Department of Health and Hospitals to amend the facility need review bed abeyance policy to provide for the partial abeyance of beds under certain circumstances.

Read by title.

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

HOUSE RESOLUTION NO. 95—

BY REPRESENTATIVE DORSEY

A RESOLUTION

To urge and request the Department of Health and Hospitals to discontinue paying the cost of Viagra and other drugs used for the treatment of impotence for convicted sex offenders who receive Medicaid.

Read by title.

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

HOUSE CONCURRENT RESOLUTION NO. 108—

BY REPRESENTATIVE DURAND

A CONCURRENT RESOLUTION

To urge and request the Department of Health and Hospitals to develop and implement a process to ensure that the state is provided the best price and value in the event that there are multiple generic drugs of the same chemical compound stocked and sold at local pharmacies and report its findings to the House and Senate Committees on Health and Welfare prior to April 1, 2006.

Read by title.

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

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 130—

BY REPRESENTATIVE BEARD

A CONCURRENT RESOLUTION

To urge and request the Department of Health and Hospitals to explore all avenues to assure that new parents are made aware of their option to donate the blood collected from their newborn's umbilical cord for the purposes of extracting stem cells.

Read by title.

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

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 133—

BY REPRESENTATIVE DURAND

A CONCURRENT RESOLUTION

To direct the Louisiana Emergency Response Network to establish up to nine regional commissions and begin working on the regional patient care protocols and data collection.

Read by title.

Rep. Durand moved the adoption of the resolution.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Farrar	Pierre
Alario	Faucheux	Pinac
Alexander	Frith	Pitre
Ansardi	Gallot	Powell, M.
Arnold	Gray	Powell, T.
Badon	Greene	Quezaire
Baldone	Guillory, E.	Richmond
Baudoin	Guillory, M.	Ritchie
Baylor	Hammett	Robideaux
Beard	Heaton	Romero
Bowler	Hebert	Scalise
Bruce	Hill	Schneider
Bruneau	Honey	Smiley
Burns	Hunter	Smith, G.
Burrell	Hutter	Smith, J.H.—8th
Carter, K.	Jackson	Smith, J.R.—30th
Carter, R.	Jefferson	St. Germain
Cazayoux	Katz	Strain
Crane	Kennard	Thompson
Cravins	Kenney	Toomy
Crowe	LaBruzzo	Townsend
Curtis	LaFleur	Trahan
Damico	LaFonta	Triche
Daniel	Lambert	Tucker
Dartez	Lancaster	Waddell
DeWitt	Marchand	Walker
Doerge	Martiny	Walsworth
Dorsey	McDonald	White
Dove	McVea	Winston
Downs	Montgomery	Wooton
Durand	Morrill	Wright
Erdey	Morrish	
Fannin	Odinet	
Total - 97		

NAYS

Total - 0

ABSENT

Barrow	Hopkins	Smith, J.D.—50th
Geymann	Johns	
Glover	Kleckley	
Total - 7		

The resolution was adopted.

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 157—

BY REPRESENTATIVE BRUCE

A CONCURRENT RESOLUTION

To urge and request state agencies to participate in the Early Childhood Comprehensive Systems initiative to coordinate services that support early childhood development.

Read by title.

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

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 184—

BY REPRESENTATIVE ERDEY

A CONCURRENT RESOLUTION

To urge and request the Department of Transportation and Development to expedite the design and engineering phase of a certain highway construction project in Livingston Parish.

Read by title.

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

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 190—

BY REPRESENTATIVE DANIEL

A CONCURRENT RESOLUTION

To urge and request the Department of Transportation and Development to erect signs at Interstate 10 at the Dalrymple Drive exit in Baton Rouge indicating the location of City Park Golf Course.

Read by title.

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

Ordered to the Senate.

Suspension of the Rules

On motion of Rep. Damico, the rules were suspended in order to take up and consider Senate Bills and Joint Resolutions on Third Reading and Final Passage at this time.

Senate Bills and Joint Resolutions on Third Reading and Final Passage

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

Regular Calendar

SENATE BILL NO. 237—

BY SENATOR ULLO

AN ACT

To enact R.S. 46:333(E), relative to blind vendors; to authorize the Department of Social Services to enter into certain contracts; to provide for the assignment of income from vending machines; to provide for compliance with the Randolph-Sheppard Act; and to provide for related matters.

Read by title.

Rep. Damico moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

Page 8 HOUSE

29th Day's Proceedings - June 14, 2005

YEAS		
Mr. Speaker	Faucheux	Odinot
Alario	Frith	Pierre
Alexander	Gallot	Pinac
Ansardi	Geymann	Pitre
Arnold	Glover	Powell, M.
Badon	Gray	Powell, T.
Baldone	Greene	Quezaire
Barrow	Guillory, E.	Richmond
Baudoin	Guillory, M.	Ritchie
Baylor	Hammett	Robideaux
Beard	Heaton	Romero
Bowler	Hebert	Scalise
Bruce	Hill	Schneider
Bruneau	Honey	Smiley
Burns	Hopkins	Smith, G.
Burrell	Hunter	Smith, J.D.—50th
Carter, K.	Jackson	Smith, J.H.—8th
Carter, R.	Jefferson	Smith, J.R.—30th
Cazayoux	Johns	St. Germain
Crane	Katz	Strain
Cravins	Kennard	Thompson
Crowe	Kenney	Toomy
Curtis	Kleckley	Townsend
Damico	LaBruzzo	Trahan
Daniel	LaFleur	Triche
Dartez	LaFonta	Tucker
DeWitt	Lambert	Waddell
Doerge	Lancaster	Walker
Dorsey	Marchand	Walsworth
Dove	Martiny	White
Downs	McDonald	Winston
Durand	McVea	Wooton
Erdey	Montgomery	Wright
Fannin	Morrell	
Farrar	Morrish	
Total - 103		
NAYS		
Total - 0		
ABSENT		
Hutter		
Total - 1		

The Chair declared the above bill was finally passed.

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

SENATE BILL NO. 239—
BY SENATOR ULLO

AN ACT

To amend and reenact R.S. 17:24.10 and 3995(C), relative to charter schools; to authorize all types of charter schools to apply directly to the state Department of Education to participate in the LA 4 program; to provide with regard to the compliance of a charter school with the terms of a grant; and to provide for related matters.

Read by title.

Rep. Crane moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS		
Mr. Speaker	Frith	Pierre
Alario	Gallot	Pinac
Alexander	Glover	Powell, M.
Ansardi	Gray	Powell, T.
Arnold	Greene	Quezaire
Badon	Guillory, E.	Richmond
Baldone	Hammett	Ritchie
Barrow	Heaton	Robideaux
Baudoin	Hebert	Romero
Baylor	Hill	Scalise
Beard	Honey	Schneider
Bowler	Hopkins	Smiley
Bruce	Hunter	Smith, G.
Bruneau	Hutter	Smith, J.D.—50th
Burns	Jackson	Smith, J.H.—8th
Burrell	Jefferson	Smith, J.R.—30th
Carter, K.	Johns	St. Germain
Cazayoux	Katz	Strain
Crane	Kennard	Thompson
Cravins	Kenney	Toomy
Crowe	LaBruzzo	Townsend
Curtis	LaFleur	Trahan
Damico	LaFonta	Triche
Daniel	Lambert	Tucker
Dartez	Lancaster	Waddell
Dorsey	Marchand	Walker
Dove	Martiny	Walsworth
Downs	McDonald	White
Durand	McVea	Winston
Erdey	Montgomery	Wooton
Fannin	Morrell	Wright
Farrar	Morrish	
Faucheux	Odinot	
Total - 97		
NAYS		
Total - 0		
ABSENT		
Carter, R.	Geymann	Pitre
DeWitt	Guillory, M.	
Doerge	Kleckley	
Total - 7		

The Chair declared the above bill was finally passed.

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

SENATE BILL NO. 271—
BY SENATORS MCPHERSON, BAJOIE, HINES AND MOUNT AND REPRESENTATIVES DORSEY, HAMMETT AND SALTER

AN ACT

To amend and reenact R.S. 14:403.2(E)(9)(a), and to enact R.S. 40:1300.51(2)(l) and (m), and Part VI-D of Chapter 11 of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:2179 through 2179.1, and to repeal R.S. 37:2504(D) and (E), relative to direct service workers; to provide relative to the adult protection agency; to provide with respect to the confidentiality of case records; to provide for criminal history checks of direct service workers; to define direct service workers; to authorize the Department of Health and Hospitals to promulgate rules to maintain a registry of direct service workers; to provide for an effective date; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Durand to Engrossed Senate Bill No. 271 by Senator McPherson

AMENDMENT NO. 1

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

"D. The provisions of this Part shall not apply to religious nonmedical nursing personnel providing services through a religious nonmedical health care institution as defined in 42 U.S.C. 1395x."

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

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Tucker to Engrossed Senate Bill No. 271 by Senator McPherson

AMENDMENT NO. 1

On page 3, at the end of line 8, add the following:

"Such rules shall include the establishment of criteria regarding any parent, step-parent, grandparent, brother, sister, aunt, or uncle of a recipient serving as a paid direct service worker."

AMENDMENT NO. 2

On page 3, at the beginning of line 15, insert "A."

AMENDMENT NO. 3

On page 3, between lines 20 and 21, insert the following:

"B. A parent, step-parent, grandparent, brother, sister, aunt, or uncle of a recipient shall meet the criteria established by rule regarding serving as a paid direct support worker unless a waiver is issued by the secretary of the Department of Health and Hospitals."

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Gallot	Odinet
Alexander	Geymann	Pierre
Ansardi	Glover	Pinac
Arnold	Gray	Pitre
Badon	Greene	Powell, M.
Baldone	Guillory, E.	Powell, T.
Barrow	Guillory, M.	Quezaire
Baudoin	Hammett	Richmond
Baylor	Heaton	Ritchie
Beard	Hebert	Robideaux
Bowler	Hill	Romero
Bruce	Honey	Scalise
Bruneau	Hopkins	Schneider
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
Dorsey	Lambert	Tucker
Dove	Lancaster	Waddell
Downs	Marchand	Walker
Durand	Martiny	Walsworth
Erdey	McDonald	White
Fannin	McVea	Winston
Farrar	Montgomery	Wooton
Fauchoux	Morrell	Wright
Frith	Morrish	

Total - 101

NAYS

Total - 0

ABSENT

Alario

DeWitt

Doerge

Total - 3

The Chair declared the above bill was finally passed.

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

SENATE BILL NO. 4—
BY SENATOR B. GAUTREAUX
AN ACT

To enact R.S. 12:204.2, relative to nonprofit corporations; to provide with respect to the naming of certain nonprofit corporations; to authorize the use of "parish" in the name of a nonprofit corporation under certain circumstances; to provide limitations; to provide for an effective date; and to provide for related matters.

Read by title.

Motion

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

SENATE BILL NO. 48—
BY SENATOR THEUNISSEN
AN ACT

To enact R.S. 38:1871, relative to gravity drainage and sub-drainage districts; to provide relative to civil immunity from liability for certain matters; to provide terms and conditions; to provide an effective date; and to provide for related matters.

Read by title.

Rep. Morrish moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Frith	Odinet
Alexander	Gallot	Pierre

Page 10 HOUSE

29th Day's Proceedings - June 14, 2005

Ansardi	Geymann	Pinac
Arnold	Gray	Pitre
Badon	Greene	Powell, M.
Baldone	Guillory, E.	Powell, T.
Barrow	Guillory, M.	Quezaire
Baudoin	Hammett	Richmond
Baylor	Heaton	Ritchie
Beard	Hebert	Robideaux
Bowler	Hill	Romero
Bruce	Honey	Scalise
Bruneau	Hopkins	Schneider
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
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

Alario	DeWitt	Glover
--------	--------	--------

Total - 3

The Chair declared the above bill was finally passed.

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

SENATE BILL NO. 63—
BY SENATOR DUPLESSIS
AN ACT

To amend and reenact R.S. 32:1254(N)(3)(k)(i)(bb), relative to motor vehicle dealer disclosure; to provide relative to dealer participation in finance charges; and to provide for related matters.

Read by title.

Rep. Pinac moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Faucheux	Odinet
Alario	Frith	Pierre
Alexander	Gallot	Pinac

Ansardi	Geymann	Pitre
Arnold	Glover	Powell, M.
Badon	Gray	Powell, T.
Baldone	Greene	Quezaire
Barrow	Guillory, E.	Richmond
Baudoin	Guillory, M.	Ritchie
Baylor	Hammett	Robideaux
Beard	Heaton	Romero
Bowler	Hebert	Scalise
Bruce	Hill	Schneider
Bruneau	Honey	Smiley
Burns	Hopkins	Smith, G.
Burrell	Hunter	Smith, J.D.—50th
Carter, K.	Hutter	Smith, J.H.—8th
Carter, R.	Jackson	Smith, J.R.—30th
Cazayoux	Jefferson	St. Germain
Crane	Katz	Strain
Cravins	Kenney	Thompson
Crowe	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 - 101

NAYS

Total - 0

ABSENT

Curtis	Johns	Kennard
--------	-------	---------

Total - 3

The Chair declared the above bill was finally passed.

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

SENATE BILL NO. 70—
BY SENATORS KOSTELKA AND ELLINGTON
AN ACT

To amend and reenact R.S. 32:387.17(A)(5), relative to special permits; to extend authorization for issuance of special permits for trucks hauling containerized cargo in international trade intended for exportation within a fifty-mile radius of the Port of Ouachita; and to provide for related matters.

Read by title.

Rep. Walsworth moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Farrar	Morrell
Alario	Faucheux	Morrish
Alexander	Frith	Odinet
Ansardi	Gallot	Pierre
Arnold	Geymann	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	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

Total - 102

NAYS

Total - 0

ABSENT

Glover Wright

Total - 2

The Chair declared the above bill was finally passed.

Rep. Walsworth 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.

Speaker Salter in the Chair

SENATE BILL NO. 101—
BY SENATOR BOASSO

AN ACT

To amend and reenact R.S. 34:1702 and to enact R.S. 34:1703(F) and 1703.1, relative to deep water ports; to provide for the board of commissioners of the St. Bernard Port, Harbor and Terminal District; to increase membership; to provide relative to the appointment and terms of commissioners; to provide relative to the qualifications and responsibilities of a port director; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Hutter to Reengrossed Senate Bill No. 101 by Senator Boasso

AMENDMENT NO. 1

In House Committee Amendment No. 4 proposed by the House Committee on Transportation, Highways and Public Works and

adopted by the House of Representatives on June 6, 2005, delete lines 12 through 24 in their entirety and insert the following:

"The governor shall appoint three of the five members upon the recommendation of a majority of the legislative delegation from St. Bernard Parish. One of the commissioners shall be appointed by the governor from a list of three nominees submitted by the St. Bernard nominating council. One of the commissioners shall be appointed by the St. Bernard Parish Council from a list of three nominees submitted by the St. Bernard nominating council. Each such commissioner shall serve for a term of five years. Each appointment by the governor shall be submitted to the Senate for confirmation."

AMENDMENT NO. 2

Delete Legislative Bureau Amendment No. 1 proposed by the Legislative Bureau and adopted by the House of Representatives on June 6, 2005.

AMENDMENT NO. 3

On page 2, delete lines 6 through 9 in their entirety and delete from the beginning of line 10 "(b)" and insert "(2)"

AMENDMENT NO. 4

In House Committee Amendment No. 12 proposed by the House Committee on Transportation, Highways and Public Works and adopted by the House of Representatives on June 6, 2005, delete lines 16 through 30 in their entirety and insert the following:

"(2)(a) If a vacancy occurs in one of the commissioner positions appointed by the governor, the governor shall appoint a commissioner to fill the vacated position within thirty days of receiving notice of the vacancy from the board.

(b) If a vacancy occurs in the commissioner position appointed by the governor from a list of nominees submitted by the St. Bernard nominating council, the nominating council shall submit a list of three nominees to the governor within thirty days of receiving notice of the vacancy from the board. The governor shall appoint a commissioner to the vacated position within thirty days of receiving the list of nominees from the St. Bernard nominating council.

(c) If a vacancy occurs in the commissioner position which is appointed by the St. Bernard Parish Council, the St. Bernard nominating council shall submit a list of three nominees to the Parish Council within thirty days of receiving notice of the vacancy from the board. The St. Bernard Parish Council shall appoint a commissioner within thirty days of receiving the list of nominees from the St. Bernard nominating council."

AMENDMENT NO. 5

On page 5, at the beginning of line 23, after "C." delete the remainder of the line and delete line 24 in its entirety

AMENDMENT NO. 6

On page 6, delete lines 1 through 29 in their entirety and on page 7, delete lines 1 through 19 in their entirety

Rep. Hutter moved the adoption of the amendments.

Rep. Odinet objected.

By a vote of 22 yeas and 68 nays, the amendments were rejected.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Daniel to Reengrossed Senate Bill No. 101 by Senator Boasso

AMENDMENT NO. 1

On page 4, line 16, after "commissioner," delete the remainder of the line and delete lines 17 through 24 in their entirety and insert the following:

"F. Any commissioner may be removed from the commission by the appointing authority at any time for cause; however, the commissioner appointed by the St. Bernard Parish Council shall only be removed with the concurrence of two-thirds of the members of the parish council. Any commissioner removed from the commission shall have the right to appeal his removal in a court of competent jurisdiction."

Rep. Daniel moved the adoption of the amendments.

Rep. Odinet objected.

By a vote of 47 yeas and 48 nays, the amendments were rejected.

Rep. Hutter moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Beard	Gray	Pitre
Bruneau	Greene	Powell, M.
Carter, K.	Hutter	Quezaire
Crowe	Katz	Scalise
Dove	LaBruzzo	Schneider
Downs	Lancaster	Smith, J.R.--30th
Erdey	McDonald	Tucker
Fannin	McVea	Walsworth
Frith	Pierre	Winston
Total - 27		

NAYS

Mr. Speaker	Durand	Montgomery
Alario	Farrar	Morrell
Alexander	Faucheux	Morrish
Ansardi	Gallot	Odinet
Arnold	Geymann	Pinac
Badon	Glover	Powell, T.
Baldone	Guillory, E.	Richmond
Barrow	Guillory, M.	Ritchie
Baudoin	Hammett	Robideaux
Baylor	Heaton	Romero
Bowler	Hebert	Smith, G.
Bruce	Hill	Smith, J.D.--50th
Burrell	Hopkins	St. Germain
Carter, R.	Hunter	Strain
Cazayoux	Jackson	Thompson
Crane	Jefferson	Townsend
Cravins	Johns	Trahan
Curtis	Kennard	Triche
Damico	Kenney	Waddell
Daniel	Kleckley	Walker
Dartez	LaFleur	Wooton
DeWitt	LaFonta	Wright
Doerge	Marchand	
Dorsey	Martiny	
Total - 70		

ABSENT

Burns	Smiley	White
Honey	Smith, J.H.--8th	
Lambert	Toomy	
Total - 7		

The chair declared the above bill, not having received a two-thirds vote of the elected members, failed to pass.

Rep. Odinet 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.

Conference Committee Reports Received

Conference Committee Reports were received for the following legislative instruments:

House Bill No. 17

The conference committee reports for the legislative instruments above lie over under the rules.

SENATE BILL NO. 102--

BY SENATOR ELLINGTON AND REPRESENTATIVE QUEZAIRE
AN ACT

To enact R.S. 49:191(3) and to repeal R.S. 191(1)(e), relative to the Department of Transportation and Development; to provide for the re-creation of the Department of Transportation and Development and the statutory entities made a part of the department by law; to provide for the effective termination date for all statutory authority for the existence of such statutory entities; and to provide for related matters.

Read by title.

Rep. Quezaire moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

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

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

Total - 98

NAYS

Total - 0

ABSENT

Barrow	Odinet	Smith, J.R.—30th
Geymann	Smith, J.H.—8th	Wooton

Total - 6

The Chair declared the above bill was finally passed.

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

SENATE BILL NO. 107—
BY SENATOR DUPLESSIS

AN ACT

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

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Pinac to Reengrossed Senate Bill No. 107 by Senator Duplessis

AMENDMENT NO. 1

Delete Amendment No. 2 of the set of amendments proposed by the House Committee on Commerce and adopted by the House of Representatives on June 6, 2005.

AMENDMENT NO. 2

On page 1, at the end of line 15, insert the following:

"The total dollar amount of state funds received pursuant to the provisions of this Section by a bank, savings bank, or savings and loan association, domiciled or having a branch in Louisiana, must be maintained by that financial institution."

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Faucheux	Morrell
Alario	Frith	Morrish
Alexander	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	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
Dove	Lancaster	Waddell
Downs	Marchand	Walker
Durand	Martiny	Walsworth
Erdey	McDonald	White
Fannin	McVea	Winston
Farrar	Montgomery	Wright

Total - 102

NAYS

Total - 0

ABSENT

Dorsey	Wooton
--------	--------

Total - 2

The Chair declared the above bill was finally passed.

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

SENATE BILL NO. 110—
BY SENATOR SMITH

AN ACT

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

Read by title.

Rep. Pinac moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Faucheux	Odinet
Alario	Frith	Pierre
Ansardi	Gallot	Pinac
Arnold	Glover	Pitre
Badon	Gray	Powell, T.
Baldone	Guillory, E.	Quezaire
Barrow	Guillory, M.	Richmond
Baudoin	Hammett	Ritchie
Baylor	Heaton	Robideaux

Page 14 HOUSE

29th Day's Proceedings - June 14, 2005

Beard	Hebert	Romero
Bowler	Hill	Scalise
Bruce	Honey	Schneider
Bruneau	Hopkins	Smiley
Burns	Hunter	Smith, G.
Carter, K.	Hutter	Smith, J.D.—50th
Carter, R.	Jackson	Smith, J.H.—8th
Cazayoux	Jefferson	Smith, J.R.—30th
Crane	Johns	St. Germain
Cravins	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 - 98

NAYS

Alexander	Greene
Geymann	Powell, M.

Total - 4

ABSENT

Burrell	Katz
---------	------

Total - 2

The Chair declared the above bill was finally passed.

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

SENATE BILL NO. 151—

BY SENATORS N. GAUTREAUX, DUPRE, LENTINI, MURRAY AND ROMERO

AN ACT

To enact Part III-A of Chapter 1 of Title 29 of the Louisiana Revised Statutes of 1950, comprised of R.S. 29:311 through 319, relative to military, naval, and veterans' affairs; to provide certain exemptions from some terms and conditions of certain contracts entered into by active duty military personnel, and members of the Armed Forces Reserve and Louisiana National Guard who are activated pursuant to an executive order of the president of the United States, act of congress, or state law; and to provide for related matters.

Read by title.

Rep. Pinac moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Faucheux	Morrish
Alario	Frith	Odinet
Alexander	Gallot	Pierre
Ansardi	Geymann	Pinac
Arnold	Glover	Pitre
Badon	Gray	Powell, M.
Baldone	Greene	Powell, T.

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

Total - 104

NAYS

Total - 0

ABSENT

Total - 0

The Chair declared the above bill was finally passed.

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

SENATE BILL NO. 184—

BY SENATOR LENTINI

AN ACT

To amend and reenact R.S. 40:1299.39.1(A)(1)(e), (2)(a), (3)(a), and the introductory paragraph of (4), and the introductory paragraph of (G) and R.S. 40:1299.47 (A)(1)(e), (2)(a), (3)(a) and (c) and the introductory paragraph of (4), the introductory paragraph of (G), (L) and (M), to enact R.S. 40:1299.39.1(A)(5) and 1299.47(A)(5) and to repeal R.S. 40:1299.47(K); relative to medical liability; and to provide for related matters.

Read by title.

Rep. Ansardi 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
Alexander	Glover	Pinac
Ansardi	Gray	Pitre
Arnold	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	Kennard	St. Germain
Damico	Kenney	Strain
Daniel	Kleckley	Thompson
Dartez	LaBruzzo	Townsend
DeWitt	LaFleur	Triche
Doerge	LaFonta	Tucker
Dorsey	Lambert	Waddell
Dove	Lancaster	Walker
Downs	Marchand	Walsworth
Durand	Martiny	White
Erdey	McDonald	Winston
Fannin	McVea	Wooton
Farrar	Montgomery	Wright
Fauchoux	Morrell	
Frith	Morrish	

Total - 97

NAYS

Total - 0

ABSENT

Badon	Curtis	Trahan
Beard	Katz	
Crowe	Toomy	

Total - 7

The Chair declared the above bill was finally passed.

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

SENATE BILL NO. 188—

BY SENATORS FONTENOT, BAOIE, HINES AND MOUNT AND REPRESENTATIVES ALARIO, HAMMETT AND SALTER
AN ACT

To amend and reenact R.S. 30:2076.2(A)(3), (B)(3), (C)(1), and (D), relative to violations of the Louisiana Pollutant Discharge Elimination System; to authorize the costs of investigation and prosecution be included in the criminal penalties; to change such violations from a misdemeanor offense to a felony offense; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Damico to Reengrossed Senate Bill No. 188 by Senator Fontenot

AMENDMENT NO. 1

On page 1, line 4, delete "investigation and"

AMENDMENT NO. 2

On page 2, line 1, delete "A person found guilty of a second and subsequent" and on line 2, delete "violation" and insert in lieu thereof "If a conviction of a person is for a violation committed after a first conviction of such person"

AMENDMENT NO. 3

On page 2, line 2, before "shall" insert "he"

AMENDMENT NO. 4

On page 2, line 11, delete "A person found guilty of a second and subsequent" and on line 12, delete "violation" and insert in lieu thereof "If a conviction of a person is for a violation committed after a first conviction of such person"

AMENDMENT NO. 5

On page 2, line 12, before "shall" insert "he"

AMENDMENT NO. 6

On page 2, delete line 30 in its entirety and on page 3, delete line 1 in its entirety and insert in lieu thereof "If a conviction of a person is for a violation committed after a first conviction of such person under this Paragraph, he shall"

AMENDMENT NO. 7

On page 3, line 15, delete "A person found guilty of a second and subsequent violation" and insert in lieu thereof "If a conviction of a person is for a violation committed after a first conviction of such person"

AMENDMENT NO. 8

On page 3, line 16, before "shall" insert "he"

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

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Hebert to Reengrossed Senate Bill No. 188 by Senator Fontenot

AMENDMENT NO. 1

On page 3, after line 19, insert the following:

"J. Cost of defense. Any person prosecuted under the provisions of this Section who is acquitted of the charge, by either a finding of not guilty by a jury or judge or by the periods of time having expired in which he could be brought to trial and convicted, shall be reimbursed for reasonable attorney's fees incurred by him on account of the institution of prosecution. No reimbursement shall take place under the provisions of this Section until the suit is dismissed or finally adjudicated by a court of competent jurisdiction. Reimbursement shall be from the prosecutor."

Rep. Hebert moved the adoption of the amendments.

Rep. Damico objected.

By a vote of 41 yeas and 54 nays, the amendments were rejected.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Hebert to Reengrossed Senate Bill No. 188 by Senator Fontenot

Page 16 HOUSE

29th Day's Proceedings - June 14, 2005

AMENDMENT NO. 1

On page 1, line 3, after "Systems;" delete the remainder of the line and on line 4, delete "investigation and prosecution be included in the criminal penalties;"

AMENDMENT NO. 2

On page 1, lines 15 and 16, delete ", together with the costs of prosecution"

AMENDMENT NO. 3

On page 2, line 3, delete "together with the costs of prosecution"

AMENDMENT NO. 4

On page 2, line 8 and 9, delete "together with the costs of prosecution"

AMENDMENT NO. 5

On page 2, line 13 and 14, delete "together with the costs of prosecution"

AMENDMENT NO. 6

On page 2, line 24, delete ", together with the costs of prosecution"

AMENDMENT NO. 7

On page 2, line 28, delete "together with the costs of prosecution"

AMENDMENT NO. 8

On page 3, lines 2 and 3, delete "together with the costs of prosecution"

AMENDMENT NO. 9

On page 3, lines 12 and 13, delete ", together with the costs of prosecution"

AMENDMENT NO. 10

On page 3, line 17, delete "together with the costs of prosecution"

Rep. Hebert moved the adoption of the amendments.

Rep. Damico objected.

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Table listing names of representatives who voted 'YEAS', including Mr. Speaker, Alario, Alexander, Ansardi, Arnold, Badon, Baldone, Barrow, Baudoin, Baylor, Bowler, Bruce, Bruneau, Burns, Fauchoux, Frith, Gallot, Geymann, Glover, Gray, Guillory, E., Guillory, M., Hammett, Heaton, Hebert, Hill, Honey, Hopkins, Odinet, Pierre, Pinac, Pitre, Powell, M., Powell, T., Quezaire, Richmond, Ritchie, Robideaux, Romero, Scalise, Schneider, and Smiley.

Table listing names of representatives who voted 'NAYS' and 'ABSENT'. NAYS: Burrell, Carter, K., Carter, R., Cazayoux, Crane, Cravins, Crowe, Curtis, Damico, Daniel, Dartez, DeWitt, Doerge, Dorsey, Dove, Downs, Durand, Erdey, Fannin, Farrar, Hunter, Hutter, Jackson, Jefferson, Johns, Kennard, Kenney, Kleckley, LaBruzzo, LaFleur, LaFonta, Lambert, Lancaster, Marchand, Martiny, McDonald, McVea, Montgomery, Morrell, Morrish, Smith, G., Smith, J.D.-50th, Smith, J.H.-8th, Smith, J.R.-30th, St. Germain, Strain, Thompson, Toomy, Townsend, Trahan, Triche, Tucker, Waddell, Walker, Walsworth, White, Winston, Wooton, Wright. ABSENT: Katz, Beard, Greene.

Total - 101 NAYS
Katz Total - 1 ABSENT
Beard Total - 2 Greene

The Chair declared the above bill was finally passed.

Rep. Damico 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. Barrow, 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 BILLS

June 14, 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. 775
Returned with amendments

Respectfully submitted,
GLENN A. KOEPP
Secretary of the Senate

House Bills and Joint Resolutions
Returned from the Senate with Amendments

Rep. Barrow asked for and obtained a suspension of the rules to take up at this time the following House Bills and Joint Resolutions

just returned from the Senate, with amendments to be concurred in by the House, with a view of acting on the same:

HOUSE BILL NO. 775—

BY REPRESENTATIVES BARROW, ALARIO, ALEXANDER, BADON, DANIEL, DORSEY, DOWNS, FANNIN, GREENE, HAMMETT, HONEY, KENNEY, M. POWELL, T. POWELL, RITCHIE, SALTER, TRAHAN, WRIGHT, BRUCE, AND THOMPSON AND SENATORS BAJIOE AND HINES

AN ACT

To amend and reenact R.S. 29:36.1(A) and (B) and to enact R.S. 29:36.1(E), to provide exemptions from tuition charges imposed by Louisiana public colleges and universities for certain students serving in the Louisiana National Guard, including but not limited to students serving pursuant to re-enlistment agreements; to provide relative to conditions, limitations, and requirements for initial and continuing eligibility for such tuition exemptions; to provide for effectiveness, to provide an effective date; and to provide for related matters.

Read by title.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Education to Reengrossed House Bill No. 775 by Representative Barrow

AMENDMENT NO. 1

On page 2, delete line 26, and insert "mobilization order."

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Marionneaux to Reengrossed House Bill No. 775 by Representative Barrow

AMENDMENT NO. 1

On page 1, line 2, after "R.S. 29:36.1 (E)" and before the comma "," insert "and (F)"

AMENDMENT NO. 2

On page 1, line 3, after "from" insert "all or a portion of" and at the end of the line, change "and" to a comma ","

AMENDMENT NO. 3

On page 1, line 4, after "universities" insert ", and institutions which confer professional degrees"

AMENDMENT NO. 4

On page 1, line 11, after "29:36.1(E)" delete "is" and insert in lieu thereof "and (F) are"

AMENDMENT NO. 5

On page 1, line 14, after "A." insert "(1)"

AMENDMENT NO. 6

On page 1, line 16, after "all" insert "or a portion of"

AMENDMENT NO. 7

On page 2, at the end of line 1, delete "or"

AMENDMENT NO. 8

On page 2, line 2, change "master degree" to "masters, or professional" and after "first." insert:

"Such student shall be exempt from all tuition charges, except that in the case of tuition at an institution which confers a professional degree, a qualified student shall be allowed a credit or exemption against such tuition each term equal to the average undergraduate tuition charged to full-time students carrying a full-time academic load attending public colleges and universities which offer baccalaureate degrees as determined by the Louisiana Office of Student Financial Assistance.

(2)"

AMENDMENT NO. 9

On page 3, line 6, change "or master degree" to "masters, or professional"

AMENDMENT NO. 10

On page 3, line 7, after "first." insert:

"Such student shall be exempt from all tuition charges, except that in the case of tuition at an institution which confers a professional degree, a qualified student shall be allowed a credit or exemption against such tuition each term equal to the average undergraduate tuition charged to full-time students carrying a full-time academic load attending public colleges and universities which offer baccalaureate degrees as determined by the Louisiana Office of Student Financial Assistance."

AMENDMENT NO. 11

On page 3, between lines 10 and 11, insert the following:

"F. The provisions of this Section authorizing a partial tuition exemption at institutions which confer a professional degree shall not apply to new professional degree participants in the State Tuition Benefit Program on and after July 1, 2009."

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Page 18 HOUSE

29th Day's Proceedings - June 14, 2005

Dorsey Lancaster Tucker
Dove Marchand Waddell
Downs Martiny Walker
Durand McDonald Walsworth
Erdey McVea White
Fannin Montgomery Winston
Farrar Morrell Wooton
Fauchaux Morrish Wright
Frith Odinet
Gallot Pierre
Total - 97

NAYS

Total - 0

ABSENT

Baudoin Curtis Katz
Beard Damico
Carter, K. Gray
Total - 7

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

Suspension of the Rules

On motion of Rep. Greene, the rules were suspended in order to take up and consider Senate Bills and Joint Resolutions on Third Reading and Final Passage at this time.

Senate Bills and Joint Resolutions on Third Reading and Final Passage

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

Regular Calendar

SENATE BILL NO. 196— BY SENATORS BARHAM, KOSTELKA, DUPRE, ROMERO, BOASSO AND SMITH

AN ACT

To amend and reenact Civil Code Article 466, relative to immovables; to provide relative to the definition of component parts of immovables; to provide relative to which items are considered permanently attached parts; and to provide for related matters.

Read by title.

Rep. Greene 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
Alexander Glover Pinac
Ansardi Greene Pitre
Badon Guillory, E. Powell, M.
Baldone Guillory, M. Powell, T.
Barrow Hammett Quezaire
Baudoin Heaton Richmond
Baylor Hebert Ritchie
Beard Hill Robideaux
Bowler Honey Romero
Bruce Hopkins Scalise

Bruneau Hunter Schneider
Burns Jackson Smiley
Burrell Jefferson Smith, G.
Carter, R. Johns Smith, J.D.—50th
Cazayoux Katz Smith, J.H.—8th
Crane Kennard Smith, J.R.—30th
Cravins Kenney St. Germain
Crowe Kleckley Strain
Daniel LaBruzzo Thompson
Dartez LaFleur Toomy
Doerge LaFonta Townsend
Dorsey Lambert Trahan
Dove Lancaster Triche
Downs Marchand Tucker
Durand Martiny Waddell
Erdey McDonald Walker
Fannin McVea Walsworth
Farrar Montgomery Winston
Fauchaux Morrell Wooton
Frith Morrish Wright
Total - 96

NAYS

Total - 0

ABSENT

Arnold Damico Hutter
Carter, K. DeWitt White
Curtis Gray
Total - 8

The Chair declared the above bill was finally passed.

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

SENATE BILL NO. 205— BY SENATOR DUPLESSIS

AN ACT

To enact Chapter 51 of Title 51 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 51:3071 through 3076, relative to database security; to provide for legislative findings; to provide definitions; to provide for disclosure upon breach in the security of personal information by agencies and persons; to provide for delayed notification in the event of certain criminal investigations; to provide for means of notification; to provide for the recovery of damages; to provide for financial institution compliance in certain cases; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Pinac to Reengrossed Senate Bill No. 205 by Senator Duplessis

AMENDMENT NO. 1

On page 5, delete lines 7 through 10 in their entirety and insert the following:

"A financial institution that is subject to and in compliance with the Federal Interagency Guidance on Response Programs for Unauthorized Access to Customer Information and Customer Notice, issued on March 7, 2005, by the Board of Governors of the Federal Reserve System, the Federal Deposit Insurance Corporation, the

office of the comptroller of the currency and the office of thrift supervision, and any revisions, additions, or substitutions relating to said interagency guidance, shall be deemed to be in compliance with this Chapter."

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

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Martiny to Reengrossed Senate Bill No. 205 by Senator Duplessis

AMENDMENT NO. 1

On page 1, lines 3 and 11, change "3076" to "3077" and on page 4, after line 29, insert the following: "G. Notification under this title is not required if after a reasonable investigation the person or business determines that there is no reasonable likelihood of harm to customers."

AMENDMENT NO. 2

On page 5, between lines 10 and 11, insert the following:

"§3077. Rulemaking

The provisions of this Chapter shall not take effect until rules are promulgated by the attorney general's office."

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Downs	Lambert
Ansardi	Fannin	Marchand
Arnold	Farrar	McDonald
Badon	Frith	Montgomery
Baldone	Gallot	Morrell
Barrow	Glover	Odinet
Baudoin	Gray	Pierre
Baylor	Guillory, E.	Pinac
Burns	Guillory, M.	Quezaire
Burrell	Hill	Richmond
Carter, K.	Honey	Ritchie
Carter, R.	Hopkins	Romero
Cazayoux	Hunter	Smith, J.R.-30th
Cravins	Hutter	St. Germain
Damico	Jackson	Toomy
Daniel	Jefferson	White
Dartez	Johns	Wooton
Doerge	Kenney	
Dorsey	LaFonta	
Total - 55		

NAYS

Alario	Hebert	Scalise
Alexander	Katz	Schneider
Beard	Kennard	Smiley
Bowler	Kleckley	Smith, G.
Bruneau	LaBruzzo	Smith, J.D.-50th
Crowe	Lancaster	Smith, J.H.-8th
DeWitt	Martiny	Strain

Dove	McVea	Thompson
Durand	Morrish	Trahan
Erdey	Pitre	Tucker
Faucheux	Powell, M.	Waddell
Greene	Powell, T.	Walsworth
Hammett	Robideaux	Wright
Total - 39		

ABSENT

Bruce	Heaton	Walker
Crane	LaFleur	Winston
Curtis	Townsend	
Geymann	Triche	
Total - 10		

The Chair declared the above bill was finally passed.

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

SENATE BILL NO. 208—
BY SENATOR HEITMEIER

AN ACT

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

Read by title.

Rep. Arnold moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Faucheux	Morrish
Alario	Frith	Odinet
Alexander	Gallot	Pierre
Ansardi	Geymann	Pinac
Arnold	Glover	Pitre
Badon	Gray	Powell, M.
Baldone	Greene	Powell, T.
Barrow	Guillory, E.	Quezaire
Baudoin	Guillory, M.	Richmond
Baylor	Hammett	Ritchie
Beard	Heaton	Robideaux
Bowler	Hebert	Romero
Bruce	Hill	Scalise
Bruneau	Honey	Schneider
Burns	Hopkins	Smiley
Burrell	Hunter	Smith, G.
Carter, K.	Hutter	Smith, J.D.-50th
Carter, R.	Jackson	Smith, J.H.-8th
Cazayoux	Jefferson	Smith, J.R.-30th
Crane	Johns	St. Germain
Cravins	Katz	Strain
Crowe	Kennard	Thompson
Curtis	Kenney	Toomy
Damico	Kleckley	Townsend
Daniel	LaBruzzo	Trahan
Dartez	LaFleur	Triche
DeWitt	LaFonta	Tucker
Doerge	Lambert	Waddell
Dorsey	Lancaster	Walker
Dove	Marchand	Walsworth
Downs	Martiny	White
Durand	McDonald	Winston
Erdey	McVea	Wooton
Fannin	Montgomery	Wright
Farrar	Morrell	
Total - 104		

Page 20 HOUSE

29th Day's Proceedings - June 14, 2005

NAYS

Total - 0

ABSENT

Total - 0

The Chair declared the above bill was finally passed.

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.

SENATE BILL NO. 212—

BY SENATOR MARIONNEAUX

AN ACT

To amend and reenact R.S. 13:3049(B)(2)(a), relative to judicial procedure; to provide relative to civil jury trials; to require certain filing fees for such trials; and to provide for related matters.

Read by title.

Rep. Cazayoux moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 87

NAYS

Alexander, Powell, M., Tucker, Bowler, Scalise, Waddell, Greene, Smiley, Walsworth, Hebert, Smith, J.H.—8th, Katz, Strain

Total - 13

ABSENT

Kenney, Morrell, Montgomery, Richmond, Total - 4

The Chair declared the above bill was finally passed.

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

Suspension of the Rules

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

SENATE BILL NO. 219—

BY SENATOR FONTENOT

AN ACT

To repeal R.S. 45:1206, relative to the Energy Efficiency Fund; to repeal the authority of the Public Service Commission to adopt rules and regulations to establish the Energy Efficiency Fund; and to provide for related matters.

Read by title.

Rep. White moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 89

NAYS

Carter, K., Gallot, Richmond, DeWitt, Gray, Schneider, Farrar, Hebert

Total - 8

ABSENT

Crowe	Kenney	Wooton
Dove	Morrell	
Heaton	Toomy	
Total - 7		

The Chair declared the above bill was finally passed.

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

SENATE BILL NO. 222—
BY SENATOR HOLLIS

AN ACT

To amend and reenact R.S. 9:3529, relative to certain credit transactions; to provide for the collection of certain fees and charges due to insufficient funds when payment is made by electronic means; and to provide for related matters.

Read by title.

Rep. Pinac moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Geymann	Pitre
Alario	Glover	Powell, T.
Ansardi	Guillory, E.	Quezaire
Arnold	Guillory, M.	Richmond
Badon	Heaton	Ritchie
Baldone	Honey	Robideaux
Barrow	Hopkins	Romero
Baudoin	Hunter	Scalise
Bowler	Hutter	Schneider
Bruneau	Jackson	Smith, J.H.—8th
Burns	Jefferson	Smith, J.R.—30th
Burrell	Johns	St. Germain
Carter, R.	Kenney	Strain
Cazayoux	Kleckley	Thompson
Crane	LaBruzzo	Toomy
Curtis	LaFleur	Townsend
Damico	LaFonta	Trahan
Daniel	Lambert	Triche
Dartez	Lancaster	Tucker
Dorsey	Marchand	Waddell
Dove	Martiny	Walker
Downs	McDonald	Walsworth
Durand	McVea	White
Erdey	Morrish	Winston
Fannin	Odinet	Wooton
Faucheux	Pierre	Wright
Frith	Pinac	
Total - 80		

NAYS

Alexander	Doerge	Montgomery
Baylor	Farrar	Morrell
Beard	Gallot	Powell, M.
Carter, K.	Greene	Smiley
Cravins	Hebert	Smith, G.
Crowe	Hill	Smith, J.D.—50th
DeWitt	Katz	
Total - 20		

ABSENT

Bruce	Hammett
Gray	Kennard
Total - 4	

The Chair declared the above bill was finally passed.

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

SENATE BILL NO. 238—

BY SENATORS ELLINGTON, AMEDEE, FONTENOT, HOLLIS AND MICHOT

AN ACT

To amend and reenact R.S. 47:318(B)(2), relative to the Department of Economic Development; to provide relative to the disposition of certain tax collections; to provide relative to the marketing fund; and to provide for related matters.

Read by title.

Rep. Pinac moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Erdey	Montgomery
Alario	Fannin	Morrish
Alexander	Frith	Odinet
Ansardi	Gallot	Pierre
Arnold	Glover	Pinac
Badon	Guillory, E.	Quezaire
Baldone	Guillory, M.	Ritchie
Baylor	Hammett	Robideaux
Bruce	Heaton	Romero
Bruneau	Hill	Smith, J.R.—30th
Burrell	Jefferson	Thompson
Cazayoux	Johns	Toomy
Crane	Kennard	Townsend
Damico	Kenney	Trahan
Daniel	Kleckley	Walker
Dartez	LaFleur	Walsworth
Dorsey	Lancaster	White
Dove	Martiny	Winston
Downs	McDonald	Wooton
Durand	McVea	Wright
Total - 60		

NAYS

Baudoin	Greene	Powell, T.
Beard	Hebert	Richmond
Bowler	Honey	Scalise
Carter, K.	Hopkins	Schneider
Carter, R.	Hunter	Smiley
Cravins	Hutter	Smith, G.
Crowe	Jackson	Smith, J.H.—8th
Curtis	Katz	Strain
DeWitt	LaBruzzo	Triche
Doerge	LaFonta	Tucker
Farrar	Marchand	Waddell
Faucheux	Pitre	
Gray	Powell, M.	
Total - 37		

ABSENT

Barrow	Lambert	St. Germain
Burns	Morrell	
Geymann	Smith, J.D.—50th	
Total - 7		

The Chair declared the above bill was finally passed.

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

SENATE BILL NO. 247—
BY SENATOR MOUNT

AN ACT

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

Read by title.

Rep. Johns moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 103

NAYS

Total - 0

ABSENT

Hunter
Total - 1

The Chair declared the above bill was finally passed.

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

SENATE BILL NO. 268—
BY SENATORS SMITH AND ELLINGTON
AN ACT

To amend and reenact R.S. 48:274.1(A)(2)(a), relative to outdoor logo signing program on interstate highways; to provide relative to contracts with third parties; to provide for payment to the Department of Transportation and Development for use of rights-of-way; to provide for selection of the third party or parties to be a competitive process in accordance with the procurement code; and to provide for related matters.

Read by title.

Rep. Quezaire moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 100

NAYS

Total - 0

ABSENT

Curtis
Heaton
Total - 4

Smith, J.H.—8th
Walsworth

The Chair declared the above bill was finally passed.

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

SENATE BILL NO. 278—
BY SENATOR NEVERS

AN ACT

To amend and reenact R.S. 38:3087.191, the introductory paragraph of R.S. 38:3087.192(B) and (C), 3087.193(B), 3087.194(B), 3087.196, 3087.197(A)(2) and (8), 3087.198(A)(6), 3087.199(A)(1), (B)(1) and (2), (C)(1), (D)(1), 3087.204, and 3087.205(A) and (B), relative to the Washington Parish Reservoir District; to provide for the creation, maintenance, and operation of a single reservoir in the district; to provide for reimbursement of the amount actually paid for property returned to a prior landowner; to limit the authority of the district to expropriate property; to provide for payment to owners whose property is subject to expropriation; to provide for terms for members of the board of commissioners of the district; to authorize agreements with landowners regarding building restrictions on non-submerged property; and to provide for related matters.

Read by title.

Rep. Ritchie moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 91

NAYS

Alexander	Baudoin	Powell, T.
Total - 3		

ABSENT

Carter, K.	LaFleur	Pinac
Geymann	Lancaster	Smith, J.H.—8th
Greene	Montgomery	
Johns	Morrish	
Total - 10		

The Chair declared the above bill was finally passed.

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

SENATE BILL NO. 292—

BY SENATORS HINES, CRAVINS, CAIN AND MURRAY

AN ACT

To amend and reenact Part IV of Title 4 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 4:251 and 252, and to enact R.S. 4:143(16), relative to racing; to provide for a horsemen's workers' compensation insurance program; to authorize the Horsemen's Benevolent and Protective Association to secure and provide coverage for the benefit of trainers and others licensed by the Louisiana State Racing Commission; to authorize the use of association assets and revenues as security for a reserve fund; to require each licensed trainer to have a certificate of workers' compensation insurance coverage; to prohibit admittance of a licensed trainer into any racing facility without a certificate of workers' compensation insurance coverage; and to provide for related matters.

Read by title.

Rep. Montgomery moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Geymann	Pierre
Alario	Glover	Pinac
Alexander	Gray	Pitre
Ansardi	Greene	Powell, M.
Arnold	Guillory, E.	Powell, T.
Badon	Guillory, M.	Quezaire
Baldone	Hammett	Richmond
Baudoin	Heaton	Ritchie
Baylor	Hebert	Robideaux
Beard	Hill	Romero
Bruce	Honey	Scalise
Bruneau	Hopkins	Schneider
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
Curtis	Kenney	Thompson
Damico	Kleckley	Toomy
Daniel	LaBruzzo	Townsend
Dartez	LaFleur	Trahan
Doerge	LaFonta	Triche
Dorsey	Lambert	Tucker
Dove	Lancaster	Waddell
Downs	Marchand	Walker
Durand	Martiny	Walsworth
Erdey	McDonald	White
Fannin	McVea	Winston

Page 24 HOUSE

29th Day's Proceedings - June 14, 2005

Farrar	Montgomery	Wooton
Faucheux	Morrell	Wright
Frith	Morrish	
Gallot	Odinet	
Total - 100		

NAYS

Bowler
Total - 1

ABSENT

Barrow	Crowe	DeWitt
Total - 3		

The Chair declared the above bill was finally passed.

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

Suspension of the Rules

On motion of Rep. Marchand, the rules were suspended in order to take up and consider House Bills and Joint Resolutions on Third Reading and Final Passage 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. 871—
BY REPRESENTATIVE MARCHAND
AN ACT

To amend and reenact R.S. 47:297.4(introductory paragraph), relative to certain child care expenses; to authorize a claim without regard to whether a federal credit is claimed; and to provide for related matters.

Read by title.

Motion

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

HOUSE BILL NO. 420—
BY REPRESENTATIVE MARCHAND
AN ACT

To enact R.S. 47:297.5, relative to individual income tax credits; to provide a tax credit for the rehabilitation of residential structures in certain areas; to provide for an effective date; and to provide for related matters.

Read by title.

Rep. Marchand moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Fannin	Odinet
Alario	Farrar	Pierre
Alexander	Faucheux	Pinac

Ansardi	Frith
Arnold	Gallot
Badon	Glover
Baldone	Gray
Baudoin	Greene
Baylor	Guillory, E.
Beard	Guillory, M.
Bowler	Hammett
Bruce	Heaton
Bruneau	Hebert
Burns	Hill
Burrell	Honey
Carter, K.	Hopkins
Carter, R.	Hunter
Cazayoux	Hutter
Crane	Jefferson
Cravins	Kennard
Crowe	Kenney
Curtis	Kleckley
Daniel	LaFonta
Dartez	Lambert
DeWitt	Lancaster
Doerge	Marchand
Dorsey	Martiny
Dove	McDonald
Downs	McVea
Durand	Montgomery
Erdey	Morrell
Total - 93	

NAYS

Total - 0

ABSENT

Barrow	Johns	Morrish
Damico	Katz	Smiley
Geymann	LaBruzzo	Trahan
Jackson	LaFleur	
Total - 11		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Marchand 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. 583—
BY REPRESENTATIVE ALARIO
A JOINT RESOLUTION

Proposing to amend Article VII, Section 20(A)(1) of the Constitution of Louisiana, to increase the homestead exemption in accordance with the increase in the Consumer Price Index; to provide for submission of the proposed amendment to the electors; to provide for an effective date; and to provide for related matters.

Read by title.

Rep. Alario moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Alario	Guillory, E.	Morrell
Baylor	Hammett	Odinet
Bruneau	Heaton	Richmond

Burrell	Hebert	Romero
Carter, R.	Hill	Scalise
Damico	Hunter	Thompson
DeWitt	Jefferson	Toomy
Farrar	LaFonta	Townsend
Total - 24		

NAYS

Mr. Speaker	Gallot	Pierre
Alexander	Geymann	Pinac
Ansardi	Glover	Pitre
Badon	Gray	Powell, M.
Baldone	Greene	Powell, T.
Beard	Guillory, M.	Quezaire
Bowler	Honey	Ritchie
Burns	Hopkins	Robideaux
Carter, K.	Hutter	Smiley
Crane	Jackson	Smith, G.
Cravins	Johns	Smith, J.D.-50th
Crowe	Katz	Smith, J.H.-8th
Daniel	Kennard	Smith, J.R.-30th
Dartez	Kenney	St. Germain
Doerge	Kleckley	Strain
Dorsey	LaBruzzo	Trahan
Downs	Lambert	Triche
Durand	Lancaster	Waddell
Erdey	McDonald	Walker
Fannin	McVea	Walsworth
Fauchoux	Montgomery	Wooton
Frith	Morrish	Wright
Total - 66		

ABSENT

Arnold	Curtis	Schneider
Barrow	Dove	Tucker
Baudoin	LaFleur	White
Bruce	Marchand	Winston
Cazayoux	Martiny	
Total - 14		

The chair declared the above bill, not having received a two-thirds vote of the elected members, failed to pass.

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

Suspension of the Rules

On joint motion of Reps. Crowe and Durand, and under a suspension of the rules, the above roll call was corrected to reflect them as voting nay.

HOUSE BILL NO. 635—
BY REPRESENTATIVE BADON

AN ACT

To enact R.S. 51:1787(A)(2)(d) and (C)(2)(c), relative to Enterprise Zones; to provide for tax credits for added value rubber manufacturing; to provide for an effective date; and to provide for related matters.

Read by title.

Rep. Badon 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

Alexander	Glover	Pinac
Ansardi	Gray	Pitre
Arnold	Greene	Powell, M.
Badon	Guillory, E.	Powell, T.
Baldone	Guillory, M.	Quezaire
Baudoin	Hammett	Richmond
Baylor	Heaton	Ritchie
Beard	Hebert	Robideaux
Bowler	Hill	Romero
Bruce	Honey	Scalise
Bruneau	Hopkins	Schneider
Burns	Hunter	Smiley
Burrell	Hutter	Smith, G.
Carter, K.	Jackson	Smith, J.D.-50th
Carter, R.	Jefferson	Smith, J.H.-8th
Crane	Johns	Smith, J.R.-30th
Cravins	Katz	St. Germain
Damico	Kennard	Strain
Daniel	Kenney	Thompson
Dartez	Kleckley	Toomy
DeWitt	LaBruzzo	Townsend
Doerge	LaFonta	Trahan
Dorsey	Lambert	Triche
Dove	Lancaster	Tucker
Downs	Marchand	Waddell
Durand	Martiny	Walker
Erdey	McDonald	Walsworth
Fannin	McVea	Winston
Farrar	Montgomery	Wooton
Fauchoux	Morrell	Wright
Frith	Morrish	
Total - 98		

NAYS

Total - 0

ABSENT

Barrow	Crowe	LaFleur
Cazayoux	Curtis	White
Total - 6		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

HOUSE BILL NO. 712—
BY REPRESENTATIVE ALARIO
AN ACT

To amend and reenact R.S. 47:1907(A)(1), relative to the ad valorem tax; to provide for the compensation of assessors; to provide for an effective date; and to provide for related matters.

Read by title.

Motion

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

HOUSE BILL NO. 742—
BY REPRESENTATIVES K. CARTER, GRAY, JEFFERSON, ARNOLD, BADON, BURNS, HEATON, HUTTER, MARCHAND, RICHMOND, SCALISE, SHEPHERD, AND WINSTON AND SENATOR DUPLESSIS
AN ACT

To enact Chapter 27-C of Title 33 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 33:9039.51 through 9039.67, and to repeal R.S. 36:109(M) and Part III of Chapter 6 of Title 46 of the Louisiana Revised Statutes of 1950, comprised of R.S.

46:811 through 813.1, relative to the Greater New Orleans Biosciences Economic Development District; to create and provide for such district and its board of commissioners and their powers, duties, functions, and responsibilities; to repeal provisions providing for the Louisiana Biomedical Research and Development Park Commission; and to provide for related matters.

Read by title.

Motion

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

Notice of Intention to Call

Pursuant to House Rule No. 8.26(A), Rep. Karen Carter gave notice of her intention to call House Bill No. 742 from the calendar for future action.

**HOUSE BILL NO. 888 (Substitute for House Bill No. 818 by Representative Jackson)—
BY REPRESENTATIVE JACKSON
AN ACT**

To amend and reenact R.S. 47:287.736, relative to the corporation income tax; to define real estate investment trust; to disallow the dividend paid deduction for certain real estate investment trusts; and to provide for related matters.

Read by title.

Rep. Jackson moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Frith	Pinac
Alario	Gallot	Pitre
Alexander	Geymann	Powell, M.
Arnold	Glover	Powell, T.
Badon	Gray	Quezaire
Baldone	Greene	Richmond
Barrow	Guillory, E.	Ritchie
Baudoin	Guillory, M.	Romero
Beard	Hammett	Scalise
Bowler	Heaton	Schneider
Bruce	Hebert	Smiley
Bruneau	Hill	Smith, G.
Burns	Honey	Smith, J.D.—50th
Burrell	Hunter	Smith, J.H.—8th
Carter, K.	Hutter	Smith, J.R.—30th
Carter, R.	Jackson	St. Germain
Cazayoux	Jefferson	Strain
Crane	Katz	Thompson
Cravins	Kenney	Toomy
Damico	Kleckley	Townsend
Daniel	LaBruzzo	Trahan
Dartez	LaFleur	Triche
DeWitt	LaFonta	Tucker
Doerge	Lambert	Waddell
Dorsey	Lancaster	Walker
Dove	Marchand	Walsworth
Downs	McDonald	White
Durand	McVea	Winston
Erdey	Montgomery	Wooton
Fannin	Morrell	Wright
Farrar	Morrish	
Faucheux	Odinet	
Total - 94		

NAYS

Total - 0

ABSENT

Ansardi	Hopkins	Pierre
Baylor	Johns	Robideaux
Crowe	Kennard	
Curtis	Martiny	
Total - 10		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Jackson 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. 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.

Suspension of the Rules

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Erdey	Montgomery
Alario	Farrar	Morrell
Ansardi	Faucheux	Odinet
Arnold	Frith	Pierre
Badon	Gallot	Pinac
Baldone	Glover	Pitre
Barrow	Gray	Powell, T.
Baudoin	Guillory, E.	Quezaire
Baylor	Guillory, M.	Richmond
Bowler	Hammett	Ritchie
Bruce	Heaton	Schneider
Bruneau	Hill	Smith, G.
Burns	Honey	Smith, J.D.—50th
Burrell	Hunter	Smith, J.R.—30th
Carter, K.	Hutter	St. Germain
Carter, R.	Jackson	Strain
Cazayoux	Jefferson	Thompson
Crane	Kennard	Toomy
Cravins	Kenney	Townsend
Curtis	LaBruzzo	Triche
Damico	LaFleur	Walker
Daniel	LaFonta	White
DeWitt	Lambert	Winston
Dorsey	Lancaster	Wooton
Dove	Martiny	
Durand	McVea	
Total - 76		

NAYS

Alexander	Katz	Trahan
Beard	Kleckley	Tucker
Crowe	McDonald	Waddell
Doerge	Powell, M.	Walsworth
Fannin	Robideaux	Wright
Greene	Romero	
Hebert	Smiley	
Total - 19		

ABSENT

Dartez	Hopkins	Morrish
Downs	Johns	Scalise
Geymann	Marchand	Smith, J.H.—8th
Total - 9		

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.

Suspension of the Rules

On motion of Rep. Jefferson, the rules were suspended in order to take up and consider House Bill No. 627 at this time.

HOUSE BILL NO. 627—

BY REPRESENTATIVES HAMMETT, SALTER, ALARIO, AND DORSEY AND SENATORS HINES, BAJOEI, HEITMEIER, AND MOUNT
AN ACT

To enact R.S. 47:6020 through 6020.4, to establish the Angel Investor Tax Credit Program; to provide for the amount of the credit; to provide for qualifications for the credit; to provide for the implementation and administration of the program by the Department of Economic Development; to provide for definitions; to authorize penalties for providing false or fraudulent information; to require an annual report to the legislature; and to provide for related matters.

Called from the calendar.

Read by title.

Rep. Jefferson moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

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

Damico	LaBruzzo	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	Odinet	
Total - 98		

NAYS

Total - 0

ABSENT

Baldone	Heaton	LaFleur
Guillory, M.	Johns	Morrish
Total - 6		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

Suspension of the Rules

On motion of Rep. Burns, the rules were suspended in order to take up and consider House Bill No. 679 at this time.

HOUSE BILL NO. 679—

BY REPRESENTATIVES HAMMETT, SALTER, ALARIO, DORSEY, ALEXANDER, ANSARDI, ARNOLD, BADON, BALDONE, BAYLOR, BEARD, BOWLER, BRUCE, BRUNEAU, BURNS, BURRELL, BAUDOIN, K. CARTER, R. CARTER, CRANE, CRAVINS, CROWE, CURTIS, DAMICO, DANIEL, DARTEZ, DOVE, DOWNS, DURAND, FANNIN, FARRAR, FAUCHEUX, FRITH, GRAY, GREENE, E. GUILLORY, HEBERT, HILL, HOPKINS, HUTTER, JEFFERSON, KATZ, KENNEY, KLECKLEY, LABRUZZO, LAFLEUR, LAMBERT, LANCASTER, MARTINY, MCDONALD, MCVEA, ODINET, PIERRE, PINAC, PITRE, M. POWELL, T. POWELL, QUEZAIRE, RITCHIE, ROBIDEAUX, SCALISE, SCHNEIDER, SMILEY, GARY SMITH, JACK SMITH, JANE SMITH, JOHN SMITH, ST. GERMAIN, STRAIN, THOMPSON, TOOMY, TOWNSEND, TRAHAN, TUCKER, WADDELL, WALKER, WALSWORTH, WHITE, WINSTON, AND WOOTON AND SENATORS BAJOEI, HEITMEIER, HINES, AND MOUNT
AN ACT

To amend and reenact R.S. 47:287.92(B), 287.93(A), 287.95(F)(2), 287.738(A), and 606(A)(3), to enact R.S. 47:287.94(H) and 287.738(F), and to repeal R.S. 47:287.71(A)(1) and (2), 287.73(C)(1), 287.95(E), and 287.750, relative to the corporation income tax; to provide for a deduction for interest and dividends; to provide for a single factor apportionment formula for corporation income and franchise tax purposes for certain businesses; to provide for apportionment of profits and losses from sales or exchanges of property not made in the regular course of business; to provide for an effective date; 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. 679 by Representative Hammett

Page 28 HOUSE

29th Day's Proceedings - June 14, 2005

AMENDMENT NO. 1

On page 6, line 2, change "26 U. S. C. §491(b)(4)" to "26 U. S. C. §291(b)(4)"

AMENDMENT NO. 2

On page 7, line 17, change "47:606(A)(1)(a)" to "47:606(A)(1)"

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

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 100

NAYS

Total - 0

ABSENT

Table listing names of representatives under the ABSENT category: Geymann, Gray, Hammett, Johns.

Total - 4

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

Suspension of the Rules

On motion of Rep. Hammett, the rules were suspended in order to take up and consider House Bill No. 684 at this time.

HOUSE BILL NO. 684—

BY REPRESENTATIVE HAMMETT AN ACT

To amend and reenact R.S. 47:6015(B), (C)(1) and (2), (D), (F)(3), (G), and (H) and to enact R.S. 47:6015(C)(5)(a)(iv), (F)(4), and (I), relative to exemptions from state taxes; to provide relative to the research and development tax credit; to provide for an effective date; 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. 684 by Representative Hammett

AMENDMENT NO. 1

On page 1, lines 2 and 7, change "(F)(3)" to "(F)(introductory paragraph) and (3)" and change "(H)" to "(H)(1)"

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Table listing names of representatives under the YEAS category, including Mr. Speaker, Alario, Alexander, Ansardi, Arnold, Badon, Baldone, Baudoin, Baylor, Beard, Bowler, Bruce, Bruneau, Burns, Burrell, Carter, K., Carter, R., Crane, Cravins, Crowe, Curtis, Damico, Daniel, Dartez, DeWitt, Doerge, Dorsey, Dove, Downs, Durand, Farrar, Faucheux, Frith, Gallot, Glover, Gray, Greene, Guillory, E., Guillory, M., Hammett, Hebert, Hill, Honey, Hopkins, Hunter, Hutter, Jackson, Jefferson, Katz, Kennard, Kenney, Kleckley, LaBruzzo, Lambert, Lancaster, Marchand, Martiny, McDonald, McVea, Montgomery, Pierre, Pinac, Pitre, Powell, M., Powell, T., Quezaire, Richmond, Ritchie, Robideaux, Romero, Scalise, Schneider, Smiley, Smith, G., Smith, J.D.-50th, Smith, J.H.-8th, Smith, J.R.-30th, St. Germain, Strain, Thompson, Toomy, Townsend, Trahan, Triche, Tucker, Waddell, Walker, Walsworth, White, and Winston.

Erdey
Fannin
Total - 95

Morrish
Odinet

Wright

NAYS

Total - 0

ABSENT

Barrow
Cazayoux
Geymann
Total - 9

Heaton
Johns
LaFleur

LaFonta
Morrell
Wooton

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

Suspension of the Rules

On motion of Rep. Scalise, the rules were suspended in order to take up and consider House Bill No. 795 at this time.

HOUSE BILL NO. 795—

BY REPRESENTATIVE HAMMETT
AN ACT

To amend and reenact R.S. 47:3201 through 3205 and 4301 through 4306, relative to contracts with the Board of Commerce and Industry and manufacturing establishments; and to provide for related matters.

Called from the calendar.

Read by title.

Rep. Scalise moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

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

Frith
Gallot
Geymann
Glover
Gray
Greene
Guillory, E.
Guillory, M.
Hammett
Hebert
Hill
Honey
Hopkins
Hunter
Hutter
Jackson
Jefferson
Johns
Katz
Kennard
Kenney
Kleckley
LaBruzzo
LaFleur
LaFonta

Odinet
Pierre
Pinac
Pitre
Powell, M.
Powell, T.
Quezaire
Richmond
Ritchie
Robideaux
Romero
Scalise
Schneider
Smiley
Smith, G.
Smith, J.D.—50th
Smith, J.H.—8th
Smith, J.R.—30th
St. Germain
Strain
Thompson
Toomy
Townsend
Trahan
Triche

Doerge
Dorsey
Dove
Downs
Durand
Erdey
Fannin
Farrar
Fauchoux
Total - 101

Lambert
Lancaster
Marchand
Martiny
McDonald
McVea
Montgomery
Morrell
Morrish

Tucker
Waddell
Walker
Walsworth
White
Winston
Wooton
Wright

NAYS

Total - 0

ABSENT

Carter, K.
Total - 3

Cazayoux

Heaton

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Scalise 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. Elcie Guillory, the rules were suspended in order to take up and consider House Bills and Joint Resolutions Returned from the Senate with Amendments at this time.

House Bills and Joint Resolutions Returned from the Senate with Amendments

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

HOUSE BILL NO. 59—

BY REPRESENTATIVE E. GUILLORY
AN ACT

To amend and reenact R.S. 37:367, relative to issuance of certain certificates of registration; to prohibit the listing of complete social security numbers on the certificates of registration for barbers and instructors; and to provide for related matters.

Read by title.

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

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Mount to Engrossed House Bill No. 59 by Representative E. Guillory

AMENDMENT NO. 1

On page 1, line 11, after "registration" and before "issued" insert "or instructor certificate"

Rep. Elcie Guillory moved that the amendments proposed by the Senate be rejected.

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Heaton	LaFleur
Hutter	Romero
Total - 4	

The amendments proposed by the Senate were rejected.

Conference committee appointment pending.

Conference Committee Appointment

The Speaker appointed the following conferees on the part of the House to confer with a like committee from the Senate on the disagreement to House Bill No. 59: Reps. Pinac, Elcie Guillory, and Ritchie.

HOUSE BILL NO. 118—
BY REPRESENTATIVE WHITE

AN ACT

To amend and reenact R.S. 37:3298(B), relative to private security; to provide an exception to the private security law for peace officers; and to provide for related matters.

Read by title.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Commerce, Consumer Protection and International Affairs to Engrossed House Bill No. 118 by Representative White

AMENDMENT NO. 1

On page 1, line 11 after "employer" insert the following:

": however, nothing herein shall be construed to authorize peace officers to employ non-commissioned peace officers to perform any private security functions as defined in this Subsection"

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Farrar	Odinet
Alario	Faucheux	Pierre
Alexander	Frith	Pinac
Ansardi	Gallot	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	Smiley
Burns	Hopkins	Smith, G.
Burrell	Hunter	Smith, J.D.—50th
Carter, K.	Hutter	Smith, J.H.—8th
Carter, R.	Jackson	Smith, J.R.—30th
Cazayoux	Jefferson	St. Germain
Crane	Katz	Strain
Cravins	Kennard	Thompson
Crowe	Kenney	Toomy
Curtis	Kleckley	Townsend
Damico	LaBruzzo	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	
Total - 101		

NAYS

Total - 0

ABSENT

Geymann	Johns	LaFleur
Total - 3		

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

HOUSE BILL NO. 249—
BY REPRESENTATIVE FRITH

AN ACT

To enact R.S. 33:1236.27, relative to solid and liquid waste in Cameron Parish; to authorize the parish governing authority to provide for zoning and land use regarding facilities for disposal,

incineration, or storage of solid or liquid waste in the parish; to provide that the types and quantities of waste to be disposed of, incinerated, or stored at such a facility be in accordance with any permit granted by the Department of Environmental Quality or the office of conservation of the Department of Natural Resources; and to provide for related matters.

Read by title.

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

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Theunissen to Reengrossed House Bill No. 249 by Representative Frith

AMENDMENT NO. 1

On page 1, line 14, delete "liquid or"

AMENDMENT NO. 2

On page 1, line 15, before "The" insert "A." and change "may" to "is hereby authorized to"

AMENDMENT NO. 3

On page 1, line 16, delete "zoning and land use regarding" and insert in lieu thereof the following:

"the zoning, land use, and siting of"

AMENDMENT NO. 4

On page 1, line 17, after "incineration" delete the comma "," and change "or storage" to "and storage"

AMENDMENT NO. 5

On page 1, line 17, after "parish" delete the remainder of the line and insert in lieu thereof the following:

"and the types and"

AMENDMENT NO. 6

On page 1, line 18, change "disposed of," to "disposed," and after "incinerated" delete the comma "," and after "such" delete "a"

AMENDMENT NO. 7

On page 1, delete lines 20 and 21 in their entirety and insert in lieu thereof the following:

"Quality.

B. The authorization provided for in this Section shall not supersede the authority of the Department of Environmental Quality."

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Theunissen to Reengrossed House Bill No. 249 by Representative Frith

AMENDMENT NO. 1

Delete Senate Floor Amendment No. 5 proposed by Senator Theunissen and adopted by the Senate on May 31, 2005.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 97

NAYS

Total - 0

ABSENT

Barrow	Glover	Wooton
Baudoin	Johns	
Geymann	LaBruzzo	
Total - 7		

The amendments proposed by the Senate were rejected.

Conference committee appointment pending.

Conference Committee Appointment

The Speaker appointed the following conferees on the part of the House to confer with a like committee from the Senate on the disagreement to House Bill No. 249: Reps. Frith, Baylor, and Triche.

HOUSE BILL NO. 302—

BY REPRESENTATIVE WOOTON
AN ACT

To authorize and provide for the transfer of certain state property in Plaquemines Parish to the Plaquemines Parish governing authority; and to provide for related matters.

Read by title.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Natural Resources to Engrossed House Bill No. 302 by Representative Wooton

AMENDMENT NO. 1

On page 3, line 12, after "authority" delete the period and insert ", in exchange of consideration proportionate to the appraised value of the property."

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

ROLL CALL

The roll was called with the following result:

YEAS

Table listing names of representatives who voted 'YEAS' for Amendment No. 1, including Mr. Speaker, Farrar, Pierre, Alario, Faucheux, Pinac, Alexander, Gallot, Pitre, Ansardi, Glover, Powell, M., Arnold, Gray, Powell, T., Badon, Greene, Quezaire, Baldone, Guillory, E., Richmond, Baylor, Guillory, M., Ritchie, Beard, Hammett, Robideaux, Bowler, Hebert, Romero, Bruce, Hill, Scalise, Bruneau, Honey, Schneider, Burns, Hopkins, Smiley, Burrell, Hunter, Smith, G., Carter, K., Hutter, Smith, J.D.-50th, Carter, R., Jackson, Smith, J.H.-8th, Cazayoux, Jefferson, Smith, J.R.-30th, Crane, Katz, St. Germain, Cravins, Kenney, Strain, Crowe, Kleckley, Thompson, Curtis, LaBruzzo, Toomy, Damico, LaFleur, Townsend, Daniel, LaFonta, Trahan, Dartez, Lancaster, Triche, DeWitt, Marchand, Tucker, Doerge, Martiny, Waddell, Dorsey, McDonald, Walker, Dove, McVea, Walsworth, Downs, Montgomery, White, Durand, Morrell, Winston, Erdey, Morrish, Wooton, Fannin, Odinet, Wright

Total - 96

NAYS

Total - 0

ABSENT

Table listing names of representatives who were absent: Barrow, Geymann, Kennard, Baudoin, Heaton, Lambert, Frith, Johns

Total - 8

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

HOUSE BILL NO. 365— BY REPRESENTATIVE DORSEY

AN ACT

To enact R.S. 11:162(E), R.S. 17:1519.16, and R.S. 42:398 and 808(D) and to repeal R.S. 11:413(12), relative to certain health

care professionals employed by medical centers of the Louisiana State University Health Sciences Center; to authorize establishment of unclassified health care professional employee pools for such medical centers; to provide for benefits of employees in the pools; and to provide for related matters.

Read by title.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Health and Welfare to Engrossed House Bill No. 365 by Representative Dorsey

AMENDMENT NO. 1

On page 3, line 4, after "Commission" delete "of unclassified status for" and insert "and notification to AFSCME Louisiana Council 17."

AMENDMENT NO. 2

On page 3, line 5, delete "such position" and insert "Approved unclassified pool positions shall not exceed ten percent of full-time equivalencies in any approved category without approval of the state Department of Civil Service and concurrence of AFSCME Louisiana Council 17."

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

ROLL CALL

The roll was called with the following result:

YEAS

Table listing names of representatives who voted 'YEAS' for Amendment No. 1, including Mr. Speaker, Farrar, Morrish, Alario, Faucheux, Odinet, Alexander, Frith, Pierre, Ansardi, Gallot, Pinac, Arnold, Glover, Pitre, Badon, Gray, Powell, M., Baldone, Greene, Powell, T., Baudoin, Guillory, E., Quezaire, Baylor, Guillory, M., Richmond, Beard, Hammett, 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, Katz, Smith, J.R.-30th, Cravins, Kennard, St. Germain, Crowe, Kenney, Strain, Curtis, Kleckley, Thompson, Damico, LaBruzzo, Toomy, Daniel, LaFleur, Townsend, Dartez, LaFonta, Trahan, DeWitt, Lambert, Doerge, Lancaster, Tucker, Dorsey, Marchand, Waddell, Dove, Martiny, Walker, Downs, McDonald, Walsworth

Durand	McVea	Winston
Erdey	Montgomery	Wright
Fannin	Morrell	
Total - 98		

NAYS

Total - 0

ABSENT

Barrow	Heaton	White
Geymann	Johns	Wooton
Total - 6		

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

HOUSE BILL NO. 398—

BY REPRESENTATIVE HILL

AN ACT

To amend and reenact R.S. 33:175, relative to extension of the corporate limits of a municipality by means of an ordinance; to provide with respect to the period of time after which an ordinance enlarging the boundaries of a municipality is operative and cannot be contested; and to provide for related matters.

Read by title.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Local and Municipal Affairs to Reengrossed House Bill No. 398 by Representative Hill

AMENDMENT NO. 1

On page 1, line 14, after "contested or attacked" delete the remainder of the line and insert "based on the inadequacy of the notice"

AMENDMENT NO. 2

On page 1, at the beginning of line 15 delete "reason whatsoever"

AMENDMENT NO. 3

On page 1, line 20, after "whatsoever" and before the period "." insert "except for any rights or causes of action under the Voting Rights Act of 1965, as amended"

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Farrar	Odinet
Alario	Faucheux	Pierre
Alexander	Frith	Pinac
Ansardi	Gallot	Pitre
Arnold	Gray	Powell, M.
Badon	Greene	Powell, T.
Baldone	Guillory, E.	Quezaire
Baudoin	Guillory, M.	Richmond
Baylor	Hammett	Ritchie
Beard	Heaton	Robideaux
Bowler	Hebert	Romero
Bruce	Hill	Scalise
Bruneau	Honey	Schneider
Burns	Hopkins	Smiley

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

NAYS

Total - 0

ABSENT

Barrow	Glover	McVea
Geymann	Johns	Smith, J.H.—8th
Total - 6		

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

HOUSE BILL NO. 464—

BY REPRESENTATIVE BALDONE

AN ACT

To amend and reenact R.S. 32:361.2(A)(2)(d) and to enact R.S. 15:587(A)(1)(d), relative to motor vehicle safety equipment; to provide relative to medical exemptions to window tinting regulations; to require applicants for such exemptions to consent to the release of criminal history records and identification files under certain circumstances; to require the release of such information to law enforcement agents under certain circumstances; and to provide for related matters.

Read by title.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Transportation, Highways and Public Works to Engrossed House Bill No. 464 by Representative Baldone

AMENDMENT NO. 1

On page 1, line 2, after "R.S. 32:361.2(A)(2)(d)" and before "and" insert "and 361.3"

AMENDMENT NO. 2

On page 1, line 3, after "medical" insert "and security"

AMENDMENT NO. 3

On page 1, line 7, after "circumstances;" insert "to exempt certain vehicles from applying for a security exemption;"

AMENDMENT NO. 4

On page 1, line 15, after "medical" insert "or security"

Page 34 HOUSE

29th Day's Proceedings - June 14, 2005

AMENDMENT NO. 5

On page 2, line 4, after "R.S. 32:361.2(A)(2)(d)" delete "is" and insert "and 361.3 are"

AMENDMENT NO. 6

On page 2, after line 18, insert the following:

"§361.3. Security exemption

A. The provisions of R.S. 32:361.1 shall not apply to any motor vehicle registered in this state when the operator of the vehicle possesses an affidavit on a form issued by the Department of Public Safety and Corrections stating that valid security reasons exist which make it necessary to equip the motor vehicle with sun screening material which would be of a light transmission or luminous reflectance in violation of R.S. 32:361.1. The affidavit shall include a description of the vehicle and be kept within the described vehicle. Additionally, at the time of applying for the exemption, the applicant shall provide written consent on a form approved by the Louisiana Bureau of Criminal Identification and Information authorizing the bureau to release any information contained in the applicant's criminal history record and identification files to the office of state police for verification that the applicant has not been convicted of a violent crime or drug offense. The department shall adopt rules and regulations in accordance with the Administrative Procedure Act to implement the provisions of this Section.

B. Any vehicle owned, leased, operated, or otherwise controlled by a governmental or law enforcement agency to conduct official business shall qualify for the security exemption provided for in this Section without the necessity of applying for the exemption or providing written consent for release of criminal history record and identification files for the operator of such vehicle."

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Farrar	Odinot
Alario	Faucheux	Pierre
Alexander	Frith	Pinac
Ansardi	Gallot	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	Smiley
Burns	Hunter	Smith, G.
Burrell	Hutter	Smith, J.D.—50th
Carter, K.	Jackson	Smith, J.H.—8th
Carter, R.	Jefferson	Smith, J.R.—30th
Cazayoux	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	

Total - 101

NAYS

Total - 0

ABSENT

Geymann	Glover	Johns
Total - 3		

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

HOUSE BILL NO. 490—

BY REPRESENTATIVES WADDELL, PINAC, JOHNS, AND THOMPSON
AN ACT

To amend and reenact R.S. 37:2156(C)(3), relative to the State Licensing Board for Contractors; to provide for donations to public university or community college foundations by contractors; and to provide for related matters.

Read by title.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Commerce, Consumer Protection and International Affairs to Reengrossed House Bill No. 490 by Representative Waddell

AMENDMENT NO. 1

On page 1, between lines 20 and 21 insert the following:

"(c) For purposes of this Paragraph, "foundation" shall mean any private nonprofit corporation which supports public higher education institutions as defined by R.S. 17:3390."

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Farrar	Odinot
Alario	Faucheux	Pierre
Alexander	Frith	Pinac
Ansardi	Gallot	Pitre
Arnold	Gray	Powell, M.
Badon	Greene	Powell, T.
Baldone	Guillory, M.	Quezaire
Baudoin	Hammett	Richmond
Baylor	Heaton	Ritchie
Beard	Hebert	Robideaux
Bowler	Hill	Romero
Bruce	Honey	Scalise
Bruneau	Hopkins	Schneider
Burns	Hunter	Smiley
Burrell	Hutter	Smith, G.
Carter, K.	Jackson	Smith, J.D.—50th

Carter, R.	Jefferson	Smith, J.H.—8th
Cazayoux	Katz	Smith, J.R.—30th
Crane	Kennard	St. Germain
Cravins	Kenney	Strain
Crowe	Kleckley	Thompson
Curtis	LaBruzzo	Toomy
Damico	LaFleur	Townsend
Daniel	LaFonta	Trahan
Dartez	Lambert	Triche
DeWitt	Lancaster	Tucker
Doerge	Marchand	Waddell
Dorsey	Martiny	Walker
Dove	McDonald	Walsworth
Downs	McVea	White
Durand	Montgomery	Winston
Erdey	Morrell	Wooton
Fannin	Morrish	Wright
Total - 99		

NAYS

Total - 0

ABSENT

Barrow	Glover	Johns
Geymann	Guillory, E.	
Total - 5		

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

HOUSE BILL NO. 512—
BY REPRESENTATIVE E. GUILLORY
AN ACT

To amend and reenact R.S. 27:93(A)(1) and 391(C) and to enact R.S. 27:93(A)(9) and R.S. 33:9575, to provide with respect to the creation of the Calcasieu Parish Gaming Revenue District; to provide for the boundaries of the district; to provide for the powers and duties of the district, including the power to tax; to provide relative to the levying of admission fees; to authorize the district to levy a fee based on monthly net gaming proceeds of riverboats in lieu of admission fees; to provide for the allocation of funds derived from fees levied by the district; to provide for cooperative endeavor or local services agreements; to provide for legislative intent; and to provide for related matters.

Read by title.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Local and Municipal Affairs to Engrossed House Bill No. 512 by Representative E. Guillory

AMENDMENT NO. 1

On page 1, at the beginning of line 9, change "endeavor" to "endeavors"

AMENDMENT NO. 2

On page 3, line 1, after "all" and before "and the" delete "communities" and insert in lieu thereof "municipalities"

AMENDMENT NO. 3

On page 3, line 3, after "all" and before "do not" delete "communities" and insert in lieu thereof "municipalities"

AMENDMENT NO. 4

On page 3, line 7, after "Parish, the" and before "which" delete "communities" and insert in lieu thereof "municipalities"

AMENDMENT NO. 5

On page 3, line 9, after "collect those" and before "levied under" delete "revenues" and insert in lieu thereof "fees, assessments, and taxes"

AMENDMENT NO. 6

On page 3, line 27, after "with the" and before "parish" insert "boundaries of the"

AMENDMENT NO. 7

On page 4, line 1, after "distributing the" and before "in accordance" delete "taxes established" and insert in lieu thereof "fees and assessments levied"

AMENDMENT NO. 8

On page 4, line 3, after "licensees" and before "the provisions" delete "under" and insert in lieu thereof "pursuant to"

AMENDMENT NO. 9

On page 4, line 4, after "on the" and before "at the racetrack" delete "slots" and insert in lieu thereof "proceeds from the slot machines"

AMENDMENT NO. 10

On page 4, between lines 5 and 6 insert the following:

"(2) The board shall be appointed as follows:

(a) One member shall be appointed by the president of the Calcasieu Parish Police Jury.

(b) One member shall be appointed by the mayor of the city of Lake Charles.

(c) One member shall be appointed by the mayor of the town of Westlake.

(d) One member shall be appointed by the mayor of the town of Vinton.

(e) One member shall be appointed by the mayor of the city of Sulphur.

(f) One member shall be appointed by the mayor of the city of DeQuincy.

(g) One member shall be appointed by the mayor of the town of Iowa."

AMENDMENT NO. 11

On page 4, delete line 8 in its entirety and insert "(1) The terms, powers, and duties of the board" and at the beginning of line 9 delete "district and its powers and duties."

AMENDMENT NO. 12

On page 4, line 10, after "board may" and before "elected officials" delete "be comprised of" and insert in lieu thereof "include"

AMENDMENT NO. 13

On page 4, line 25, after "of the state" and before "shall have" insert "through the board"

AMENDMENT NO. 14

On page 5, line 10, after "levy and collect any" and before "tax" insert "fee, assessment, or"

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Mount to Engrossed House Bill No. 512 by Representative E. Guillory

AMENDMENT NO. 1

Delete Senate Committee Amendment number 10 of amendments proposed by the Senate Committee on Local and Municipal Affairs on May 26, 2005 and adopted by the Senate on May 31, 2005.

AMENDMENT NO. 2

On page 4, line 9 after "duties" insert ", in accordance with the provisions of R.S. 33:1332."

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns of names: Mr. Speaker, Alario, Alexander, Ansardi, Arnold, Badon, Baldone, Barrow, Baudoin, Baylor, Bowler, Bruce, Bruneau, Burns, Burrell, Carter, K., Carter, R., Cazayoux, Crane, Cravins, Curtis, Damico, Daniel, Dartz, DeWitt, Doerge, Dorsey, Dove, Downs, Durand, Erdey, Fannin, Farrar, Total - 98

NAYS

Total - 0

ABSENT

Table with 3 columns: Beard, Crowe, Total - 6; Geymann, Glover; Johns, Wright

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

HOUSE BILL NO. 558— BY REPRESENTATIVE LABRUZZO AN ACT

To amend and reenact R.S. 37:1226.2(A)(introductory paragraph and (2), (B)(introductory paragraph and (1), (2), (3), (6), (7), and (8), and (D)(1) and to enact R.S. 37:1226.2(F) and (G), relative to prescription drug returns, exchanges, and redispensing; to allow penal institutions to receive donated medications for redispensing to individuals in its facility; to provide for exemptions; and to provide for related matters.

Read by title.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Health and Welfare to Reengrossed House Bill No. 558 by Representative LaBruzzo

AMENDMENT NO. 1

On page 1, line 14 after "with" insert "the provisions of"

AMENDMENT NO. 2

On page 2, delete line 17 and insert "(3) The donor, including but not limited to a curator, tutor, guardian or caregiver shall execute a form stating"

AMENDMENT NO. 3

On page 3, line 9 delete "board" and insert "Board of Pharmacy"

AMENDMENT NO. 4

On page 3, delete lines 12 and 13 and insert the following:

"G. Notwithstanding any law to the contrary, any donor in the parishes listed below shall exclusively donate prescription drugs to a charitable pharmacy and such charitable pharmacy shall be the sole recipient of such donated prescription drugs."

AMENDMENT NO. 5

On page 3, line 14 change "Parishes" to "Any parish"

AMENDMENT NO. 6

On page 3, line 17 change "Parishes" to "Any parish"

AMENDMENT NO. 7

On page 3, line 20 change "Parishes" to "Any parish"

AMENDMENT NO. 8

On page 3, line 23 change "Parishes" to "Any parish"

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Jackson to Reengrossed House Bill No. 558 by Representative LaBruzzo

AMENDMENT NO. 1

Delete Senate Committee Amendment numbers 4, 5, 6, 7, and 8 which were proposed by the Senate Committee on Health and Welfare and adopted by the Senate on May 31, 2005.

AMENDMENT NO. 2

On page On page 1, line 6, delete "to provide for exemptions" and insert "to provide a right of first refusal to charitable pharmacies"

AMENDMENT NO. 3

On page 3, after "G" delete the rest of the line and delete lines 13 through 25 in their entirety and insert the following:

"A donation made by a hospital, health care facility, or governmental entity to a penal institution may be made only if all charitable pharmacies located within one hundred miles of the donating hospital, health care facility, or governmental entity have been offered and have refused to accept such donation."

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 95

NAYS

Carter, K.	Faucheux	Jefferson
Dorsey	Greene	

Total - 5

ABSENT

Arnold	Johns
Geymann	Wooton

Total - 4

The amendments proposed by the Senate were rejected.

Conference committee appointment pending.

HOUSE BILL NO. 561—
BY REPRESENTATIVE LANCASTER
AN ACT

To amend and reenact R.S. 22:1193(E) and 2092.3, relative to title insurance agents; to require continuing education for renewal of licensure; to provide for domicile of agents; and to provide for related matters.

Read by title.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Insurance to Engrossed House Bill No. 561 by Representative Lancaster

AMENDMENT NO. 1

On page 1, line 2, delete "and 2092.3"

AMENDMENT NO. 2

On page 1, line 3, delete "to provide for domicile of agents;"

AMENDMENT NO. 3

On page 1, line 6, change "and 2092.3 are" to "is"

AMENDMENT NO. 4

On page 2, delete lines 1 through 9 in their entirety.

Rep. Jack Smith moved that the amendments proposed by the Senate be rejected.

ROLL CALL

The roll was called with the following result:

YEAS

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

Dartez	LaBruzzo	Toomy
DeWitt	LaFonta	Townsend
Doerge	Lambert	Trahan
Dorsey	Lancaster	Triche
Dove	Marchand	Waddell
Downs	Martiny	Walker
Durand	McDonald	White
Erdey	McVea	Wright
Fannin	Montgomery	
Total - 92		

NAYS

Beard	Powell, M.	Winston
Bowler	Tucker	
Katz	Walsworth	
Total - 7		

ABSENT

Arnold	Johns	Wooton
Geymann	LaFleur	
Total - 5		

The amendments proposed by the Senate were rejected.

Conference committee appointment pending.

Conference Committee Appointment

The Speaker appointed the following conferees on the part of the House to confer with a like committee from the Senate on the disagreement to House Bill No. 561: Reps. Jack Smith, Karen Carter, and Lancaster.

HOUSE BILL NO. 569—
BY REPRESENTATIVE BAUDOIN
AN ACT

To enact R.S. 47:463.129, relative to motor vehicle prestige license plates; to provide for the creation of a Ladies Auxiliary, V. F. W. prestige license plate; to provide for the issuance of such plate; to provide relative to the fees for such plate; to provide for use of such fees; to authorize the promulgation of rules and regulations; and to provide for related matters.

Read by title.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Transportation, Highways and Public Works to Engrossed House Bill No. 569 by Representative Baudoin

AMENDMENT NO. 1

On page 1, line 2, after "R.S. 47:463.129" and before the comma ", " insert "and 463.130"

AMENDMENT NO. 2

On page 1, line 3, after "plate" and before the semicolon ";" insert "and a Children's Bureau prestige license plate"

AMENDMENT NO. 3

On page 1, line 4, in each instance after "such" change "plate" to "plates"

AMENDMENT NO. 4

On page 1, at the beginning of line 5, change "use" to "disbursement"

AMENDMENT NO. 5

On page 1, line 8, delete "is" and insert "and 463.130 are"

AMENDMENT NO. 6

On page 2, line 4, after "R.S. 47:463" delete the comma " , "

AMENDMENT NO. 7

On page 2, after line 9, insert as follows:

"§463.130. Special prestige license plate; Children's Bureau

A. The secretary of the Department of Public Safety and Corrections shall establish a special prestige motor vehicle license plate to be known as the Children's Bureau plate when the department has received a minimum of one thousand applicants for such plate. The license plate shall be restricted to passenger cars, pickup trucks, vans, and recreational vehicles. The license plate shall be of a color and design selected by the Children's Bureau, provided that it is in compliance with R.S. 47:463(A)(3) and shall bear the Children's Bureau logo and words, "Helps Heal The Hurt".

B. The prestige license plate shall be issued, upon application, to any citizen of Louisiana in the same manner as any other motor vehicle license plate.

C. The department shall collect an annual fee of twenty-five dollars for each plate, which shall be disbursed in accordance with Subsection D of this Section. The fee shall be in addition to the regular motor vehicle registration license fee provided in R.S. 47:463 and a handling fee of three dollars and fifty cents which shall be retained by the department to offset administrative costs.

D. The monies received from the additional twenty-five dollar fee shall be annually disbursed to the Children's Bureau.

E. The secretary shall promulgate rules and regulations as are necessary to implement the provisions of this Section."

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Faucheux	Odinet
Alario	Frith	Pierre
Alexander	Gallot	Pinac
Ansardi	Glover	Pitre
Arnold	Gray	Powell, M.
Badon	Greene	Powell, T.
Baldone	Guillory, E.	Quezaire
Baudoin	Guillory, M.	Richmond
Baylor	Hammett	Ritchie
Beard	Heaton	Robideaux
Bowler	Hebert	Romero
Bruce	Hill	Scalise
Bruneau	Honey	Schneider
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	Wright
Fannin	Morrell	
Farrar	Morrish	

Total - 100

NAYS

Total - 0

ABSENT

Barrow	Hopkins
Geymann	Wooton

Total - 4

The amendments proposed by the Senate were rejected.

Conference committee appointment pending.

HOUSE BILL NO. 749—
BY REPRESENTATIVES HUTTER, BARROW, BAUDOIN, BOWLER, AND KATZ AND SENATOR DUPLESSIS

AN ACT

To enact Part XII-A of Chapter 11 of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:2198.11 through 2198.13, relative to pain management clinics; to provide for definitions; to provide for licensure; to provide for rules and regulations; to provide for fees; to provide for the use of fee proceeds; and to provide for related matters.

Read by title.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Health and Welfare to Reengrossed House Bill No. 749 by Representative Hutter

AMENDMENT NO. 1

On page 1, line 20, after "board-certified" insert ", or board eligible"

AMENDMENT NO. 2

On page 2, between lines 13 and 14, insert the following:

"(8) A clinic shall be operated by a medical director who shall be a physician licensed to practice medicine by the Louisiana State Board of Medical Examiners.

(9) The department license is non-transferable."

AMENDMENT NO. 3

On page 2, line 19, after "board certified" insert ", or board eligible"

AMENDMENT NO. 4

On page 2, line 28, after "primary" delete "or" and insert "and"

AMENDMENT NO. 5

On page 3, line 5, after "board certified" insert ", or board eligible"

AMENDMENT NO. 6

On page 3, line 7, after "board certified" insert ", or board eligible"

AMENDMENT NO. 7

On page 3, between lines 8 and 9, insert the following:

"(E) Nothing in this Section shall be construed to require a pain management clinic after July 1, 2005 to operate as an urgent care facility offering primary and acute health services in addition to caring for those with chronic pain."

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Schedler to Reengrossed House Bill No. 749 by Representative Hutter

AMENDMENT NO. 1

Delete Senate committee amendments Nos. 1 through 7 proposed by the Health and Welfare Committee and adopted by the Senate on May 26, 2005.

AMENDMENT NO. 2

On page 1, between lines 13 and 14, insert "(1) "Board" means the Louisiana State Board of Medical Examiners."

AMENDMENT NO. 3

On page 1, line 14, change "(1)" to "(2)"

AMENDMENT NO. 4

On page 1, line 15, change "(2)" to "(3)"

AMENDMENT NO. 5

On page 1, between lines 17 and 18, insert the following:

"(4) "Physician" means an individual who possesses a current, unrestricted license to practice medicine in Louisiana, who during the course of his practice has not been denied the privilege of prescribing, dispensing, administering, supplying or selling any controlled dangerous substance and who has not within the past five years had board action taken against his medical license as a result of dependancy on drugs or alcohol."

AMENDMENT NO. 6

On page 1, line 20, after "a" delete the remainder of the line and insert in lieu thereof:

"physician certified in the subspecialty of pain management by a member board of the American Boards of Medical Specialties."

AMENDMENT NO. 7

On page 1, delete line 21 in its entirety

AMENDMENT NO. 8

On page 2, line 1, after "department" and before "shall" insert "and board"

AMENDMENT NO. 9

On page 2, line 2, after "regulations" and before "as" insert ", with respect to pain management clinics and the physicians who may practice in such clinics."

AMENDMENT NO. 10

On page 2, between lines 13 and 14 insert the following:

"(8) Non transferability of licenses."

Page 40 HOUSE

29th Day's Proceedings - June 14, 2005

AMENDMENT NO. 11

On page 2, delete lines 16 through 29 in their entirety and insert in lieu thereof:

"D. The provisions of this Part shall not apply to any of the following:

(1) A medical school or outpatient clinic associated with a medical school.

(2) A hospital, including any outpatient facility or clinic of the hospital that is separated physically from the hospital, or any other medical facility that is licensed and regulated by the department.

(3) A hospice established pursuant to R.S. 40:2181 et seq.

(4) A facility maintained or operated by the state of Louisiana or a governmental entity of this state.

(5) A clinic maintained or operated by the United States or by any of its departments, offices, or agencies."

AMENDMENT NO. 12

On page 3, delete lines 1 through 8 in their entirety

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns of names: Mr. Speaker, Farrar, Odinet, Alario, Fauchoux, Pierre, Alexander, Frith, Pinac, Ansardi, Gallot, 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, Smiley, Burns, Hunter, Smith, G., Burrell, Hutter, Smith, J.D.-50th, Carter, K., Jackson, Smith, J.H.-8th, Carter, R., Jefferson, St. Germain, Cazayoux, Johns, Strain, Crane, Katz, Thompson, Cravins, Kennard, Toomy, Crowe, Kenney, Townsend, Curtis, Kleckley, Trahan, Damico, LaBruzzo, Triche, Daniel, LaFleur, Tucker, Dartez, LaFonta, Waddell, DeWitt, Lambert, Walker, Doerge, Lancaster, Walsworth, Dorsey, Marchand, White, Dove, Martiny, Winston, Downs, McDonald, Wooton, Durand, McVea, Wright, Erdey, Montgomery, Fannin, Morrell, Total - 100

NAYS

Total - 0

ABSENT

Table with 2 columns: Geymann, Morrish, Glover, Smith, J.R.-30th, Total - 4

The amendments proposed by the Senate were rejected.

Conference committee appointment pending.

Suspension of the Rules

On motion of Rep. Dorsey, 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

ASKING CONCURRENCE IN SENATE CONCURRENT RESOLUTIONS

June 14, 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. 119 and 120

Respectfully submitted,

GLENN A. KOEPP Secretary of the Senate

Message from the Senate

SENATE BILLS

June 14, 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. 59 and 318

Respectfully submitted,

GLENN A. KOEPP Secretary of the Senate

Suspension of the Rules

On motion of Rep. Martiny, 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. 59—
BY SENATOR DUPLESSIS

AN ACT

To amend and reenact R.S. 47:297.4 and to repeal R.S. 47:297.2, relative to state income tax credits; to provide for the child care and dependent care expense credits and their calculation; and to provide for related matters.

Read by title.

SENATE BILL NO. 318—
BY SENATOR JONES

AN ACT

To amend and reenact R.S. 14:403.3(D) and R.S. 15:538(D)(2), (3), (4), and (5), 541(14.1) and 542.1(L)(2), and to enact R.S. 14:403(E) and R.S. 15:538(D)(6) and (E), (F), and (G), 542(G) and (H), 542.1(N) and 549(H) and Chapter 24-B of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:2525, relative to criminal offenses against persons; to provide for false reports or communications concerning the Amber Alert System; to require the Department of Public Safety and Corrections or the Louisiana Bureau of Criminal Identification and Information to approve the residence location and living arrangements of the sexual offender; to provide for the definition of sex offense; to provide for additional conditions of probation and parole in certain cases; to provide for verification of sexual offender registration; to provide that it is a criminal offense to hide or harbor a sex offender, child predator, or sexually violent predator, or to fail to notify or to provide false information about such offender or predator to law enforcement officials; to provide for penalties; to provide for notification requirements for child predators or sexually violent predators; to provide for a pre-Amber Alert action plan; to provide for the use of certain technology; and to provide for related matters.

Read by title.

On motion of Rep. Martiny, and under a suspension of the rules, the above bill was referred to the Committee on Administration of Criminal Justice.

Message from the Senate

HOUSE BILLS

June 14, 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. 18
Returned without amendments

House Bill No. 51
Returned without amendments

House Bill No. 56
Returned with amendments

House Bill No. 78
Returned with amendments

House Bill No. 88
Returned without amendments

House Bill No. 90
Returned with amendments

House Bill No. 91
Returned with amendments

House Bill No. 101
Returned without amendments

House Bill No. 166
Returned without amendments

House Bill No. 239
Returned without amendments

House Bill No. 330
Returned without amendments

House Bill No. 451
Returned without amendments

House Bill No. 473
Returned with amendments

House Bill No. 513
Returned without amendments

House Bill No. 576
Returned with amendments

House Bill No. 599
Returned with amendments

House Bill No. 763
Returned without amendments

House Bill No. 805
Returned without amendments

House Bill No. 817
Returned with amendments

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

Message from the Senate

**ASKING CONCURRENCE IN
HOUSE CONCURRENT RESOLUTIONS**

June 14, 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 House Concurrent Resolutions:

House Concurrent Resolution No. 133
Returned without amendments

House Concurrent Resolution No. 142
Returned without amendments

House Concurrent Resolution No. 155
Returned without amendments

House Concurrent Resolution No. 157
Returned without amendments

House Concurrent Resolution No. 184
Returned without amendments

House Concurrent Resolution No. 190
Returned without amendments

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

Message from the Senate

SIGNED SENATE CONCURRENT RESOLUTIONS

June 14, 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. 5, 14, 15, 36, 48, 52, 64, 65, 107, and 108

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.

Message from the Senate

SIGNED SENATE BILLS AND JOINT RESOLUTIONS

June 14, 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 Bills:

Senate Bill Nos. 19, 21, 39, 62, 75, 92, 95, 115, 139, 143, 144, 235, 236, and 249

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 Bills and Joint Resolutions contained herein were signed by the Speaker of the House.

**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. 110—

BY REPRESENTATIVE DURAND
A RESOLUTION

To designate the week of June 13 through June 19, 2005, as Men's Health Week at the Louisiana House of Representatives.

Read by title.

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

HOUSE RESOLUTION NO. 111—

BY REPRESENTATIVE SCHNEIDER
A RESOLUTION

To express sincere and heartfelt condolences upon the death of Wayne Leroy "Mac" McClure, Jr., beloved husband, father, grandfather, brother, colleague, and friend.

Read by title.

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

HOUSE CONCURRENT RESOLUTION NO. 194—

BY REPRESENTATIVE HUNTER
A CONCURRENT RESOLUTION

To expand the duties of the Workers' Compensation Medical Reimbursement Task Force to include the study of agreements by Preferred Provider Organizations (PPOs), Third Party Administrators (TPAs), and Pharmacy Benefit Managers (PBMs) in the workers' compensation system and to make recommendations regarding legislation to clarify the proper application of Chapter 12 of Title 40 of the Louisiana Revised Statutes of 1950.

Read by title.

On motion of Rep. Hunter, and under a suspension of the rules, the above resolution was referred to the Committee on House and Governmental Affairs, under the rules.

Reports of Committees

The following reports of committees were received and read:

Report of the Committee on Appropriations

June 14, 2005

To the Speaker and Members of the House of Representatives:

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

House Resolution No. 80, by Schneider
Reported favorably. (10-0)

House Resolution No. 92, by Downs
Reported favorably. (11-0)

House Bill No. 285, by Cravins
Reported with amendments. (10-0) (Regular)

House Bill No. 531, by Thompson
Reported favorably. (10-0) (Regular)

House Bill No. 623, by LaFleur
Reported with amendments. (12-0) (Regular)

JOHN ALARIO
Chairman

Suspension of the Rules

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

House Bills and Joint Resolutions on Second Reading Reported by Committee

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

HOUSE BILL NO. 285—
BY REPRESENTATIVE CRAVINS
AN ACT

To amend and reenact R.S. 32:171(F)(1) and (2) and 175(C) and to enact R.S. 32:175(D) and R.S. 48:393, relative to penalties for failing to stop at certain railroad grade crossings; to increase the fines for certain railroad grade crossing violations; to provide relative to penalties for certain violations; to require the suspension of driving privileges under certain circumstances; to provide relative to the disposition of a certain portion of penalties for certain railroad grade crossing violations; to create the Railroad Crossing Safety Fund; to provide relative to the administration and use of monies deposited into such fund; 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 Engrossed House Bill No. 285 by Representative Cravins

AMENDMENT NO. 1

On page 2, line 19, after "treasurer" and before the period "." insert "for deposit in the state treasury"

AMENDMENT NO. 2

On page 2, line 21, after "deposited" and before "and" insert "in"

AMENDMENT NO. 3

On page 2, delete line 22 in its entirety and insert "Fund pursuant to R.S. 48:393."

AMENDMENT NO. 4

On page 3, line 18, after "treasurer" and before the period "." insert "for deposit in the state treasury"

AMENDMENT NO. 5

On page 3, line 20, after "deposited" and before "and" insert "in"

AMENDMENT NO. 6

On page 3, delete line 21 in its entirety and insert "Fund pursuant to R.S. 48:393."

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. 531—

BY REPRESENTATIVE THOMPSON AND SENATORS ELLINGTON AND SMITH

AN ACT

To amend and reenact R.S. 51:955.4(F) and to enact R.S. 51:955.5, relative to broadband technology; to create the Broadband Infrastructure and Information Technology Fund; to provide for the deposit of certain monies in the fund; to provide for the use of monies in the fund; 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. 623—

BY REPRESENTATIVE LAFLEUR

AN ACT

To amend and reenact R.S. 27:353(4), relative to the revenues under the Pari-mutuel Live Racing Facility Economic Redevelopment and Gaming Control Act; to define eligible facility to include facilities temporarily not racing because of safety issues in order to preserve the revenues to be distributed which revenues are derived from the conduct of slot machine gaming in St. Landry Parish; to provide for an effective date; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Appropriations.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Appropriations to Original House Bill No. 623 by Representative LaFleur

AMENDMENT NO. 1

On page 1, line 2, after "reenact" delete the remainder of the line and insert "R.S. 27:353(4), relative to the revenues"

AMENDMENT NO. 2

On page 1, line 4, after the semicolon ";" delete the remainder of the line and insert the following:

"to define eligible facility to include facilities temporarily not racing because of safety issues in order to preserve the revenues to be distributed which revenues are derived from the"

AMENDMENT NO. 3

On page 1, line 8, change "R.S. 27:392(B)(3)(b)(i)" to "R.S. 27:353(4)"

AMENDMENT NO. 4

On page 1, delete lines 10 through 20, and on page 2, delete lines 1 through 16, and insert the following:

"§353. Definitions

When used in this Chapter, the following terms shall have these meanings:

* * *

(4) "Eligible facility" means no more than one facility in St. Landry Parish, Bossier Parish, Orleans Parish, and Calcasieu Parish at which the Louisiana State Racing Commission has licensed the conduct or at which the commission has approved the future licensing of the conduct of not less than eighty days within a consecutive twenty-week period each year of live horse race meetings. For the 2005 racing season, "eligible facility" shall also include the facility in St. Landry Parish that will not be able to meet such requirements due to repairs or construction to the racetrack which are necessary in order to protect the safety of riders and thoroughbred racehorses and to preserve the revenues to be received and distributed to the state and local governments at such facility or as otherwise provided in R.S. 4:214.1.

* * *

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.

Report of the Committee on Municipal, Parochial and Cultural Affairs

June 14, 2005

To the Speaker and Members of the House of Representatives:

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

Senate Concurrent Resolution No. 44, by Amedee Reported favorably. (7-0-1)

Senate Bill No. 47, by Barham Reported with amendments. (6-0-1) (Regular)

Senate Bill No. 121, by Cheek Reported with amendments. (6-0-1) (Regular)

Senate Bill No. 297, by Duplessis Reported favorably. (6-0-1) (Regular)

Senate Bill No. 325, by Jones Reported favorably. (6-0-1) (Regular)

ERNEST BAYLOR, JR.
Chairman

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

Report of the Committee on Transportation, Highways and Public Works

June 14, 2005

To the Speaker and Members of the House of Representatives:

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

House Concurrent Resolution No. 185, by Quezaire Reported favorably. (9-0-1)

Senate Concurrent Resolution No. 71, by Smith Reported with amendments. (9-2-1)

Senate Bill No. 141, by Romero Reported with amendments. (12-0-1) (Regular)

Senate Bill No. 311, by Boasso Reported with amendments. (10-0-1) (Regular)

Senate Bill No. 353, by Lentini Reported with amendments. (9-0-1) (Regular)

ROY QUEZAIRE
Chairman

The above Senate Bills reported favorably or with amendments, except Senate Bill Nos. 311 and 353, were referred to the Legislative Bureau.

Suspension of the Rules

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

House and House Concurrent Resolutions Reported by Committee

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

HOUSE CONCURRENT RESOLUTION NO. 185—
BY REPRESENTATIVE QUEZAIRE
A CONCURRENT RESOLUTION

To urge and request railroads to increase contributions for railroad grade crossing safety improvements.

Read by title.

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

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

Suspension of the Rules

On motion of Rep. Quezaire, the rules were suspended in order to take up and consider Senate Bills on Second Reading Reported by Committee at this time.

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. 311—
BY SENATOR BOASSO AND REPRESENTATIVE TUCKER
AN ACT

To enact Chapter 12-A of Title 51 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 51:1370 through 1377, all relative to waterways infrastructure and development; to create the Louisiana Waterways Infrastructure and Development Fund and the Louisiana Waterways Infrastructure Development Bank; to provide funding for waterways and infrastructure development from various sources; to provide for an effective date; and to provide for related matters.

Read by title.

On motion of Rep. Quezaire, and under a suspension of the rules, the bill was recommitted to the Committee on Appropriations, under the rules.

SENATE BILL NO. 353 (Substitute of Senate Bill No. 207 by Senator Lentini)—
BY SENATOR LENTINI

AN ACT

To amend and reenact R.S. 48:390(A) and (B), to enact R.S. 44:4.1(B)(36) and R.S. 48:389.2 and 390.1, and to repeal R.S. 48:390(C), (D) and (E), relative to railroads; to provide for railroad safety; to require notification of any train derailment to local authorities; to provide relative to railroad grade crossings; to provide relative to such crossings which are located on roads not maintained by the state; to authorize the Department of Transportation and Development to evaluate such crossings; to provide relative to railroad grade crossing closures on such roads determined to be necessary by the department; and to provide for related matters.

Read by title.

On motion of Rep. Quezaire, and under a suspension of the rules, the bill was recommitted to the Committee on House and Governmental Affairs, under the rules.

Report of the Committee on Ways and Means

June 14, 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. 797, by Beard
Reported with amendments. (14-0) (Regular)

House Bill No. 807, by Hammett
Reported with amendments. (15-0) (Regular)

House Bill No. 832, by Montgomery
Reported favorably. (15-0) (Regular)

Senate Bill No. 3, by Fields
Reported favorably. (14-0) (Regular)

Senate Bill No. 32, by Adley (Joint Resolution)
Reported favorably. (14-0)

Senate Bill No. 61, by Duplessis
Reported favorably. (13-0) (Regular)

Senate Bill No. 89, by Nevers
Reported with amendments. (16-0) (Regular)

Senate Bill No. 96, by Schedler
Reported with amendments. (16-0) (Regular)

Senate Bill No. 104, by Adley
Reported with amendments. (14-0) (Regular)

Senate Bill No. 137, by Dardenne
Reported favorably. (15-0) (Regular)

Senate Bill No. 165, by Heitmeier (Joint Resolution)
Reported with amendments. (15-0)

Senate Bill No. 193, by Fields
Reported favorably. (15-0) (Regular)

Senate Bill No. 246, by Duplessis
Reported with amendments. (15-0) (Regular)

Senate Bill No. 331, by N. Gautreaux
Reported with amendments. (15-0) (Regular)

Senate Bill No. 341, by Duplessis
Reported with amendments. (15-0) (Regular)

Senate Bill No. 351, by Nevers
Reported favorably. (13-0) (Regular)

BRYANT O. HAMMETT, JR.
Chairman

The above Senate Bills reported favorably or with amendments, except for Senate Bill Nos. 32 and 165, were referred to the Legislative Bureau.

Suspension of the Rules

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

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

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

HOUSE BILL NO. 797—

BY REPRESENTATIVES BEARD AND FAUCHEUX

AN ACT

To enact Subpart C of Part X of Chapter 26 of Title 17 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 17:3398.10 through 3398.14; to provide for the establishment of one or more film institutes; to provide for the powers, duties, functions, and governance of the institutes; to provide for an effective date; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Ways and Means.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Ways and Means to Original House Bill No. 797 by Representative Beard
AMENDMENT NO. 1

On page 1, line 2, after "To" delete the remainder of the line, delete lines 3 through 5 and insert the following:

"enact Subpart C of Part X of Chapter 26 of Title 17 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 17:3398.10 through 3398.14; to provide for the establishment of one or more film institutes; to provide for the powers, duties, functions, and governance of the institutes; to provide for an effective date; and"

AMENDMENT NO. 2

On page 1, line 8, after "Section 1" and the period "." change "R.S. 17:3222.1" to "Subpart C of Part X of Chapter 26 of Title 17 of the Louisiana Revised Statutes of 1950, comprised of R.S. 17:3398.10 through 3398.14,"

AMENDMENT NO. 3

On page 1, delete lines 9 through 20 in their entirety, and insert the following:

"SUBPART C. FILM INSTITUTES

§3398.10. Film Institutes

Page 46 HOUSE

29th Day's Proceedings - June 14, 2005

A. There is hereby authorized to be established one or more film institutes, hereinafter "the institute", by public institutions of higher education in Louisiana. Any such institute shall be a nonprofit corporation as provided under the General Nonprofit Corporation Law, Title 12 of the Louisiana Revised Statutes of 1950 and shall be granted all powers provided to such a corporation under the General Nonprofit Corporation Law. In addition, any such institute shall be a nonprofit corporation as recognized under Section 501(c) of the United States Internal Revenue Code.

B. Any such institute shall be governed by the administration of the respective public institution of higher education subject to the oversight of a board of directors. The board of directors shall consist of five members, two of whom shall be appointed by the respective governing board of the public institution, two of whom shall be appointed by the board of directors of the nonprofit corporation which constructs and owns the physical facilities as provided in Subsection (F)(13) hereof, and the fifth member shall be elected by a majority vote of the appointed four members. One of these appointments shall be the president of the public institution of higher education or his designee.

C. A majority of the members of the board shall constitute a quorum. The domicile of any such institute shall be the domicile of the public institution of higher education that established the institute. The members of the board shall serve without compensation but shall be entitled to reimbursement of"

AMENDMENT NO. 4

On page 2, line 3, change "C." to "D." and change "will" to "shall"

AMENDMENT NO. 5

On page 2, at the end of line 6, insert the following:

"The institute shall be a private entity and shall not be deemed to be a public or quasi-public corporation."

AMENDMENT NO. 6

On page 2, at the beginning of line 7, change "D." to "E."

AMENDMENT NO. 7

On page 2, at the end of line 8, insert the following:

"The institute is hereby authorized to receive, invest, and expend public or private funds for any purpose of the institute including accepting an equity interest of no more than fifty percent in any motion picture or film produced, including both production and post-production, in Louisiana."

AMENDMENT NO. 8

On page 2, delete lines 9 through 29 in their entirety, and delete pages 3 through 10 in their entirety, and on page 11, delete lines 1 through 21 in their entirety.

AMENDMENT NO. 9

On page 11, at the beginning of line 22, change "D. The corporation" to "F. The institute"

AMENDMENT NO. 10

On page 11, line 24, change "Chapter" to "Subpart"

AMENDMENT NO. 11

On page 11, line 27, change "Chapter" to "Subpart"

AMENDMENT NO. 12

On page 11, line 29, change "Chapter" to "Subpart"

AMENDMENT NO. 13

On page 12, at the end of line 2, after "regulations" delete "in"

AMENDMENT NO. 14

On page 12, delete line 3, and insert "to govern the"

AMENDMENT NO. 15

On page 12, line 5, change "Chapter" to "Subpart"

AMENDMENT NO. 16

On page 12, line 8, change "Chapter" to "Subpart"

AMENDMENT NO. 17

On page 12, line 11, change "corporation" to "institute"

AMENDMENT NO. 18

On page 12, line 12, change "Chapter" to "Subpart"

AMENDMENT NO. 19

On page 12, line 14, change "corporation" to "institute"

AMENDMENT NO. 20

On page 12, line 16, change "Chapter" to "Subpart"

AMENDMENT NO. 21

On page 12, line 21, after "carry out" and before "agreements" change "a contract of" to "one or more contracts or"

AMENDMENT NO. 22

On page 12, line 25, change "Chapter" to "Subpart"

AMENDMENT NO. 23

On page 12, line 27, change "Chapter" to "Subpart"

AMENDMENT NO. 24

On page 13, line 4, after "grant" and before "and other" change "subsidiaries" to "subsidiies"

AMENDMENT NO. 25

On page 13, between lines 5 and 6, insert the following:

"(13) To contract with other nonprofit privately owned corporations for the construction and operation of facilities which may be used by the institute for the training of students and also as a center for production and post-production projects."

AMENDMENT NO. 26

On page 13, delete lines 6 through 10, and insert the following:

"§3398.11. Film Institute Investment Funds

A. There is hereby authorized to be established by each institute a fund to be known as the "(Name of Public Institution of Higher Education) Film Institute Investment Fund", hereinafter the "fund".

All monies received by each institute shall be deposited to the account of their respective fund."

AMENDMENT NO. 27

On page 13, delete line 12, and insert "administered by each institute to each fund."

AMENDMENT NO. 28

On page 13, at the end of line 13, change "Chapter" to "Subpart"

AMENDMENT NO. 29

On page 13, line 14, change "corporation" to "institute"

AMENDMENT NO. 30

On page 13, delete lines 17 and 18, and insert the following:

"C.(1). The monies in the fund shall not be deemed to be public funds and shall be invested and controlled by the institute."

AMENDMENT NO. 31

On page 13, at the end of line 19, delete "by the state"

AMENDMENT NO. 32

On page 13, delete line 20, and insert "shall be deposited in the fund."

AMENDMENT NO. 33

On page 13, delete lines 21 through 29 in their entirety, and on page 14, delete lines 1 through 7 in their entirety, and insert the following:

"§3398.12. Funds of the Institute

The receipt, investment, or expenditure of public funds shall not affect the private status of the institute; however, books and records of the institute, to the extent that such books and records directly pertain to the receipt, investment, or expenditure of public funds, shall be subject to R.S. 44:1 et seq. No other books and records of such institute shall be subject to R.S. 44:1 et seq.

§3398.13. Tax credits

A. Notwithstanding any provision of law to the contrary, all of the employment tax credits or motion picture tax credits generated by a production occurring at the institute received for a state-certified production as that term is defined in R.S. 47:1123 which are not used or claimed by the person or company earning the credit against the tax liability of that person or company, shall be transferred or sold only to an institute to be used by the institute for any and all of the purposes of the institute.

B. Notwithstanding any provision of law to the contrary, all of the tax credits earned for the construction and equipment purchased by the nonprofit corporation in agreement with the institute as provided in R.S. 17:3398.10(F)(13) may only be sold or transferred by the nonprofit corporation to the institute.

C. Any tax credits which are allocated to or received by the institute as a result of its contribution to a film production shall be sold by the institute.

D. Proceeds from the sale of tax credits by the institute shall be deposited into the institute's fund.

§3398.14. Tax Increment Financing

If the institute is located in a parish in which tax increment financing is authorized under the provisions of R.S. 33:9037 or 9038.22, and a nonprofit corporation agrees to construct and own physical facilities for use by the institute as provided in R.S. 17:3398.10(F)(13), such nonprofit corporation shall be eligible to use or be the beneficiary of tax increment financing under the provisions of R.S. 33:9037 or 9038.22; provided however, that such eligibility or right to use tax increment financing shall not be transferable to the institute."

AMENDMENT NO. 34

On page 14, line 8, change "Section 4." 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.

HOUSE BILL NO. 807—

BY REPRESENTATIVES HAMMETT AND ALARIO
AN ACT

To amend and reenact R.S. 39:467, relative to the Louisiana Stadium and Exposition District and the tax exemption for domed stadium facilities and baseball facilities; to provide for an effective date; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Ways and Means.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Ways and Means to Original House Bill No. 807 by Representative Hammett

AMENDMENT NO. 1

On page 1, change "BY REPRESENTATIVES HAMMETT AND ALARIO" to "BY REPRESENTATIVE ALARIO"

AMENDMENT NO. 2

On page 1, line 2, after "reenact" delete the remainder of the line, delete line 3, and on line 4, delete "XIV, Section 16 of the 1974 Constitution of Louisiana, as amended, and"

AMENDMENT NO. 3

On page 1, delete line 6, and on line 7, delete "of certain revenues of the district" and insert "domed stadium facilities and baseball facilities"

AMENDMENT NO. 4

On page 1, delete lines 13 through 19, delete pages 2 through 5 in their entirety, and on page 6, delete lines 1 through 24.

AMENDMENT NO. 5

On page 6, line 25, change "Section 2." to "Section 1."

AMENDMENT NO. 6

On page 6, at the end of line 26, insert a semicolon ";" and "baseball facilities"

AMENDMENT NO. 7

On page 6, line 27, after "A." and before "Any" insert "(1)"

AMENDMENT NO. 8

On page 7, between lines 8 and 9, insert the following:

"(2) Any event, activity, enterprise, or the right of admission thereto, conducted in any open baseball site owned and operated by and for the state, or any of its agencies, boards, or commissions, which site has a seating capacity of at least ten thousand, has a professional sports franchise that participates in Class Triple A professional baseball and is located within a body politic and corporate and political subdivision of the state composed of more than one parish, or any sale, service, or other transaction occurring in such facility or on the publicly owned property on which the site is located, including without limitation the sale of admission tickets to events, activities, or enterprises, wherever sold, parking, and tours of the site shall be exempt from all present and future taxes levied by the state or by any local taxing authority, including but not limited to the sales, use, amusement, or any other tax. However, this exemption shall not extend to any sale of goods or other tangible personal property at a trade show or other event at which the sale of such goods or property is the primary purpose of the show or event."

AMENDMENT NO. 9

On page 7, delete lines 9 and 10, and insert the following:

~~"B. However, this~~ This exemption shall not extend to any sale of goods or other tangible personal property at a trade show or"

AMENDMENT NO. 10

On page 7, delete lines 13 through 19.

AMENDMENT NO. 11

On page 7, line 20, change "Section 4." 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.

HOUSE BILL NO. 832—
BY REPRESENTATIVE MONTGOMERY
AN ACT

To enact R.S. 47:301(8)(f), relative to the state sales and use tax; to provide for the exclusion of purchases by certain nonprofit entities; to provide for the use of annual exclusion certificates to administer the exclusion; to provide for an effective date; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Ways and Means.

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

Under the rules, placed on the regular calendar.

Suspension of the Rules

On motion of Rep. Hammett, the rules were suspended in order to take up and consider Senate Bills on Second Reading Reported by Committee contained in the committee report at this time.

**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. 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.

On motion of Rep. Hammett, and under a suspension of the rules, the bill was referred to the Legislative Bureau.

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.

On motion of Rep. Hammett, and under a suspension of the rules, the bill was referred to the Legislative Bureau.

Privileged Report of the Legislative Bureau

June 14, 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. 26
Reported without amendments.

Senate Bill No. 34
Reported without amendments.

Senate Bill No. 126
Reported without amendments.

Senate Bill No. 129
Reported without amendments.

Senate Bill No. 131
Reported without amendments.

Senate Bill No. 146
Reported without amendments.

Senate Bill No. 164
Reported without amendments.

Senate Bill No. 250
Reported without amendments.

Senate Bill No. 255
Reported with amendments.

Senate Bill No. 272
Reported without amendments.

Senate Bill No. 316
Reported without amendments.

Senate Bill No. 337
Reported without amendments.

Respectfully submitted,
CHARLES MCDONALD
Chairman

Privileged Report of the Committee on Enrollment

June 14, 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. 101—
BY REPRESENTATIVES PINAC AND JACK SMITH
A RESOLUTION

To urge and request the Louisiana Public Service Commission to continue to work with the Louisiana Association of Community Action Partnerships to develop and implement an Energy Efficiency Fund that will benefit the people of the state of Louisiana.

HOUSE RESOLUTION NO. 103—
BY REPRESENTATIVE QUEZAIRE
A RESOLUTION

To commend the West St. John High School football team upon winning the Class 2A State Championship.

HOUSE RESOLUTION NO. 105—
BY REPRESENTATIVE PINAC
A RESOLUTION

To commend Delores M. Handy upon her retirement as deputy tax assessor in Acadia Parish.

HOUSE RESOLUTION NO. 107—
BY REPRESENTATIVE GALLOT
A RESOLUTION

To commend Dump and Hazel Hatter upon the celebration of their fiftieth wedding anniversary.

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 14, 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. 85—
BY REPRESENTATIVES JACK SMITH AND ST. GERMAIN
A CONCURRENT RESOLUTION

To establish, in the Department of Wildlife and Fisheries, the Wild-Caught Crawfish Task Force and to provide for its membership and responsibilities.

HOUSE CONCURRENT RESOLUTION NO. 100—
BY REPRESENTATIVE BALDONE
A CONCURRENT RESOLUTION

To urge and request the Louisiana Waterfowl Study Commission to study the possibility of permitting the taking of pen-raised mallards south of Interstate Highway 10 and Interstate Highway 12.

HOUSE CONCURRENT RESOLUTION NO. 101—
BY REPRESENTATIVES THOMPSON, BALDONE, AND WALSWORTH
A CONCURRENT RESOLUTION

To authorize and request the Department of Wildlife and Fisheries to sponsor a pilot program to study the breeding and release of waterfowl in Louisiana.

HOUSE CONCURRENT RESOLUTION NO. 103—
BY REPRESENTATIVES M. GUILLORY AND FRITH AND SENATOR THEUNISSEN
A CONCURRENT RESOLUTION

To memorialize the United States Congress to take such actions as are necessary to advocate changes in the Federal Motor Carrier Safety Regulations, specifically 49 C.F.R. 383.3, relative to issuance of restricted commercial drivers' licenses, which currently prohibit aerial applicators from qualifying for issuance of such licenses.

HOUSE CONCURRENT RESOLUTION NO. 121—
BY REPRESENTATIVE FRITH
A CONCURRENT RESOLUTION

To create and provide for the Cameron Parish Economic Development Task Force for the purpose of studying and making recommendations relative to economic development in Cameron Parish.

HOUSE CONCURRENT RESOLUTION NO. 122—
BY REPRESENTATIVES KLECKLEY, GEYMAN, E. GUILLORY, JOHNS, AND MORRISH AND SENATORS CAIN, MOUNT, AND THEUNISSEN
A CONCURRENT RESOLUTION

To urge and request the Department of Transportation and Development to select the re-routing of West Prien Lake Road, also known as Louisiana Highway 1138-2, to intersect with the port road extension near or at the main entrance to the L'Auberge du Lac Hotel and Casino in Lake Charles, Louisiana, as a design-build demonstration project in order to expedite construction and alleviate extreme traffic congestion in the area.

HOUSE CONCURRENT RESOLUTION NO. 131—
BY REPRESENTATIVE BEARD
A CONCURRENT RESOLUTION

To recognize the inalienable right of parents to provide for the education of their children.

HOUSE CONCURRENT RESOLUTION NO. 141—
BY REPRESENTATIVE QUEZAIRE
A CONCURRENT RESOLUTION

To urge and request the continued state funding of the Mississippi River Corridor Initiative (MRCI) on the campus of the University of New Orleans, which assists ports and related industries to succeed in the highly competitive development of international trade along the Mississippi River.

HOUSE CONCURRENT RESOLUTION NO. 145—
BY REPRESENTATIVE CAZAYOUX
A CONCURRENT RESOLUTION

To urge and request the Department of Transportation and Development to erect stop signs along Louisiana Highway 983, also known as Bueche Road, at its intersection with Louisiana

Highway 620, also known as Section Road, in West Baton Rouge Parish to create a four-way stop at this intersection.

HOUSE CONCURRENT RESOLUTION NO. 146—
BY REPRESENTATIVE M. GUILLORY AND SENATOR THEUNISSEN
A CONCURRENT RESOLUTION

To urge and request the Department of Public Safety and Corrections, office of motor vehicles, and office of state police to petition the Federal Motor Carrier Safety Administration for an exemption from the federal regulations regarding the issuance of restricted commercial drivers' licenses for aerial applicators.

HOUSE CONCURRENT RESOLUTION NO. 148—
BY REPRESENTATIVES QUEZAIRE, LAMBERT, SMILEY, FAUCHEUX, AND GARY SMITH AND SENATOR AMEDEE
A CONCURRENT RESOLUTION

To urge and request the governor and the Department of Economic Development to embrace and publicly support the Louisiana Transportation Center as proposed by the Louisiana Airport Authority.

HOUSE CONCURRENT RESOLUTION NO. 180—
BY REPRESENTATIVE DORSEY AND SENATOR BAOJIE
A CONCURRENT RESOLUTION

To declare Wednesday, June 15, 2005, as the First Annual Beacon of Hope for Cancer Day in the Louisiana Legislature and to declare the support of the legislature for this cancer research fundraising and cancer awareness project of the American Cancer Society.

HOUSE CONCURRENT RESOLUTION NO. 181—
BY REPRESENTATIVES SALTER AND CROWE AND SENATORS HINES AND THEUNISSEN
A CONCURRENT RESOLUTION

To declare Tuesday, June 14, 2005, as Civic Education Day in the Louisiana Legislature.

Respectfully submitted,

DONALD RAY KENNARD
Chairman

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

Privileged Report of the Committee on Enrollment

June 14, 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. 205—
BY REPRESENTATIVE JEFFERSON
AN ACT

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

HOUSE BILL NO. 206—
BY REPRESENTATIVE JEFFERSON
AN ACT

To enact R.S. 33:9091.9, relative to the Touro Bouligny Security District; to create and provide with respect to such district,

including provisions for the district and its board of commissioners and their powers, duties, functions, and responsibilities; to provide for the imposition and collection of taxes and for the use thereof; and to provide for related matters.

HOUSE BILL NO. 209—
BY REPRESENTATIVE DAMICO
AN ACT

To amend and reenact R.S. 37:1432(A) and to enact R.S. 37:1435(A)(5) and 1455(A)(35), relative to the Louisiana Real Estate Commission; to provide for commission members; to provide for authority to acquire immovable property; to add misleading advertising as a cause for censure, suspension, or revocation of license; and to provide for related matters.

HOUSE BILL NO. 260—
BY REPRESENTATIVE HUNTER
AN ACT

To enact Code of Civil Procedure Article 2904, relative to testaments; to provide for the videotaping of the execution and reading of testaments; to provide for the admissibility of a videotape; to provide for the definition of "videotape"; and to provide for related matters.

HOUSE BILL NO. 261—
BY REPRESENTATIVE HUNTER
AN ACT

To enact Children's Code Article 1004(H), relative to termination of parental rights; to authorize termination by any interested person under certain circumstances; to provide for procedures; and to provide for related matters.

HOUSE BILL NO. 280—
BY REPRESENTATIVE GALLOT
AN ACT

To amend and reenact R.S. 38:2869, 2870(A)(7), and 2872, relative to the Claiborne Parish Watershed District; to provide relative to the powers and duties of the board of commissioners; to provide relative to contracts of the district; and to provide for related matters.

HOUSE BILL NO. 341—
BY REPRESENTATIVES WINSTON, BURNS, DURAND, GRAY, E. GUILLORY, KATZ, MCDONALD, AND WADDELL AND SENATORS NEVERS AND SCHEDLER
AN ACT

To enact Chapter 9-A of Title 46 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 46:1001 through 1002, relative to foster children; to provide vocational testing and counseling for children in foster care; to provide for the duties of the office of community services; and to provide for related matters.

HOUSE BILL NO. 351—
BY REPRESENTATIVE TRICHE
AN ACT

To amend and reenact R.S. 26:90(A)(1)(b) and 286(A)(1)(b), relative to identification to be accepted to sell alcoholic beverages upon a licensed premise; to delete provisions requiring that if a duplicate driver's license is submitted, additional information must be provided; to provide that a duplicate driver's license shall be considered as lawful identification; and to provide for related matters.

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

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

HOUSE BILL NO. 376—

BY REPRESENTATIVE SALTER

AN ACT

To amend and reenact R.S. 33:7702, relative to waterworks districts; to provide relative to the procedures for consolidating certain waterworks districts in the parish of Sabine; and to provide for related matters.

HOUSE BILL NO. 379—

BY REPRESENTATIVE HUTTER

AN ACT

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

HOUSE BILL NO. 426—

BY REPRESENTATIVE WALKER AND SENATOR HINES

AN ACT

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

HOUSE BILL NO. 445—

BY REPRESENTATIVE WINSTON AND SENATOR SCHEDLER

AN ACT

To amend and reenact R.S. 46:52.1(C)(1)(introductory paragraph) and (2), relative to "No Wrong Door"; to provide for the implementation of an integrated case management model; and to provide for related matters.

HOUSE BILL NO. 515—

BY REPRESENTATIVE PIERRE

AN ACT

To amend and reenact R.S. 30:136.1(D), relative to fees on state mineral leases; to increase the fee levied on mineral leases on state lands which is dedicated to the Conservation Fund; and to provide for related matters.

HOUSE BILL NO. 538—

BY REPRESENTATIVES MCVEA, BOWLER, ANSARDI, LABRUZZO, SCALISE, AND WINSTON AND SENATORS DARDENNE AND SCHEDLER

AN ACT

To enact R.S. 28:382.2 and to repeal R.S. 28:382.1, relative to the local governance of human services delivery; to provide a statewide human services and accountability framework for the system delivery of mental health, developmental disabilities, and addictive disorders services; to establish the Human Services Interagency Council; to provide for the planning, monitoring, and coordination of the statewide framework; to ensure accountability, policy setting, coordination, and monitoring of human services delivery at the state and local level; and to provide for related matters.

HOUSE BILL NO. 552—

BY REPRESENTATIVE ST. GERMAIN

AN ACT

To enact Part IV-C of Chapter 8 of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:1730.41 through 1730.48, and to repeal Part IV-B of Chapter 8 of Title 40 of the Louisiana Revised Statutes of 1950, comprised of R.S. 40:1730.21 through 1730.32, relative to the state fire marshal; to provide for the Commercial Building Energy Conservation

Code; to provide for definitions; to provide for adoption of code; to provide for enforcement and rules; to provide for amendments and revisions to the code; to provide for fees; to provide for training and technical assistance; to repeal existing provisions; and to provide for related matters.

HOUSE BILL NO. 554—

BY REPRESENTATIVE BAYLOR

AN ACT

To enact R.S. 37:575(B)(10), relative to the Board of Cosmetology; to provide for authority to contract with respect to immovable property; to provide for authority to borrow funds; to provide for authority to retain revenue upon sale of property; and to provide for related matters.

HOUSE BILL NO. 617—

BY REPRESENTATIVES KENNARD AND THOMPSON

AN ACT

To enact R.S. 56:410.10, relative to fishing; to prohibit the use of certain fishing gear on Poverty Point Reservoir; and to provide for related matters.

HOUSE BILL NO. 700—

BY REPRESENTATIVE TUCKER

AN ACT

To amend and reenact R.S. 22:1800(5), relative to vehicle mechanical breakdown insurance; to provide for coverage; to provide for customer assistance and services; and to provide for related matters.

HOUSE BILL NO. 733—

BY REPRESENTATIVE DANIEL AND SENATOR FIELDS

AN ACT

To amend and reenact R.S. 13:992.1(C)(1) and to enact R.S. 13:992.1(C)(6), relative to the dedication of judicial building funds of certain district courts; to provide relative to financing the construction of a new courthouse in the Nineteenth Judicial District; and to provide for related matters.

HOUSE BILL NO. 738—

BY REPRESENTATIVES M. GUILLORY AND PINAC

AN ACT

To amend and reenact R.S. 9:3515(A)(1) and to enact R.S. 9:3516(38), relative to the Louisiana Consumer Credit Law; to provide for home protection plans; to provide for a definition; and to provide for related matters.

HOUSE BILL NO. 752—

BY REPRESENTATIVES DARTEZ AND ST. GERMAIN AND SENATOR DUPRE

AN ACT

To amend and reenact R.S. 56:34(A)(1) and (2) and 495.1(E) and to enact R.S. 56:495.1(G) and 497.1, relative to shrimping; to provide for criminal penalties for class four violations; to provide for managing the shrimp fishery; to provide for issuance and restriction of certain gear licenses; to provide for operating vessel monitoring systems; and to provide for related matters.

HOUSE BILL NO. 853—

BY REPRESENTATIVES HUTTER AND ODINET

AN ACT

To enact Chapter 13-F of Title 33 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 33:4720.91, relative to St. Bernard Parish; to create the St. Bernard Parish Housing, Redevelopment and Quality of Life Commission; to provide for the formation of a program by St. Bernard Parish for the utilization of appropriate private and public resources to eliminate and prevent the development or spread of slum, blighted, and distressed areas; to allow the rehabilitation, clearance, and redevelopment of slum, blighted, and distressed areas in accordance with redevelopment plans or projects approved by the local governing body; to define the duties, liabilities, authority, and functions of such redevelopment commission, including the acquisition of property by purchase,

gift, expropriation, or otherwise; to authorize the commission to levy and collect ad valorem and sales and use taxes, subject to voter approval; to dispose of property by sale or lease; to issue bonds, borrow money, and give security therefor; to provide for notice and hearing; to enter into agreements to secure federal aid; to authorize public bodies to furnish funds, services, facilities, and property in aid of redevelopment projects; to provide for tax exemptions; 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. Martiny, the rules were suspended to permit the Committee on Administration of Criminal Justice to consider the following legislative instruments that were not listed on the weekly committee schedule as required by House Rule 14.23:

House Concurrent Resolution Nos. 175 and 179
Senate Bill Nos. 273 and 318
Senate Concurrent Resolution No. 78

Suspension of the Rules

On motion of Rep. Crane, the rules were suspended to permit the Committee on Education to consider the following legislative instruments that were not listed on the weekly committee schedule as required by House Rule 14.23:

House Bill No. 575
House Resolution No. 108
Senate Bill Nos. 214 and 264
Senate Concurrent Resolution Nos. 58 and 63

Suspension of the Rules

On motion of Rep. Durand, the rules were suspended to permit the Committee on Health and Welfare to consider the following legislative instruments that were not listed on the weekly committee schedule as required by House Rule 14.23:

Senate Concurrent Resolution No. 110

Suspension of the Rules

On motion of Rep. Lancaster, the rules were suspended to permit the Committee on House and Governmental Affairs to consider the following legislative instruments that were not listed on the weekly committee schedule as required by House Rule 14.23:

House Resolution Nos. 96, 99, and 100
House Concurrent Resolution Nos. 177, 178, and 194
Senate Bill Nos. 197 and 353
Senate Concurrent Resolution Nos. 75, 81, 83, 101, and 109

Suspension of the Rules

On motion of Rep. Pierre, the rules were suspended to permit the Committee on Natural Resources to consider the following

legislative instruments that were not listed on the weekly committee schedule as required by House Rule 14.23:

Senate Concurrent Resolution Nos. 111 and 117

Adjournment

On motion of Rep. Kenney, at 6:25 P.M., the House agreed to adjourn until Wednesday, June 15, 2005, at 2:00 P.M.

The Speaker of the House declared the House adjourned until 2:00 P.M., Wednesday, June 15, 2005.

ALFRED W. SPEER
Clerk of the House