

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

**ELEVENTH DAY'S PROCEEDINGS**

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

House of Representatives  
State Capitol  
Baton Rouge, Louisiana

Thursday, April 13, 2006

The House of Representatives was called to order at 1:00 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	Gallot	Odinet
Alexander	Geymann	Pierre
Ansardi	Glover	Pinac
Arnold	Greene	Pitre
Badon	Guillory, E.	Powell, M.
Baldone	Guillory, M.	Powell, T.
Barrow	Hammett	Quezaire
Baylor	Harris	Richmond
Beard	Heaton	Ritchie
Bowler	Hebert	Robideaux
Bruce	Hill	Romero
Bruneau	Honey	Scalise
Burns	Hopkins	Schneider
Burrell	Hunter	Smiley
Carter, R.	Hutter	Smith, G.
Cazayoux	Jackson	Smith, J.D.—50th
Crane	Jefferson	Smith, J.H.—8th
Cravins	Johns	Smith, J.R.—30th
Crowe	Katz	St. Germain
Curtis	Kennard	Strain
Damico	Kenney	Thompson
Daniel	Kleckley	Toomy
Dartez	LaBruzzo	Townsend
DeWitt	LaFleur	Trahan
Doerge	LaFonta	Triche
Dorsey	Lambert	Tucker
Dove	Lancaster	Waddell
Downs	Marchand	Walker
Durand	Martiny	Walsworth
Erdey	McDonald	White

Fannin	McVea	Winston
Farrar	Montgomery	Wooton
Faucheux	Morrell	
Frith	Morrish	
Total - 100		

ABSENT

Alario	Carter, K.
Baudoin	Gray
Total - 4	

The Speaker announced that there were 100 members present and a quorum.

**Prayer**

Prayer was offered by Dr. Gregory Davis.

**Pledge of Allegiance**

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

**Reading of the Journal**

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

On motion of Rep. Frith, the Journal of April 11, 2006, was adopted.

**Petitions, Memorials and  
Communications**

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

**Message from the Senate**

**HOUSE CONCURRENT RESOLUTIONS**

April 13, 2006

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. 88  
Returned without amendments

House Concurrent Resolution No. 89  
Returned without amendments

House Concurrent Resolution No. 90  
Returned without amendments

House Concurrent Resolution No. 93  
Returned without amendments

House Concurrent Resolution No. 96  
Returned without amendments

House Concurrent Resolution No. 97  
Returned without amendments

House Concurrent Resolution No. 98  
Returned without amendments

Respectfully submitted,

GLENN A. KOEPP  
Secretary of the Senate

**Message from the Senate**

**ASKING CONCURRENCE IN  
SENATE CONCURRENT RESOLUTIONS**

April 13, 2006

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

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

Senate Concurrent Resolution No. 9

Respectfully submitted,

GLENN A. KOEPP  
Secretary of the Senate

**Message from the Senate**

**SENATE BILLS**

April 13, 2006

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

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

Senate Bill No. 1

Respectfully submitted,

GLENN A. KOEPP  
Secretary of the Senate

**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. 1—**

BY SENATORS MCPHERSON, ADLEY, AMEDEE, BARHAM, CAIN, CRAVINS, DUPLESSIS, DUPRE, ELLINGTON, HINES, HOLLIS, LENTINI, MOUNT, MURRAY, NEVERS, SCHEDLER AND SMITH AND REPRESENTATIVES ALARIO, ALEXANDER, BALDONE, BAUDOIN, BOWLER, BRUNEAU, BURNS, CAZAYOUX, CROWE, CURTIS, DAMICO, DARTEZ, DOERGE, DOWNS, DURAND, FANNIN, FARRAR, FRITH, GREENE, E. GUILLORY, HILL, JEFFERSON, JOHNS, KLECKLEY, LAFONTA, LANCASTER, MCDONALD, MCVEA, MONTGOMERY, SCHNEIDER, T. POWELL, RITCHIE, ROMERO, STRAIN AND WALSWORTH

**A JOINT RESOLUTION**

Proposing to amend Article I, Section 4(B) and Article VI, Section 21(B) of the Constitution of Louisiana, relative to the expropriation of property; to prohibit the expropriation of property for use by or transfer to any private person or entity under certain circumstances; to provide for the definition of "public purposes"; to provide concerning the sale of expropriated property; and to specify an election for submission of the proposition to electors and provide a ballot proposition.

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. 31—**  
BY REPRESENTATIVE HEBERT

**A RESOLUTION**

To amend and readopt House Rule 6.4(A) and (B) of the Rules of Order of the House of Representatives to provide for the composition of the Committee on Appropriations.

Read by title.

Lies over under the rules.

**Introduction of House Bills  
and Joint Resolutions**

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

**HOUSE BILL NO. 347—**  
BY REPRESENTATIVE FRITH

**AN ACT**

To amend and reenact R.S. 3:3004(B), relative to impounding livestock found at large; to increase the fee for retrieval of escaped livestock in Vermilion parish; and to provide for related matters.

Read by title.

**HOUSE BILL NO. 741—**  
BY REPRESENTATIVE RICHMOND

**AN ACT**

To enact R.S. 38:2225.1(B)(3), relative to public work contracts let by Orleans Parish; to provide for hiring preferences; to provide for an effective date; and to provide for related matters.

Read by title.

**HOUSE BILL NO. 764—**  
BY REPRESENTATIVE FRITH

**AN ACT**

To enact R.S. 25:215(B)(16), relative to the Vermilion Parish Library; to transfer the administration of and accounting functions for funds of the library from the Vermilion Parish Police Jury to the Vermilion Parish Library Board of Control; and to provide for related matters.

Read by title.

**HOUSE BILL NO. 812—**  
BY REPRESENTATIVE KENNARD

**AN ACT**

To enact R.S. 33:381(C)(28), relative to the police chief of the city of Central; to provide for the appointment of the chief of police; to provide relative to setting the chief's salary and establishing his powers, responsibilities, and qualifications; to provide for his term of office; and to provide for related matters.

Read by title.

**HOUSE BILL NO. 813—**  
BY REPRESENTATIVE KENNARD

**AN ACT**

To amend and reenact R.S. 33:3074(D)(5), relative to the city of Central; to provide for the termination of provisions for the Central Transition District and the levy of a sales tax by the district; and to provide for related matters.

Read by title.

**HOUSE BILL NO. 1077—**

BY REPRESENTATIVE FARRAR

AN ACT

To amend and reenact R.S. 11:802, relative to Teachers' Retirement System of Louisiana; to provide for service credit and retirement eligibility for members paid from school food service funds; to provide with respect to administrative error; to provide for refund of contributions; and to provide for related matters.

Read by title.

**HOUSE BILL NO. 1178—**

BY REPRESENTATIVES TOOMY, ANSARDI, ARNOLD, BRUCE, BRUNEAU, BURRELL, R. CARTER, CAZAYOUX, DAMICO, DARTEZ, DOERGE, DURAND, FARRAR, FAUCHEUX, FRITH, GALLOT, HARRIS, HEBERT, HILL, JOHNS, LAFLEUR, LAMBERT, MARTINY, ODINET, PINAC, PITRE, ROMERO, SALTER, JACK SMITH, JOHN SMITH, ST. GERMAIN, TOWNSEND, TUCKER, WALKER, AND WHITE AND SENATORS AMEDEE, CHAISSON, DARDENNE, FONTENOT, B. GAUTREAUX, HEITMEIER, HINES, HOLLIS, LENTINI, MOUNT, MURRAY, NEVERS, QUINN, ROMERO, AND ULLO

AN ACT

To amend and reenact R.S. 16:11(A)(1), relative to the annual salary of assistant district attorneys paid by the state; to provide for an increase in salary; and to provide for related matters.

Read by title.

**HOUSE BILL NO. 1179—**

BY REPRESENTATIVE FANNIN

AN ACT

To amend and reenact R.S. 32:387.10(A)(3), relative to special permits allowing operation of oversize and overweight trucks and combination vehicles; to provide relative to the limitations on a vehicle transporting certain logging equipment pursuant to such a permit; and to provide for related matters.

Read by title.

**HOUSE BILL NO. 1180—**

BY REPRESENTATIVE FANNIN

AN ACT

To enact R.S. 32:705(B)(3), relative to motor vehicle titles; to authorize the endorsement of the signature of the seller in the presence of two witnesses; and to provide for related matters.

Read by title.

**HOUSE BILL NO. 1181—**

BY REPRESENTATIVE LABRUZZO

AN ACT

To enact R.S. 37:848.1, relative to funeral homes; to prohibit certain acts by funeral home directors and employees; to provide for the viewing of a body under certain circumstances; to provide for exceptions; to provide relative to the authority of the tutor of a minor child; to provide for an exemption from liability; to provide for the availability of civil damages for noncompliance; and to provide for related matters.

Read by title.

**HOUSE BILL NO. 1182—**

BY REPRESENTATIVE WALKER

AN ACT

To enact R.S. 13:3881(A)(7), relative to exemptions from seizure; to provide for the exemption from seizure of certain medical devices and health aids; and to provide for related matters.

Read by title.

**HOUSE BILL NO. 1183—**

BY REPRESENTATIVE MORRISH

AN ACT

To enact R.S. 33:1236(65), relative to powers of parish governing authorities; to authorize parish governing authorities to provide for the general health, safety, and welfare of the citizens of their respective parishes; and to provide for related matters.

Read by title.

**HOUSE BILL NO. 1184—**

BY REPRESENTATIVE M. POWELL

AN ACT

To amend and reenact R.S. 17:1235(A) and 1237(B) and to enact R.S. 17:1235(E), relative to school employee personnel files; to provide relative to documents placed in such files on or before a specified date; to provide that school employees be given the opportunity to rebut and respond to such documents especially under certain circumstances; and to provide for related matters.

Read by title.

**HOUSE BILL NO. 1185—**

BY REPRESENTATIVE DOVE

AN ACT

To enact R.S. 40:1730.23(D), relative to local enforcement of building codes; to provide for plans stamped by an architect or engineer; to provide for an effective period; and to provide for related matters.

Read by title.

**HOUSE BILL NO. 1186—**

BY REPRESENTATIVE ALARIO

AN ACT

To provide with respect to the Revenue Sharing Fund and the allocation and distribution thereof for Fiscal Year 2006-2007; and to provide for related matters.

Read by title.

**House and House Concurrent Resolutions**

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

**HOUSE CONCURRENT RESOLUTION NO. 100—**

BY REPRESENTATIVE ODINET

A CONCURRENT RESOLUTION

To authorize and request the governor of the state to direct the Louisiana Recovery Authority to prepare, on or before May 31, 2006, a recovery plan which includes a definitive time line for implementation thereof for the distribution of Community Development Block Grant funds for housing recovery.

Read by title.

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

**Senate Concurrent Resolutions**

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

**SENATE CONCURRENT RESOLUTION NO. 15—**

BY SENATOR JONES

A CONCURRENT RESOLUTION

To create a study committee to review and recommend a proposal for development and location of regional records centers outside of the State Archives Building and a records recovery complex to provide for storage and back up storage for Louisiana's clerks of court, registrars of voters, assessors and the secretary of state's office.

Read by title.

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

**SENATE CONCURRENT RESOLUTION NO. 27—**

BY SENATOR BAJOIE

**A CONCURRENT RESOLUTION**

To commend Delta Sigma Theta Sorority, Inc., for its achievements and community service and to designate April 19, 2006, as Delta Sigma Theta Sorority "Red and White" Day at the Senate of the Legislature of Louisiana.

Read by title.

Lies over under the rules.

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

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

**HOUSE BILL NO. 366—**

BY REPRESENTATIVE JACKSON

**AN ACT**

To enact R.S. 11:1141(E), relative to the Louisiana School Employees' Retirement System; to provide for application for disability retirement and error related thereto; to provide for the authority of the board of trustees; to provide for an effective date; and to provide for related matters.

Read by title.

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

**HOUSE BILL NO. 935—**

BY REPRESENTATIVE DANIEL

**AN ACT**

To enact Chapter 42 of Title 33 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 33:9581, relative to public contracts; to authorize East Baton Rouge Parish to enter into agreements for the maintenance and operation of public facilities related to sewerage and nonpotable water treatment systems; to provide with respect to the content of such contractual agreements; to provide for the disposition and allocation of revenues and assets; to provide for the pledge of revenues; to provide certain immunities from liability; to provide for limitation of liability; and to provide for related matters.

Read by title.

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

**HOUSE BILL NO. 1170—**

BY REPRESENTATIVE JACK SMITH

**AN ACT**

To require that the Department of Transportation and Development provide improvements at an intersection in Patterson, Louisiana; and to provide for related matters.

Read by title.

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

**HOUSE BILL NO. 1171—**

BY REPRESENTATIVES BRUNEAU AND WADDELL

**AN ACT**

To amend and reenact R.S. 44:5, relative to public records; to provide for the application of the laws relative to public records to the office of the governor; to provide that exemption from such laws applies solely to the executive office of the governor; and to provide for related matters.

Read by title.

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

**HOUSE BILL NO. 1172—**

BY REPRESENTATIVE TUCKER

**AN ACT**

To enact R.S. 38:2182 and R.S. 39:1518.1 and 1658, relative to public contracts and procurement; to require certain information be furnished with respect to certain contracts let during a state of emergency; to provide for notification to contractors; to provide for the maintenance of a list or registry of such information; to provide for the crime of failure to submit such required information; to provide for penalties; to provide for an effective date; and to provide for related matters.

Read by title.

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

**HOUSE BILL NO. 1173—**

BY REPRESENTATIVE CROWE

**AN ACT**

To amend and reenact R.S. 48:279(A) and (B), relative to highway construction by the Department of Transportation and Development; to provide relative to the hours when construction may be done on certain highways; to provide for penalties; and to provide for related matters.

Read by title.

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

**HOUSE BILL NO. 1174—**

BY REPRESENTATIVE LAFONTA

**AN ACT**

To enact Chapter 13 of Title 45 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 45:1600 through 1608, relative to communications; to create the Municipal Wireless Internet Act; to authorize the construction of wireless Internet networks for the establishment of basic and reliable communications; to provide for legislative intent; to provide for definitions; to provide limitations on certain wireless Internet services; to establish procedures for offering certain wireless Internet services; to provide for an effective date; and to provide for related matters.

Read by title.

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

**HOUSE BILL NO. 1175—**

BY REPRESENTATIVE SALTER

**AN ACT**

To amend and reenact R.S. 47:511.1(A), relative to registration of vehicles; to provide relative to temporary permits authorizing the operation of trucks owned by residents of states which do not have a reciprocity agreement with Louisiana; to increase the fee for issuance of temporary permits authorizing the operation of such trucks on Louisiana highways; to provide relative to the terms of such temporary permits; to increase the number of hours the temporary permits authorize the operation of such trucks on Louisiana highways; and to provide for related matters.

Read by title.

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

**HOUSE BILL NO. 1176—**

BY REPRESENTATIVE T. POWELL  
AN ACT

To enact R.S. 18:1505.2(S), relative to campaign finance; to prohibit certain campaign contributions made to candidates seeking the office of the commissioner of insurance; to prohibit service providers who contract or subcontract with the Louisiana Citizens Property Insurance Corporation from making campaign contributions to such candidates; to define the term service provider; to provide for applicability to certain campaign contributions; and to provide for related matters.

Read by title.

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

**HOUSE BILL NO. 1177—**

BY REPRESENTATIVES DANIEL, DAMICO, BEARD, CRANE, DEWITT, FRITH, GEYMAN, HAMMETT, KATZ, LANCASTER, MARTINY, PIERRE, PITRE, T. POWELL, SCALISE, AND WALSWORTH AND SENATORS ADLEY, KOSTELKA, AND QUINN  
AN ACT

To amend and reenact R.S. 30:82(6), 89.1, and 2015.1(B), (C)(1), (2), and (4), (D), (E)(1), (F)(2), (H), (I), and (K) and to enact R.S. 30:29 and 2015.1(L), relative to remediation of certain oil field sites under the jurisdiction of the Department of Natural Resources; to provide relative to the remediation of oil and gas and other sites; to provide terms, conditions, procedures, requirements, definitions, and standards; to provide relative to duties and responsibilities of certain agencies; to provide relative to certain actions or claims involving environmental damage; to provide relative to parties, proceedings, orders, and awards by the court; to provide relative to remediation and cleanup arising from such actions or claims; to provide relative to oil field sites and exploration and production sites; and to provide for related matters.

Read by title.

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

**Motion**

On motion of Rep. Thompson, the Committee on Natural Resources was discharged from further consideration of House Bill No. 1079.

**HOUSE BILL NO. 1079—**

BY REPRESENTATIVE THOMPSON  
AN ACT

To amend and reenact R.S. 3:4617(C), relative to the prohibition of fraud in the sale of catfish; to provide for changes in the definition of catfish; and to provide for related matters.

Read by title.

On motion of Rep. Thompson, the bill was recommitted to the Committee on Agriculture, Forestry, Aquaculture, and Rural Development.

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

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

**SENATE BILL NO. 47—**

BY SENATORS NEVERS AND AMEDEE  
AN ACT

To enact R.S. 14:98(L) and R.S. 47:463.131, relative to motor vehicle license plates; to provide for a special license plate for DWI offenders; to require certain persons convicted of

operating a vehicle while intoxicated to obtain and display a special DWI license plate; to provide for its charge; to provide for the distribution and use of the monies; and to provide for related matters.

Read by title.

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

**SENATE BILL NO. 91—**

BY SENATOR DUPRE  
AN ACT

To amend and reenact R.S. 38:329(A), relative to the bonding and taxing authority of the Terrebonne Levee and Conservation District; and to provide for related matters.

Read by title.

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

**SENATE BILL NO. 92—**

BY SENATOR ADLEY  
AN ACT

To amend and reenact R.S. 34:2303, relative to the Red River Waterway District; to provide for membership to the Red River Waterway Commission; to require one member-at-large on the commission; and to provide for related matters.

Read by title.

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

**SENATE BILL NO. 134—**

BY SENATOR HINES  
AN ACT

To amend and reenact R.S. 40:2120.33(13), (14)(c), and (16), relative to brain injury facilities; to redefine certain terms; and to provide for related matters.

Read by title.

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

**SENATE BILL NO. 155—**

BY SENATORS MARIONNEAUX, AMEDEE AND FONTENOT  
AN ACT

To enact Chapter 27-F of Title 33 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 33:9039.81 through 9039.86, relative to the creation of the Louisiana Capital Area Economic Development Alliance (LACAEDA) Film Commission; to create the Louisiana Capital Area Economic Development Alliance (LACAEDA) Film Commission; to provide for the purposes, powers, duties, functions, and responsibilities of the commission; to appoint a film commissioner/executive director; to provide relative to employees, funding, and cooperation with state agencies; and to provide for related matters.

Read by title.

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

**SENATE BILL NO. 188—**

BY SENATORS NEVERS, ADLEY, AMEDEE, BAJOIE, BARHAM, BOASSO, BROOME, CHAISSON, CHEEK, CRAVINS, DARDENNE, DUPLESSIS, DUPRE, ELLINGTON, FIELDS, FONTENOT, B. GAUTREAUX, N. GAUTREAUX, HEITMEIER, HINES, HOLLIS, JACKSON, JONES, LENTINI, MARIONNEAUX, MCPHERSON, MICHOT, MOUNT, MURRAY, ROMERO, SCHEDLER, SHEPHERD, SMITH, THEUNISSEN AND ULLO

AN ACT

To authorize the secretary of the Department of Public Safety and Corrections to rename the correctional facility located at Angie,

Louisiana as the B.B. "Sixty" Rayburn Correctional Center; and to provide for related matters.

Read by title.

**Motion**

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

**SENATE BILL NO. 193—**  
BY SENATOR LENTINI

AN ACT

To amend and reenact R.S. 46:236.1.8(D) and (E), relative to child support programs; to authorize certain support enforcement service support personnel to administer oaths; and to provide for related matters.

Read by title.

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

**SENATE BILL NO. 209—**  
BY SENATOR FONTENOT

AN ACT

To amend and reenact R.S. 30:2054(B)(9) and to enact R.S. 30:2022(D), relative to environmental quality; to authorize the secretary of the Department of Environmental Quality to develop regulatory permits; to provide for limitations on such authority; and to provide for related matters.

Read by title.

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

**SENATE BILL NO. 244—**  
BY SENATOR MICHOT

AN ACT

To enact Chapter 29-A of Title 51 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 51:1971 through 1978; to enact the Computer Spyware Protection Act; to provide prohibited acts; to provide for enforcement; to provide penalties; and to provide for related matters.

Read by title.

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

**SENATE BILL NO. 307—**  
BY SENATOR JONES

AN ACT

To amend and reenact R.S. 42:1121(B), relative to the Code of Governmental Ethics; to prohibit a former employee from rendering certain services to or for his former employer during a specified period regardless of the parties to the contract; and to provide for related matters.

Read by title.

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

**SENATE BILL NO. 320—**  
BY SENATOR HINES AND REPRESENTATIVE SALTER

AN ACT

To amend and reenact R.S. 49:72(2), relative to executive branch lobbying; to revise the definition of executive branch action; and to provide for related matters.

Read by title.

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

**SENATE BILL NO. 337—**  
BY SENATOR CRAVINS

AN ACT

To amend and reenact the introductory paragraph of R.S. 27:306(A)(4)(c)(ii) and to enact R.S. 27:308(B)(4) and (5), relative to the impact of force majeure on the operation of video draw poker devices and the license of such operation; to provide for an exception to the restaurant requirements of a qualified truck stop facility in cases where the restaurant cannot be operated because of force majeure; to provide for the turning in of a license as a result of force majeure; to provide for an exemption from certain fees due to force majeure; to provide with respect to restoration of a license turned in as a result of force majeure; and to provide for related matters.

Read by title.

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

**SENATE BILL NO. 358—**  
BY SENATOR ELLINGTON

AN ACT

To amend and reenact R.S. 39:1482(A)(1)(b), relative to state contracts for professional, personal, consulting, and social services; to exempt certain consulting service contracts relating to acquisition of rights-of-way from certain general requirements for consulting contract procurements; and to provide for related matters.

Read by title.

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

**SENATE BILL NO. 380—**  
BY SENATOR ELLINGTON

AN ACT

To amend and reenact R.S. 47:820.5.2(E), relative to toll violations on the Crescent City Connection bridge; to repeal certain defenses to liability for toll violations on such bridge; and to provide for related matters.

Read by title.

**Motion**

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

**SENATE BILL NO. 418—**  
BY SENATOR HINES

AN ACT

To amend and reenact R.S. 37:1041(B), (C)(4)(b), (5), the introductory paragraph of 1048, 1048(4), (5)(a), 1057, 1061, 1063, 1065, and the introductory paragraph of 1068 and to enact R.S. 37:1048(7) through (14), and 1063.1, relative to the professional licensing and regulation of the conduct of optometrists; to provide relative to the purpose of such law; to provide relative to the powers of the Louisiana State Board of Optometry Examiners; to provide relative to license renewals; to provide relative to violations and causes for refusal, suspension, or revocation of certificates; to provide relative to the obtaining of a criminal history record; to authorize a compulsory evaluation; to provide relative to exemptions; to provide relative to criminal penalties; and to provide for related matters.

Read by title.

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

**SENATE BILL NO. 545—**  
BY SENATOR SCHEDLER

AN ACT

To amend and reenact R.S. 47:302.26(D) and 322.37, relative to the disposition of certain collections from the sales of services; to provide with respect to the disposition of the avails of the tax on the sales of services in St. Tammany Parish; and to provide for related matters.

Read by title.

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

**SENATE BILL NO. 572—**  
BY SENATOR JONES

AN ACT

To enact Code of Criminal Procedure Article 799.1, relative to the number of peremptory challenges; to provide for use of all challenges available unless otherwise agreed; and to provide for related matters.

Read by title.

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

**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. 28—**  
BY REPRESENTATIVE JOHN SMITH

A CONCURRENT RESOLUTION

To authorize and request the Louisiana State Law Institute to study and make recommendations to the legislature on the laws of usufruct and naked ownership especially in light of Hurricanes Katrina and Rita.

Read by title.

Reported favorably by the Committee on Civil Law and Procedure.

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

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

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

**HOUSE BILL NO. 174—**  
BY REPRESENTATIVE BRUNEAU AND SENATOR MURRAY

AN ACT

To amend and reenact Code of Civil Procedure Article 2453, relative to the examination of a judgment debtor; to provide for service of process on the counsel of record; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Civil Law and Procedure.

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

Under the rules, placed on the regular calendar.

**HOUSE BILL NO. 176—**  
BY REPRESENTATIVE WHITE

AN ACT

To amend and reenact R.S. 37:1371(B), relative to the state plumbing board; to provide for fees; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Commerce.

The committee amendments were read as follows:

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Commerce to Original House Bill No. 176 by Representative White

AMENDMENT NO. 1

On page 1, line 2, after "37:1371(B)" delete "and to enact R.S. 37:1378(C)"

AMENDMENT NO. 2

On page 1, line 3, after "for fees;" delete "to provide for fines;"

AMENDMENT NO. 3

On page 1, line 6, after "reenacted" delete "and R.S. 37:1378(C)"

AMENDMENT NO. 4

On page 1, line 7, delete "is hereby enacted"

AMENDMENT NO. 5

On page 3, delete lines 20 through 27 in their entirety

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

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

Under the rules, placed on the regular calendar.

**HOUSE BILL NO. 180—**  
BY REPRESENTATIVE BRUNEAU

AN ACT

To enact Code of Civil Procedure Article 1913(E), relative to notice of judgment; to provide for notice of judgment in open court under certain circumstances; to provide for exceptions; and to provide for related matters.

Read by title.

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

The committee amendments were read as follows:

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Civil Law and Procedure to Original House Bill No. 180 by Representative Bruneau

AMENDMENT NO. 1

On page 1, line 14, after "advisement" insert a period "." and delete the remainder of the line and delete line 15 in its entirety

# Page 8 HOUSE

11th Day's Proceedings - April 13, 2006

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

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

Under the rules, placed on the regular calendar.

## **HOUSE BILL NO. 203—** BY REPRESENTATIVE PINAC

### AN ACT

To enact Chapter 25 of Title 12 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 12:1601 through 1605, relative to organization of business entities; to authorize conversion of domestic business entities; to provide for application and approval requirements; to provide for certificates of conversion and for certain filing requirements; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Commerce.

The committee amendments were read as follows:

### **HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Commerce to Engrossed House Bill No. 203 by Representative Pinac

#### AMENDMENT NO. 1

On page 1, line 3, after "through" delete "1603, and R.S. 47:1508(B)(23)," and insert "1605."

#### AMENDMENT NO. 2

On page 1, line 6, after "requirements;" delete the remainder of the line

#### AMENDMENT NO. 3

On page 1, line 10, after "through" change "1603" to "1605"

#### AMENDMENT NO. 4

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

#### "§1601. Definitions

As used in this Chapter, the following terms and phrases shall have the meaning ascribed to them in this Section, unless the context clearly indicates otherwise:

(1) "Conversion" means the continuance of a domestic entity of one type as a domestic entity of another type.

(2) "Converted entity" means an entity resulting from a conversion.

(3) "Converting entity" means an entity as the entity existed before the entity's conversion."

#### AMENDMENT NO. 5

On page 1, line 12, at the beginning of the line, change "§1601." to "§1602."

#### AMENDMENT NO. 6

On page 1, line 14, after "type of" insert "domestic"

#### AMENDMENT NO. 7

On page 2, line 5, at the beginning of the line change "§1602." to "§1603."

#### AMENDMENT NO. 8

On page 2, line 7, after "converting entity" insert "and the converted entity"

#### AMENDMENT NO. 9

On page 2, between lines 8 and 9, insert the following:

"(3) A statement that the converting entity is continuing its existence in the organizational form of the converted entity."

#### AMENDMENT NO. 10

On page 2, line 9, at the beginning of the line, change "(3)" to "(4)"

#### AMENDMENT NO. 11

On page 2, line 12, at the beginning of the line, change "(4)" to "(5)"

#### AMENDMENT NO. 12

On page 2, line 14, at the beginning of the line, change "(5)" to "(6)"

#### AMENDMENT NO. 13

On page 2, line 15, after "limited liability company," delete "including the name of the converted"

#### AMENDMENT NO. 14

On page 2, at the beginning of line 16, delete "entity,"

#### AMENDMENT NO. 15

On page 2, line 18, after "corporation" delete the comma "," and delete "including the name of the converted entity,"

#### AMENDMENT NO. 16

On page 2, line 21, after "commendam" delete the comma "," and delete "including the name of the"

#### AMENDMENT NO. 17

On page 2, line 22, delete "converted entity if a partnership name is adopted"

#### AMENDMENT NO. 18

On page 3, line 3, at the beginning of the line, change "§1603." to "§1604."

#### AMENDMENT NO. 19

On page 3, delete lines 8 through 19 in their entirety

#### AMENDMENT NO. 20

On page 3, line 20, at the beginning of the line, change "C." to "B."

#### AMENDMENT NO. 21

On page 4, line 1, at the beginning of the line, change "D." to "C."

#### AMENDMENT NO. 22

On page 4, delete lines 6 through 15 and insert the following:

#### "§1605. Effect of conversion

When the conversion of a converting entity takes effect:



(1) The converting entity shall continue to exist, without interruption, but in the organizational form of the converted entity rather than in its prior organizational form.

(2) All rights, title, and interest to all real estate and other property owned by the converting entity shall continue to be owned by the converted entity in its new organizational form without reversion or impairment, and without further act or deed, but subject to any existing liens or other encumbrances thereon. However, the duplicate certificate of conversion must be filed for record in the conveyance records of each parish in this state in which the converting entity has immovable property that will transfer to the converted entity.

(3) All liabilities and obligations of the converting entity shall continue to be liabilities and obligations of the converted entity in its new organizational form without impairment or diminution by reason of the conversion.

(4) All rights of creditors or other parties with respect to or against the prior interest holders or other owners of the converting entity in their capacities as such in existence as of the effective time of the conversion will continue in existence as to those liabilities and obligations and may be pursued by such creditors and obligees as if the conversion had not occurred.

(5) A proceeding by or against the converting entity or by or against any of the converting entity's interest holders or owners in their capacities as such may be continued by or against the converted entity in its new organizational form and by or against the prior interest holders or owners, as the case may be, without any need for substitution of parties.

(6) The ownership or membership interests in the converting entity that are to be converted into the ownership or membership interests in the converted entity as provided in the application for conversion shall be so converted.

(7) If, after the effectiveness of the conversion, a shareholder, partner, member, or other owner of the converted entity would be liable under applicable law, in such capacity, for the debts or obligations of the converted entity, such shareholder, partner, member, or other owner of the converted entity shall be liable for the debts and obligations of the converting entity that existed before the conversion takes effect only to the extent that such shareholder, partner, member, or other owner:

(a) Agreed in writing to be liable for such debts or obligations.

(b) Was liable under applicable law, prior to the effectiveness of the conversion, for such debts or obligations.

(c) By becoming a shareholder, partner, member, or other owner of the converted entity, becomes liable under applicable law for existing debts and obligations of the converted entity.

Section 2. This Act shall become effective upon signature by the governor or, if not signed by the governor, upon expiration of the time for bills to become law without signature by the governor, as provided in Article III, Section 18 of the Constitution of Louisiana. If vetoed by the governor and subsequently approved by the legislature, this Act shall become effective on the day following such approval."

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

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

Under the rules, placed on the regular calendar.

**HOUSE BILL NO. 371—**

BY REPRESENTATIVE DAMICO

AN ACT

To enact R.S. 49:191(4) and to repeal R.S. 49:191(1)(g), relative to the Department of Environmental Quality, including provisions to provide for the re-creation of the Department of Environmental Quality 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.

Reported favorably by the Committee on Environment.

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

Under the rules, placed on the regular calendar.

**HOUSE BILL NO. 387—**

BY REPRESENTATIVE QUEZAIRE

AN ACT

To amend and reenact R.S. 47:820.5.2(E), relative to toll violations on the Crescent City Connection bridge; to repeal certain defenses to liability for toll violations on such bridge; and to provide for related matters.

Read by title.

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

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

Under the rules, placed on the regular calendar.

**HOUSE BILL NO. 392—**

BY REPRESENTATIVE HAMMETT

AN ACT

To amend and reenact R.S. 49:191(3) and to repeal R.S. 49:191(1)(m), relative to the Department of Revenue; to provide for the re-creation of the Department of Revenue 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.

Reported favorably by the Committee on Ways and Means.

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

Under the rules, placed on the regular calendar.

**HOUSE BILL NO. 395—**

BY REPRESENTATIVE HAMMETT

AN ACT

To amend and reenact R.S. 47:118(I)(introductory paragraph), relative to the state income tax; to change the deadline for the application for waiver of penalty for underpayment of estimated tax; to provide for an effective date; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Ways and Means.

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

Under the rules, placed on the regular calendar.

**HOUSE BILL NO. 396—**

BY REPRESENTATIVE HAMMETT  
AN ACT

To amend and reenact R.S. 47:1562(A), 1563, and 1564, relative to assessment of tax, penalty, and interest; to provide the time period from the date of the notice of tax due to protest proposed assessment; to provide for assessment of tax, interest, and penalties; to provide for an effective date; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Ways and Means.

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

Under the rules, placed on the regular calendar.

**HOUSE BILL NO. 397—**

BY REPRESENTATIVE HAMMETT  
AN ACT

To amend and reenact R.S. 36:458(B), (C), (D), (E), and (F), relative to the offices, purposes, and functions of the Department of Revenue; to modify certain provisions to reflect the agency's current organizational structure and functions; 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. 397 by Representative Hammett

AMENDMENT NO. 1

On page 2, line 21, after "laws" and before the comma "," delete "and under the direction of the secretary"

AMENDMENT NO. 2

On page 2, line 22, after "beverages" and before "in" insert "and tobacco products"

AMENDMENT NO. 3

On page 2, line 24, after "in" and before "beverages" insert "alcoholic"

AMENDMENT NO. 4

On page 2, at the end of line 24, after "beverages" delete the remainder of the line and insert "or tobacco products"

AMENDMENT NO. 5

On page 2, at the beginning of line 25, delete "or low alcoholic content"

AMENDMENT NO. 6

On page 2, line 26, after "beverages" and before "and" insert "or tobacco products"

AMENDMENT NO. 7

On page 2, line 26, after "sale" and the period "." delete the remainder of the line and delete lines 27 through 29 in their entirety.

AMENDMENT NO. 8

On page 2, line 26, after "sale" and the period "." insert the following:

"The office of alcohol and tobacco control shall be under the the control and direction of the commissioner of the office of alcohol and tobacco control, who shall be the assistant secretary of the office of alcohol and tobacco control in the Department of Revenue. The commissioner shall employ, appoint, remove, assign, and promote such personnel as is necessary for the efficient administration of the office of alcohol and tobacco control and for the performance of the powers, duties, functions, and responsibilities of the office of alcohol and tobacco control. The commissioner shall be solely responsible for employment, assignment, and removal of all personnel employed by the office of alcohol and tobacco control on a contractual basis. The commissioner shall be solely responsible for the transfer of all personnel within the office of alcohol and tobacco control and no personnel shall be transferred to or from the office of alcohol and tobacco control to any other office of the department without the commissioner's prior approval. The commissioner shall exercise all powers and authority granted to him in this Title subject to the overall direction and control of the secretary."

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. 413—**

BY REPRESENTATIVE QUEZAIRE  
AN ACT

To amend and reenact R.S. 47:820.5(B)(introductory paragraph), relative to the Greater New Orleans Mississippi River Bridges; to provide relative to deposits collected for Automatic Vehicular Identification tags; to authorize the Crescent City Connection Division within the Department of Transportation and Development to collect a deposit for such tags in a certain amount; and to provide for related matters.

Read by title.

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

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

Under the rules, placed on the regular calendar.

**HOUSE BILL NO. 419—**

BY REPRESENTATIVE QUEZAIRE  
AN ACT

To amend and reenact R.S. 47:820.5(B)(introductory paragraph), relative to tolls on the Greater New Orleans Mississippi River Bridges; to authorize the Crescent City Connection Division to sell Automatic Vehicular Identification tags for use on such bridges; and to provide for related matters.

Read by title.

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

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

Under the rules, placed on the regular calendar.

**HOUSE BILL NO. 423—**

BY REPRESENTATIVE QUEZAIRE  
AN ACT

To amend and reenact R.S. 48:255(B)(1), relative to public contracts let by the Department of Transportation and Development; to provide relative to the deadline for awarding certain contracts let by the department; to provide for certain exceptions; and to provide for related matters.

Read by title.

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

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

Under the rules, placed on the regular calendar.

**HOUSE BILL NO. 453—**

BY REPRESENTATIVES TOOMY, JOHNS, AND WALKER  
AN ACT

To enact R.S. 29:735.1, relative to emergency assistance during disasters; to provide a limitation of liability for health care providers; to provide an exception for gross negligence; to provide relative to the licensing of certain health care providers; and to provide for related matters.

Read by title.

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

The committee amendments were read as follows:

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Civil Law and Procedure to Original House Bill No. 453 by Representative Toomy

**AMENDMENT NO. 1**

On page 1, line 16, after "state" delete the remainder of the line and insert the following:

"and shall have in their personal possession a copy of their state license and photo identification."

**AMENDMENT NO. 2**

On page 1, delete lines 17 through 19 in their entirety

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

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

Under the rules, placed on the regular calendar.

**HOUSE BILL NO. 483—**

BY REPRESENTATIVE QUEZAIRE  
AN ACT

To repeal R.S. 48:250.1, relative to the Department of Transportation and Development's structured training program; to repeal the requirement that construction and maintenance personnel of the department participate in the structured training program.

Read by title.

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

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

Under the rules, placed on the regular calendar.

**HOUSE BILL NO. 496—**

BY REPRESENTATIVES BURNS, DANIEL, GREENE, KATZ, M. POWELL,  
AND SMILEY

AN ACT

To enact R.S. 48:229(A)(12), relative to the state highway system; to provide relative to the factors to be considered when prioritizing highway projects; and to provide for related matters.

Read by title.

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

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

Under the rules, placed on the regular calendar.

**HOUSE BILL NO. 499—**

BY REPRESENTATIVES QUEZAIRE AND M. POWELL  
AN ACT

To amend and reenact R.S. 48:252(B)(4), relative to bid proposal documents on projects for the Department of Transportation and Development; to provide relative to the fee for such documents; to provide for an effective date; and to provide for related matters.

Read by title.

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

The committee amendments were read as follows:

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Transportation, Highways, and Public Works to Original House Bill No. 499 by Representative Quezaire

**AMENDMENT NO. 1**

On page 1, line 16, after "documents" and before "provided" delete "or plans" and at the end of the line delete "an electronic"

**AMENDMENT NO. 2**

On page 1, line 17, delete "bidding service." and insert "the department web site."

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

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

Under the rules, placed on the regular calendar.

**HOUSE BILL NO. 511—**

BY REPRESENTATIVE DAMICO

AN ACT

To amend and reenact R.S. 30:2411(B)(1), 2412(3), (4), (5), (20), and (26), 2413(A)(8), 2415(A), (C), (D), and (E), 2417(A)(5), 2420(B), and 2421(B), to enact R.S. 30:2413(A)(10), and to repeal R.S. 30:2412(1.1) and (4.1) and 2417(A)(6) and (7) and (E)(4), relative to solid waste and recycling; to provide for purpose; to provide for definitions; to provide for powers and duties of the secretary of the Department of Environmental Quality; to provide for used oil, batteries, and white goods; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Environment.

The committee amendments were read as follows:

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Environment to Original House Bill No. 511 by Representative Damico

AMENDMENT NO. 1

On page 3, at the end of line 23, insert the following:

"Products manufactured by entities that offer Louisiana customers a no-charge return and recycling program for product disposal shall have the same status as goods with recycled content, provided such program is approved by the Environmental Protection Agency."

AMENDMENT NO. 2

On page 3, at the end of line 26, insert a comma "," and the following:

"provided that such products are either manufactured in Louisiana"

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

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

Under the rules, placed on the regular calendar.

**HOUSE BILL NO. 569—**  
BY REPRESENTATIVE MONTGOMERY  
AN ACT

To amend and reenact R.S. 47:633(7)(b) and (c)(i)(aa), relative to the severance tax on oil; to extend the time allowed for the reduced rate certifications on incapable and stripper wells; to provide for an effective date; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Ways and Means.

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

Under the rules, placed on the regular calendar.

**HOUSE BILL NO. 570—**  
BY REPRESENTATIVES SCALISE, ALEXANDER, GALLOT, AND WALKER  
AN ACT

To enact Chapter 22 of Title 39 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 39:2151 through 2163, relative to qui tam actions; to create the Hurricane Relief Funds Integrity Act; to prohibit false or fraudulent claims or false or misleading statements in relation to obtaining funds, property, use of property, or other compensation from hurricane relief programs; to provide for civil actions by the attorney general or by other persons to recover hurricane relief program funds; to provide for damages, fines, penalties, and interest; to create the Hurricane Relief Programs Fraud Detection Fund; to provide for an awards program for information on violations; to provide for protection for certain persons against reprisals by certain persons; to provide for an effective date; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Civil Law and Procedure.

Under the rules, the above bill was ordered engrossed and recommitted to the Committee on Appropriations.

**HOUSE BILL NO. 679—**  
BY REPRESENTATIVE SCALISE  
AN ACT

To enact Chapter 13-B of Title 51 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 51:1441 through 1445, relative to Internet fraud; to prohibit use of the Internet to obtain identifying information of another person for a fraudulent purpose; to provide for penalties; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Commerce.

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

Under the rules, placed on the regular calendar.

**HOUSE BILL NO. 727—**  
BY REPRESENTATIVES LAMBERT, ALEXANDER, BOWLER, JOHNS, ROBIDEAUX, AND WALKER  
A JOINT RESOLUTION

Proposing to amend Article III, Sections 2(A)(4)(b)(introductory paragraph), 15(A), and 16(C) and Article VII, Section 11(B) of the Constitution of Louisiana, relative to appropriation bills; to provide for a separate appropriation bill for the governor, the lieutenant governor, and each department of state government and a combined bill for appropriations to entities which are not departments of state government; to provide for an effective date; to provide for submission of the proposed amendment to the electors; and to provide for related matters.

Read by title.

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

The committee amendments were read as follows:

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Civil Law and Procedure to Engrossed House Bill No. 727 by Representative Lambert

AMENDMENT NO. 1

On page 3, line 26, change "provide for" to "require"

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

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

Under the rules, placed on the regular calendar.

**HOUSE BILL NO. 729—**  
BY REPRESENTATIVE QUEZAIRE  
AN ACT

To amend and reenact R.S. 14:59(A)(4), R.S. 32:169(A) and (B) and 376, R.S. 36:501(C)(1) and 508(A), (B), (C), and (G), R.S. 38:90.4(B)(1) and 1583(B), R.S. 48:1(2) and (19), 92, 211, 223(C), 259, 260, 269, 272, 273, 274, 274.2, 342, 346.1, 381(C)(2)(b)(i), 441, 758(A), 1259, 1271(C), and 1273, and R.S. 51:1259(6), relative to the Department of Transportation and Development; to change the name of the office of highways to the office of engineering; to provide relative to responsibilities of the department; and to provide for related matters.

Read by title.

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

The committee amendments were read as follows:

#### HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Transportation, Highways, and Public Works to Original House Bill No. 729 by Representative Quezaire

##### AMENDMENT NO. 1

On page 8, line 20, change "R.S. 48:442(2)" to "R.S. 48:~~442(2)~~442(3)"

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

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

Under the rules, placed on the regular calendar.

#### HOUSE BILL NO. 798—

BY REPRESENTATIVE HUTTER

AN ACT

To enact Chapter 19-E of Title 51 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 51:1751 through 1754, relative to anti-phishing provisions; to provide for definitions; to provide for unlawful requests; to provide for remedies; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Commerce.

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

Under the rules, placed on the regular calendar.

#### HOUSE BILL NO. 809—

BY REPRESENTATIVE PITRE

AN ACT

To enact R.S. 28:53(P), 53.2(H), and 54(F), relative to transportation of persons suffering from mental illness or substance abuse; to provide relative to the law enforcement agency responsible for transportation; and to provide for related matters.

Read by title.

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

The committee amendments were read as follows:

#### HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Civil Law and Procedure to Original House Bill No. 809 by Representative Pitre

##### AMENDMENT NO. 1

On page 1, line 11, after "be" and before "responsible" insert "primarily"

##### AMENDMENT NO. 2

On page 1, line 13, after "ordered" and before "by" insert "by the coroner or"

##### AMENDMENT NO. 3

On page 1, line 20, after "be" and before "responsible" insert "primarily"

##### AMENDMENT NO. 4

On page 2, line 2, after "ordered" and before "by" insert "by the coroner or"

##### AMENDMENT NO. 5

On page 2, line 7, after "be" and before "responsible" insert "primarily"

##### AMENDMENT NO. 6

On page 2, line 9, after "ordered" and before "by" insert "by the coroner or"

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

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

Under the rules, placed on the regular calendar.

#### HOUSE BILL NO. 859—

BY REPRESENTATIVE QUEZAIRE

AN ACT

To amend and reenact R.S. 48:255(B)(5)(b), relative to bids on contracts for the Department of Transportation and Development; to provide for the rejection of bids; to provide for an effective date; and to provide for related matters.

Read by title.

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

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

Under the rules, placed on the regular calendar.

#### HOUSE BILL NO. 870—

BY REPRESENTATIVES DAMICO AND SALTER

AN ACT

To enact R.S. 30:2014.5, relative to expedited permits; to provide for fees paid to the Department of Environmental Quality for processing certain permits; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Environment.

The committee amendments were read as follows:

#### HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Environment to Original House Bill No. 870 by Representative Damico

##### AMENDMENT NO. 1

On page 1, line 2, after "enact" change "R.S. 30:2014(E)" to "R.S. 30:2014.5"

##### AMENDMENT NO. 2

On page 1, line 6, change "R.S. 30:2014(E)" to "R.S. 30:2014.5"

##### AMENDMENT NO. 3

On page 1, delete lines 7 and 8 in their entirety, and insert the following:

# Page 14 HOUSE

11th Day's Proceedings - April 13, 2006

## §2014.5. Expedited permit program

A. The department shall report to the House Committee on Environment and the Senate Committee on Environmental Quality no later than May 1, 2007, on the status and progress of the expedited permit program. The report shall include a comparison of the average time required for the expedited permit process and the average time required to process similar permits under the normal permit process."

### AMENDMENT NO. 4

On page 1, at the beginning of line 9, change "E." to "B."

### AMENDMENT NO. 5

On page 1, delete lines 14 through 17 in their entirety and insert the following:

"Section 2. The Louisiana State Law Institute is hereby directed to redesignate the provisions enacted in Section 1 of Senate Bill No. 292 of the 2006 Regular Session of the Louisiana Legislature as Subsection A and redesignate the provisions enacted in Section 1 of this Act as Subsections B and C of R.S. 30:2014.5 as enacted in this Act."

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

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

Under the rules, placed on the regular calendar.

### **HOUSE BILL NO. 887—**

BY REPRESENTATIVES PINAC, BRUCE, BURRELL, CROWE, DOERGE, RITCHIE, GARY SMITH, STRAIN, TRAHAN, WHITE, AND WINSTON  
AN ACT

To enact R.S. 10:9-109(c)(6) and Part V-B of Chapter 9 of Title 45 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 45:1230 through 1240, relative to electric utilities; to provide for legislative intent and definitions; to provide with respect to issuance of financing orders; to provide for appeals of financing orders; to provide relative to a utility's interest in a financing order; to provide with respect to storm recovery property; to provide for the sale of storm recovery property; to provide for the perfection and true sale status of a sale of storm recovery property; to provide with respect to subsidiaries of electric utilities; to provide for conflicts of laws; to provide for the creation, perfection, and priority of security interests in storm recovery property; to provide a state pledge of non-impairment of storm recovery bonds; to provide that storm recovery bonds are not public debt; to provide an exclusion from secured transactions provisions of the uniform commercial laws; to provide that the jurisdiction of the commission is not impaired; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Commerce.

The committee amendments were read as follows:

### **HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Commerce to Original House Bill No. 887 by Representative Pinac

### AMENDMENT NO. 1

On page 1, in the author designation, after "REPRESENTATIVE PINAC" delete "(BY REQUEST)"

### AMENDMENT NO. 2

On page 10, line 7, delete line 7 in its entirety and insert in lieu thereof the following:

"C. For a financing order issued to an electric utility by the commission to create storm recovery property, the financing order shall:"

### AMENDMENT NO. 3

On page 10, line 13, at the beginning of the line before "such costs" insert "all"

### AMENDMENT NO. 4

On page 10, delete lines 17 through 21 in their entirety and insert the following:

"(3) Provide that such storm recovery property shall be sold, assigned, or transferred by the electric utility to a subsidiary which is wholly owned, directly or indirectly, by the electric utility and which will be the issuer of the storm recovery bonds."

### AMENDMENT NO. 5

On page 11, at the beginning of line 5, change "Subsection E" to "Subsection F"

### AMENDMENT NO. 6

On page 12, before line 1, insert the following:

"D. In a financing order issued to an electric utility, the commission may:"

### AMENDMENT NO. 7

On page 12, at the beginning of line 1, change "(10)" to "(1)"

### AMENDMENT NO. 8

On page 12, at the beginning of line 3, change "(11)" to "(2)"

### AMENDMENT NO. 9

On page 12, between lines 17 and 18, insert the following:

"(3) Provide that the creation of the electric utility's storm recovery property pursuant to Paragraph (C)(2) of this Section is conditioned upon, and shall be simultaneous with, the sale, assignment, or other transfer of the storm recovery property to an assignee and the security interest created in the storm recovery property to secure storm recovery bonds."

### AMENDMENT NO. 10

On page 12, at the beginning of line 18, change "(12)" to "(4)"

### AMENDMENT NO. 11

On page 12, at the beginning of line 25, change "D." to "E."

### AMENDMENT NO. 12

On page 13, at the beginning of line 3, change "E." to "F."

### AMENDMENT NO. 13

On page 13, at the beginning of line 14, change "F." to "G."

### AMENDMENT NO. 14

On page 13, at the beginning of line 16, change "G." to "H."

### AMENDMENT NO. 15

On page 14, at the beginning of line 5, change "Subsection G of this Section" to "this Subsection"

AMENDMENT NO. 16

On page 19, line 16, after "with" change "Subsection D." to "Paragraph (4) of this Section."

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

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

Under the rules, placed on the regular calendar.

**HOUSE BILL NO. 970—**

BY REPRESENTATIVE JACK SMITH  
AN ACT

To amend and reenact R.S. 30:2189(A) and R.S. 45:163(A), relative to transportation of hazardous waste; to provide for exemptions from permitting requirements for transporting hazardous waste in certain circumstances; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Environment.

The committee amendments were read as follows:

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Environment to Original House Bill No. 970 by Representative Jack Smith

AMENDMENT NO. 1

On page 1, line 2, after "R.S." delete "30:2183(A) and 2189(A)" and insert "30:2189(A) and R.S. 45:163(A)"

AMENDMENT NO. 2

On page 1, line 6, after "R.S." delete "30:2183(A) and 2189(A) are" and insert "30:2189(A) is"

AMENDMENT NO. 3

On page 1, delete lines 8 through 20 and on page 2, delete lines 1 through 5

AMENDMENT NO. 4

On page 2, between lines 15 and 16, insert the following:

"Section 2. R.S. 45:163(A) is hereby amended and reenacted to read as follows:

§163. Powers of commission; rates; insurance policies or bonds

A. The commission has the power and authority necessary to supervise, govern, regulate, and control motor carriers, other than a contract carrier by bus, which transport household goods, passengers, or waste and to fix reasonable and just rates, fares, tolls, or charges for the commodities furnished or services rendered by such motor carriers. The commission shall prescribe rules and regulations governing the operation of contract carriers in competition with common carriers and prescribe minimum rates, fares, and charges to be collected by such carriers. However, such rules shall not require a license, permit, schedule of compliance, or performance guideline for transporting hazardous waste commingled with construction or demolition debris pursuant to a contract with any federal or state agency or political subdivision, provided that such transporter shall register with and comply with all insurance filing requirements of the commission.

\* \* \*

AMENDMENT NO. 5

On page 2, at the beginning of line 16, delete "Section 2. R.S. 30:2183(A) and 2189(A) are" and insert "Section 3. R.S. 30:2189(A) is"

AMENDMENT NO. 6

On page 2, delete lines 18 through 29 and on page 3, delete lines 1 through 6

AMENDMENT NO. 7

On page 3, between lines 16 and 17, insert the following:

"Section 4. R.S. 45:163(A) is hereby amended and reenacted to read as follows:

§163. Powers of commission; rates; insurance policies or bonds

A. The commission has the power and authority necessary to supervise, govern, regulate, and control motor carriers, other than a contract carrier by bus, which transport household goods, passengers, or waste and to fix reasonable and just rates, fares, tolls, or charges for the commodities furnished or services rendered by such motor carriers. The commission shall prescribe rules and regulations governing the operation of contract carriers in competition with common carriers, and prescribe minimum rates, fares, and charges to be collected by such carriers. ~~However, such rules shall not require a license, permit, schedule of compliance, or performance guideline for transporting hazardous waste commingled with construction or demolition debris pursuant to a contract with any federal or state agency or political subdivision, provided that such transporter shall register with and comply with all insurance filing requirements of the commission.~~

\* \* \*

AMENDMENT NO. 8

On page 3, at the beginning of line 17, change "Section 3." to "Section 5."

AMENDMENT NO. 9

On page 3, line 17, change "Sections 1 and 4" to "Sections 1, 2, and 6"

AMENDMENT NO. 10

On page 3, line 21, change "Sections 1 and 4" to "Sections 1, 2, and 6"

AMENDMENT NO. 11

On page 3, at the beginning of line 23, change "Section 4." to "Section 6."

AMENDMENT NO. 12

On page 3, line 23, change "Section 2" to "Sections 3 and 4"

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

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

Under the rules, placed on the regular calendar.

**HOUSE BILL NO. 1137—**

BY REPRESENTATIVE PINAC  
AN ACT

To amend and reenact R.S. 45:844.31(A), relative to telemarketing activities; to provide for the prohibition of telephonic solicitation during a state of emergency; to provide for exceptions; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Commerce.

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

Under the rules, placed on the regular calendar.

**HOUSE BILL NO. 1138—**  
BY REPRESENTATIVE DOVE

AN ACT

To amend and reenact R.S. 38:329(A), relative to the Terrebonne Levee and Conservation District; to authorize the district, subject to voter approval, to levy a sales and use tax; to authorize the district to issue certain types of bonds; and to provide for related matters.

Read by title.

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

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

Under the rules, placed on the regular calendar.

**HOUSE BILL NO. 1169 (Substitute for House Bill No. 115 by Representative Pinac)—**  
BY REPRESENTATIVE PINAC

AN ACT

To amend and reenact R.S. 9:1123.115(A), relative to condominium management; to provide for privileges on immovables; and to provide for related matters.

Read by title.

On motion of Rep. Pinac, 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. Cazayoux, 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**

**Acting Speaker Cazayoux in the Chair**

**HOUSE BILL NO. 5—**  
BY REPRESENTATIVE SALTER

AN ACT

To amend and reenact R.S. 8:78, relative to the Louisiana Cemetery Board; to provide for exemption from board authority; and to provide for related matters.

Read by title.

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Salter to Engrossed House Bill No. 5 by Representative Salter

AMENDMENT NO. 1

On page 1, delete lines 12 through 14 in their entirety and insert the following:

"B. The provisions of this Chapter shall not apply to community cemeteries owned and operated by nonprofit corporations in existence prior to January 1, 2007, whose officers and directors serve on a voluntary basis without compensation for their services."

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

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

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

**NAYS**

Total - 0

**ABSENT**

Alario	Carter, K.	Kennard
Baudoin	Gray	
Total - 5		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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



**HOUSE BILL NO. 72—**

BY REPRESENTATIVE LABRUZZO  
AN ACT

To enact Part VI of Chapter 9 of Title 56 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 56:1950.11 through 1950.13, relative to the Old Metairie Road Business and Cultural District; to designate the area along a portion of Metairie Road in Jefferson Parish as the Old Metairie Road Business and Cultural District; to require certain signage identifying and providing directions to the district; and to provide for related matters.

Read by title.

Rep. LaBruzzo moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

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

Total - 98

**NAYS**

Arnold  
Total - 1

**ABSENT**

Alario	Carter, K.	Trahan
Baudoin	Gray	

Total - 5

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. LaBruzzo 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. 96—**

BY REPRESENTATIVES HUTTER, BARROW, BRUCE, BURRELL, FRITH, KLECKLEY, LAFONTA, T. POWELL, GARY SMITH, STRAIN, TRAHAN, WADDELL, WALSWORTH, AND WHITE  
AN ACT

To enact R.S. 37:853, relative to funeral establishments; to provide for identification on caskets; to provide for promulgation of rules; and to provide for related matters.

Read by title.

Rep. Hutter moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

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

Total - 96

**NAYS**

Total - 0

**ABSENT**

Alario	Crowe	LaFleur
Baudoin	Erdey	Trahan
Carter, K.	Gray	

Total - 8

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Page 18 HOUSE

11th Day's Proceedings - April 13, 2006

Rep. Hutter 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. 110—**

BY REPRESENTATIVE PINAC

AN ACT

To amend and reenact R.S. 37:1446(H), relative to real estate brokers; to provide that certain real estate salespersons or associates of real estate brokers are independent contractors and not employees; 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	Gallot	Pierre
Alexander	Geymann	Pinac
Ansardi	Glover	Pitre
Arnold	Greene	Powell, M.
Badon	Guillory, E.	Powell, T.
Baldone	Guillory, M.	Quezaire
Barrow	Hammett	Richmond
Baylor	Harris	Ritchie
Beard	Heaton	Robideaux
Bowler	Hebert	Romero
Bruce	Hill	Scalise
Bruneau	Honey	Schneider
Burns	Hopkins	Smiley
Burrell	Hunter	Smith, G.
Carter, R.	Hutter	Smith, J.D.—50th
Cazayoux	Jackson	Smith, J.H.—8th
Crane	Jefferson	Smith, J.R.—30th
Cravins	Johns	St. Germain
Crowe	Katz	Strain
Curtis	Kenney	Thompson
Damico	Kleckley	Toomy
Daniel	LaBruzzo	Townsend
Dartez	LaFleur	Trahan
Doerge	LaFonta	Triche
Dorsey	Lambert	Tucker
Dove	Lancaster	Waddell
Downs	Marchand	Walker
Durand	Martiny	Walsworth
Erdey	McDonald	White
Fannin	McVea	Winston
Farrar	Montgomery	Wooton
Faucheux	Morrell	
Frith	Morrish	

Total - 97

**NAYS**

Total - 0

**ABSENT**

Alario	DeWitt	Odinet
Baudoin	Gray	
Carter, K.	Kennard	

Total - 7

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

**HOUSE BILL NO. 119—**

BY REPRESENTATIVE PINAC

AN ACT

To enact R.S. 37:1449.1, relative to purchase agreements for residential real property; to require Louisiana Real Estate Commission licensees to use a uniform purchase agreement form; to provide for promulgation of the form by the commission; 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	Gallot	Morrish
Alexander	Geymann	Odinet
Ansardi	Glover	Pierre
Badon	Greene	Pinac
Baldone	Guillory, E.	Pitre
Barrow	Guillory, M.	Powell, M.
Baylor	Harris	Powell, T.
Beard	Heaton	Quezaire
Bowler	Hebert	Richmond
Bruce	Hill	Ritchie
Bruneau	Honey	Robideaux
Burns	Hopkins	Romero
Burrell	Hunter	Scalise
Carter, R.	Hutter	Schneider
Cazayoux	Jackson	Smiley
Crane	Jefferson	Smith, G.
Cravins	Johns	Smith, J.D.—50th
Curtis	Katz	Smith, J.H.—8th
Damico	Kennard	Smith, J.R.—30th
Daniel	Kenney	St. Germain
Dartez	Kleckley	Strain
DeWitt	LaBruzzo	Thompson
Doerge	LaFleur	Toomy
Dorsey	LaFonta	Townsend
Dove	Lambert	Trahan
Downs	Lancaster	Triche
Durand	Marchand	Tucker
Erdey	Martiny	Waddell
Fannin	McDonald	Walker
Farrar	McVea	Walsworth
Faucheux	Montgomery	Winston
Frith	Morrell	Wooton

Total - 96

**NAYS**

Total - 0

**ABSENT**

Alario	Carter, K.	Hammett
Arnold	Crowe	White
Baudoin	Gray	

Total - 8

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

**HOUSE BILL NO. 159—**  
BY REPRESENTATIVE MONTGOMERY  
AN ACT

To amend and reenact R.S. 37:155(A)(4)(c), relative to exemptions from architect's license requirements; to increase the exemption threshold for persons acting as designers for certain renovations or alterations; to provide for an effective date; and to provide for related matters.

Read by title.

Rep. Montgomery moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. Speaker	Farrar	Montgomery
Ansardi	Faucheux	Morrish
Arnold	Frith	Pinac
Badon	Gallot	Pitre
Baldone	Geymann	Powell, T.
Barrow	Glover	Quezaire
Baylor	Guillory, E.	Richmond
Bruce	Hammett	Ritchie
Bruneau	Harris	Robideaux
Burrell	Heaton	Romero
Carter, R.	Hebert	Smith, G.
Cazayoux	Hill	Smith, J.D.—50th
Crane	Honey	Smith, J.H.—8th
Curtis	Hopkins	St. Germain
Damico	Hunter	Strain
Daniel	Jackson	Thompson
Dartez	Jefferson	Townsend
Doerge	Johns	Trahan
Dorsey	Kenney	Triche
Dove	Kleckley	Waddell
Downs	LaFonta	White
Fannin	Martiny	Winston
Total - 66		

**NAYS**

Alexander	Hutter	Powell, M.
Beard	Katz	Scalise
Bowler	LaBruzzo	Schneider
Burns	Lambert	Smiley
Cravins	Lancaster	Smith, J.R.—30th
DeWitt	McDonald	Toomy
Durand	McVea	Walker
Erdey	Odinot	Walsworth
Greene	Pierre	Wooton
Total - 27		

**ABSENT**

Alario	Gray	Marchand
Baudoin	Guillory, M.	Morrell
Carter, K.	Kennard	Tucker
Crowe	LaFleur	
Total - 11		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

**Suspension of the Rules**

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

**Suspension of the Rules**

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

**HOUSE BILL NO. 206—**  
BY REPRESENTATIVES R. CARTER, M. POWELL, AND SMILEY  
A JOINT RESOLUTION

Proposing to amend Article V, Section 15(A) of the Constitution of Louisiana, to authorize the legislature by law to establish new judgeships for district courts with the new division having limited or specialized jurisdiction within the territorial jurisdiction of the district court and subject matter jurisdiction as provided by law; to provide for submission of the proposed amendment to the electors; and to provide for related matters.

Read by title.

**Motion**

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

**Notice of Intention to Call**

Pursuant to House Rule No. 8.26(A), Rep. Robert Carter gave notice of his intention to call House Bill No. 206 from the calendar for future action.

**HOUSE BILL NO. 259—**  
BY REPRESENTATIVE SALTER  
AN ACT

To amend and reenact R.S. 32:772(A)(1) and to enact Chapter 4-C of Title 32 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 32:801 through 809, relative to the recreational and used motor vehicle commission; to provide for commission members; to provide for definitions; to provide for licensing automotive glass replacement technicians; to provide for automotive glass replacement or repair technician licenses; to provide for qualifications; to provide for fees; to provide for reciprocity; to provide for exemptions; to provide for penalties; and to provide for related matters.

Read by title.

**Motion**

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

**Notice of Intention to Call**

Pursuant to House Rule No. 8.26(A), Rep. Salter gave notice of his intention to call House Bill No. 259 from the calendar for future action.

**HOUSE BILL NO. 285—**  
BY REPRESENTATIVE DAMICO  
AN ACT

To amend and reenact R.S. 37:1459(D), relative to the real estate commission; to provide for return of fees collected by unlicensed persons; 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	Odinot
Alexander	Glover	Pierre
Ansardi	Greene	Pinac
Arnold	Guillory, E.	Pitre
Badon	Guillory, M.	Powell, M.
Baldone	Hammitt	Powell, T.
Barrow	Harris	Quezaire
Baylor	Heaton	Richmond
Bowler	Hebert	Ritchie
Bruce	Hill	Robideaux
Bruneau	Honey	Romero
Burns	Hopkins	Scalise
Carter, R.	Hunter	Schneider
Cazayoux	Hutter	Smiley
Crane	Jackson	Smith, G.
Cravins	Jefferson	Smith, J.D.—50th
Curtis	Johns	Smith, J.H.—8th
Damico	Katz	Smith, J.R.—30th
Daniel	Kenney	St. Germain
Dartez	Kleckley	Strain
DeWitt	LaBruzzo	Thompson
Doerge	LaFleur	Toomy
Dorsey	LaFonta	Townsend
Dove	Lambert	Trahan
Downs	Lancaster	Triche
Durand	Marchand	Tucker
Erdey	Martiny	Waddell
Fannin	McDonald	Walker
Farrar	McVea	Walsworth
Faucheux	Montgomery	White
Frith	Morrell	Winston
Gallot	Morrish	Wooton

Total - 96

**NAYS**

Total - 0

**ABSENT**

Alario	Burrell	Gray
Baudoin	Carter, K.	Kennard
Beard	Crowe	

Total - 8

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

**HOUSE BILL NO. 309—**  
BY REPRESENTATIVES WALKER AND GRAY  
AN ACT

To amend and reenact Civil Code Article 54, relative to declarations of death for absent persons; to provide relative to deaths between August 26, 2005, and September 30, 2005; to provide for retroactive application; to provide for an effective date; and to provide for related matters.

Read by title.

Rep. Walker moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. Speaker	Frith	Morrish
Alexander	Gallot	Odinot
Ansardi	Geymann	Pierre
Arnold	Glover	Pinac
Badon	Greene	Pitre
Baldone	Guillory, E.	Powell, M.
Barrow	Guillory, M.	Powell, T.
Baylor	Hammitt	Quezaire
Beard	Harris	Richmond
Bowler	Heaton	Ritchie
Bruce	Hebert	Robideaux
Bruneau	Hill	Romero
Burns	Honey	Scalise
Burrell	Hopkins	Schneider
Carter, R.	Hunter	Smiley
Cazayoux	Hutter	Smith, G.
Crane	Jackson	Smith, J.D.—50th
Cravins	Jefferson	Smith, J.H.—8th
Crowe	Johns	Smith, J.R.—30th
Curtis	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	White
Farrar	Montgomery	Winston
Faucheux	Morrell	Wooton

Total - 99

**NAYS**

Total - 0

**ABSENT**

Alario	Carter, K.	LaFleur
Baudoin	Gray	

Total - 5

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

**HOUSE BILL NO. 535—**  
BY REPRESENTATIVE GALLOT  
AN ACT

To enact R.S. 9:5609, relative to prescription; to provide for a one-year prescriptive period of actions for actions on certain contracts to purchase or sell immovable property; to provide relative to recordation of contracts; to provide for effectiveness as to third parties; to provide for retroactive application; and to provide for related matters.

Read by title.

Rep. Gallot moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

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

Total - 98

**NAYS**

Total - 0

**ABSENT**

Alario	Carter, K.	Kennard
Baudoin	Gray	Smith, J.R.—30th

Total - 6

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

**HOUSE BILL NO. 539—**  
BY REPRESENTATIVE R. CARTER  
**AN ACT**

To enact R.S. 9:315.7(D) and (E), relative to the calculation of child support; to provide for deductions from the basic child support obligation; to provide relative to certain social security benefits; to provide relative to arrearages in child support obligations; and to provide for related matters.

Read by title.

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Bowler to Engrossed House Bill No. 539 by Representative R. Carter

AMENDMENT NO. 1

On page 1, line 2, after "To" and before "enact" insert "amend and reenact R.S. 9:315.9(A)(1) and to"

AMENDMENT NO. 2

On page 1, at the end of line 4, after the semicolon ";" insert "to clarify the definition of shared custody;"

AMENDMENT NO. 3

On page 1, line 7, after "Section 1." and before "R.S. 9:315.7(D)" insert "R.S. 9:315.9(A)(1) is hereby amended and reenacted and"

AMENDMENT NO. 4

On page 1, after line 16, insert the following:

"§315.9. Effect of shared custodial arrangement

A. (1) "Shared custody" ~~means~~ is a special type of joint custody order used only for the purposes of this Section, in which each parent has physical custody of the child for an approximately equal amount of time.

\* \* \*

**Point of Order**

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

**Ruling of the Chair**

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

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

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. Speaker	Gallot	Pierre
Alexander	Geymann	Pinac
Ansardi	Glover	Pitre
Arnold	Greene	Powell, M.
Badon	Guillory, E.	Powell, T.
Baldone	Guillory, M.	Quezaire
Baylor	Hammett	Richmond
Beard	Harris	Ritchie
Bowler	Heaton	Robideaux
Bruce	Hebert	Romero
Bruneau	Hill	Scalise
Burns	Honey	Schneider
Burrell	Hopkins	Smiley

Page 22 HOUSE

11th Day's Proceedings - April 13, 2006

Carter, R.	Hunter	Smith, G.
Cazayoux	Hutter	Smith, J.D.-50th
Crane	Jackson	Smith, J.H.-8th
Cravins	Jefferson	Smith, J.R.-30th
Curtis	Johns	St. Germain
Damico	Kenney	Strain
Daniel	Kleckley	Thompson
Dartez	LaBruzzo	Toomy
DeWitt	LaFonta	Townsend
Doerge	Lambert	Trahan
Dorsey	Lancaster	Triche
Dove	Marchand	Tucker
Downs	Martiny	Waddell
Durand	McDonald	Walker
Erdey	McVea	Walsworth
Fannin	Montgomery	White
Farrar	Morrell	Winston
Faucheux	Morrish	Wooton
Frith	Odinet	

Total - 95

NAYS

Barrow  
Total - 1

ABSENT

Alario	Crowe	Kennard
Baudoin	Gray	LaFleur
Carter, K.	Katz	

Total - 8

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

**Suspension of the Rules**

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

**HOUSE BILL NO. 589—**  
BY REPRESENTATIVE DAMICO

AN ACT

To amend and reenact R.S. 37:3397(B)(1)(introductory paragraph) and (c), (C)(1)(introductory paragraph) and (c), and (D)(1)(introductory paragraph) and (c), and 3406(D) and to enact R.S. 37:3393(I), (J), (K), and (L) and 3397(B)(6), (C)(5), and (D)(5), relative to the real estate appraisers board; to provide for penalties for unlicensed appraisers; to provide for minimum education, examination, and experience requirements; to provide for use of licenses; and to provide for related matters.

Read by title.

Rep. McDonald, on behalf of the Legislative Bureau, sent up floor amendments which were read as follows:

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative McDonald on behalf of the Legislative Bureau to Engrossed House Bill No. 589 by Representative Damico

AMENDMENT NO. 1

On page 2, line 11, following "and" and before "shall" change "3339" to "3393"

AMENDMENT NO. 2

On page 2, line 19, following line 19 and before line 20 insert "\* \* \*

AMENDMENT NO. 3

On page 3, lines 6 and 22, and on page 4, line 8 change "Qualification" to "Qualifications"

On motion of Rep. McDonald, 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

Alexander	Geymann	Pinac
Ansardi	Greene	Powell, M.
Arnold	Guillory, E.	Powell, T.
Badon	Guillory, M.	Quezaire
Baldone	Harris	Richmond
Barrow	Heaton	Ritchie
Baylor	Hill	Robideaux
Bruce	Honey	Romero
Bruneau	Hopkins	Scalise
Burns	Hunter	Schneider
Burrell	Hutter	Smith, G.
Cravins	Jackson	Smith, J.H.-8th
Curtis	Johns	Smith, J.R.-30th
Damico	Kenney	Strain
Daniel	Kleckley	Thompson
Doerge	LaFleur	Toomy
Dorsey	LaFonta	Trahan
Dove	Lambert	Triche
Downs	Marchand	Waddell
Durand	McDonald	Walker
Erdey	McVea	White
Fannin	Morrell	Winston
Farrar	Morrish	Wooton
Faucheux	Odinet	
Frith	Pierre	

Total - 73

NAYS

Bowler	Hebert	Smith, J.D.-50th
Cazayoux	Katz	Townsend
Crane	Martiny	Walsworth
Dartez	Pitre	
DeWitt	Smiley	

Total - 13

ABSENT

Mr. Speaker	Crowe	Kennard
Alario	Gallot	LaBruzzo
Baudoin	Glover	Lancaster
Beard	Gray	Montgomery
Carter, K.	Hammett	St. Germain
Carter, R.	Jefferson	Tucker

Total - 18

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

The title of the above bill was read and adopted.

Rep. 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.

**Suspension of the Rules**

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

**HOUSE BILL NO. 664—**

BY REPRESENTATIVE QUEZAIRE  
AN ACT

To amend and reenact R.S. 34:3452(A)(1)(introductory paragraph), (B), and (C), 3453, 3454, and 3455(A) and to enact R.S. 34:3457.1, relative to the Port Construction and Development Priority Program, to provide relative to the deadline for submission of applications to such program; to provide relative to the review and approval of applications; to authorize reimbursement of funds expended for project construction in certain circumstances; and to provide for related matters.

Read by title.

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Quezaire to Engrossed House Bill No. 664 by Representative Quezaire

AMENDMENT NO. 1

On page 5, after line 4, insert the following:

"Section 2. This Act shall become effective upon signature by the governor or, if not signed by the governor, upon expiration of the time for bills to become law without signature by the governor, as provided by Article III, Section 18 of the Constitution of Louisiana. If vetoed by the governor and subsequently approved by the legislature, this Act shall become effective on the day following such approval."

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

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Alexander	Gallot	Morrish
Ansardi	Geymann	Odinot
Arnold	Glover	Pierre
Badon	Greene	Pinac
Baldone	Guillory, E.	Pitre
Barrow	Guillory, M.	Powell, M.
Baylor	Hammett	Powell, T.
Beard	Harris	Quezaire
Bowler	Heaton	Richmond
Bruce	Hebert	Ritchie
Bruneau	Hill	Robideaux
Burns	Honey	Romero
Burrell	Hopkins	Scalise
Carter, R.	Hunter	Schneider
Cazayoux	Hutter	Smiley
Crane	Jackson	Smith, G.
Cravins	Jefferson	Smith, J.D.—50th
Crowe	Katz	Smith, J.R.—30th
Curtis	Kennard	St. Germain
Damico	Kenney	Strain
Daniel	Kleckley	Thompson
Dartez	LaBruzzo	Toomy

DeWitt	LaFleur	Townsend
Doerge	LaFonta	Trahan
Dorsey	Lambert	Tucker
Dove	Lancaster	Walker
Downs	Marchand	Walsworth
Durand	Martiny	White
Erdey	McDonald	Winston
Fannin	McVea	Wooton
Faucheux	Montgomery	
Frith	Morrell	

Total - 94

NAYS

Total - 0

ABSENT

Mr. Speaker	Farrar	Triche
Alario	Gray	Waddell
Baudoin	Johns	
Carter, K.	Smith, J.H.—8th	
Total - 10		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

**HOUSE BILL NO. 730—**

BY REPRESENTATIVE PINAC  
AN ACT

To amend and reenact R.S. 37:3288(A), relative to prohibited acts and administrative penalties under the Private Security Regulatory and Licensing Law; to prohibit certain egregious acts; to provide for penalties for egregious acts; to increase certain administrative penalties; 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**

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

Page 24 HOUSE

11th Day's Proceedings - April 13, 2006

Dorsey	Lancaster	Triche
Dove	Marchand	Tucker
Downs	Martiny	Waddell
Durand	McDonald	Walker
Erdey	McVea	Walsworth
Fannin	Montgomery	White
Farrar	Morrell	Winston
Faucheux	Morrish	Wooton
Frith	Odinet	
Gallot	Pierre	
Total - 91		

NAYS

Alexander	Bruneau	Schneider
Bowler	Katz	
Total - 5		

ABSENT

Mr. Speaker	Carter, K.	Hutter
Alario	Gray	LaFonta
Baudoin	Hammett	
Total - 8		

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

The title of the above bill was read and adopted.

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

**HOUSE BILL NO. 820—**

BY REPRESENTATIVES TOOMY, ANSARDI, BOWLER, DAMICO, LABRUZZO, MARTINY, SCALISE, AND WOOTON AND SENATOR LENTINI

AN ACT

To amend and reenact R.S. 38:2212(A)(1)(f), relative to public works contracts; to authorize political subdivisions to develop their own uniform standards to receive bids electronically; and to provide for related matters.

Read by title.

Rep. Toomy moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

YEAS

Alexander	Frith	Morrish
Ansardi	Gallot	Pierre
Arnold	Geymann	Pinac
Badon	Glover	Pitre
Baldone	Greene	Powell, M.
Barrow	Guillory, E.	Powell, T.
Baylor	Guillory, M.	Quezaire
Beard	Hammett	Richmond
Bowler	Harris	Robideaux
Bruce	Heaton	Romero
Bruneau	Hebert	Scalise
Burns	Hill	Smiley
Burrell	Honey	Smith, G.
Carter, R.	Hopkins	Smith, J.D.—50th
Cazayoux	Hunter	Smith, J.H.—8th
Crane	Hutter	Smith, J.R.—30th
Cravins	Jackson	St. Germain
Crowe	Jefferson	Strain
Curtis	Johns	Thompson
Damico	Katz	Toomy
Daniel	Kenney	Townsend

Dartez	Kleckley	Trahan
DeWitt	LaBruzzo	Triche
Doerge	LaFleur	Tucker
Dorsey	LaFonta	Waddell
Dove	Lancaster	Walker
Downs	Marchand	Walsworth
Durand	Martiny	White
Erdey	McDonald	Winston
Fannin	McVea	Wooton
Farrar	Montgomery	
Faucheux	Morrell	
Total - 94		

NAYS

Total - 0

ABSENT

Mr. Speaker	Gray	Ritchie
Alario	Kennard	Schneider
Baudoin	Lambert	
Carter, K.	Odinet	
Total - 10		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Toomy 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. 841—**

BY REPRESENTATIVE PINAC

AN ACT

To amend and reenact R.S. 37:3276(F) and (G), and 3284(B)(3), (E)(3), (F)(2), and (J) and to enact R.S. 37:3274(B)(11) and 3291(B)(12), relative to the Private Security Regulatory and Licensing Law; to authorize out-of-state private security companies to operate in this state during certain emergencies; to provide relative to the training and experience requirements for licensees and instructors; to prohibit the engagement of services of unlicensed private security businesses upon notice by the board; and to provide for related matters.

Read by title.

**Motion**

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

**HOUSE BILL NO. 849—**

BY REPRESENTATIVE LAMBERT

AN ACT

To amend and reenact Children's Code Articles 1569(B) and 1570.1 and R.S. 46:2135(B) and 2136.1, relative to domestic abuse assistance; to provide for protective orders; to reduce the time periods for hearings; to provide for the payment of attorney fees; and to provide for related matters.

Read by title.

Rep. Lambert moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. Speaker	Frith	Pinac
Alexander	Gallot	Pitre
Ansardi	Geymann	Powell, M.
Arnold	Glover	Powell, T.
Badon	Greene	Quezaire



Baldone	Guillory, E.	Richmond
Barrow	Guillory, M.	Ritchie
Baylor	Hammett	Robideaux
Beard	Harris	Romero
Bowler	Heaton	Scalise
Bruce	Hebert	Schneider
Bruneau	Hill	Smiley
Burns	Honey	Smith, G.
Burrell	Hopkins	Smith, J.D.-50th
Carter, R.	Hunter	Smith, J.H.-8th
Cazayoux	Hutter	Smith, J.R.-30th
Crane	Jackson	St. Germain
Cravins	Jefferson	Strain
Crowe	Johns	Thompson
Curtis	Katz	Toomy
Damico	Kenney	Townsend
Daniel	Kleckley	Trahan
DeWitt	LaBruzzo	Triche
Doerge	LaFonta	Tucker
Dorsey	Lambert	Waddell
Dove	Lancaster	Walker
Downs	Marchand	Walsworth
Durand	Martiny	White
Erdey	McDonald	Winston
Fannin	Montgomery	Wooton
Farrar	Morrish	
Faucheux	Pierre	
Total - 94		

NAYS

Total - 0

ABSENT

Alario	Gray	Morrell
Baudoin	Kennard	Odinot
Carter, K.	LaFleur	
Dartez	McVea	
Total - 10		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Lambert 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. 858—**  
BY REPRESENTATIVE PINAC  
AN ACT

To enact R.S. 37:3276.1, relative to the Private Security Regulatory and Licensing Law; to provide for suitability requirements for applicants for licensure; 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	Frith	Morrish
Alexander	Gallot	Odinot
Ansardi	Geymann	Pierre
Arnold	Glover	Pinac
Badon	Greene	Pitre
Baldone	Guillory, E.	Powell, M.
Barrow	Guillory, M.	Powell, T.
Baylor	Hammett	Quezaire
Beard	Harris	Richmond
Bowler	Heaton	Ritchie

Bruce	Hebert	Robideaux
Bruneau	Hill	Romero
Burns	Honey	Scalise
Burrell	Hopkins	Schneider
Carter, R.	Hunter	Smiley
Cazayoux	Hutter	Smith, G.
Crane	Jackson	Smith, J.D.-50th
Cravins	Jefferson	Smith, J.H.-8th
Crowe	Johns	Smith, J.R.-30th
Curtis	Katz	St. Germain
Damico	Kennard	Strain
Daniel	Kenney	Thompson
Dartez	Kleckley	Toomy
DeWitt	LaBruzzo	Townsend
Doerge	LaFonta	Trahan
Dorsey	Lambert	Triche
Dove	Lancaster	Waddell
Downs	Marchand	Walker
Durand	Martiny	White
Erdey	McDonald	Winston
Fannin	McVea	Wooton
Farrar	Montgomery	
Faucheux	Morrell	
Total - 97		

NAYS

Total - 0

ABSENT

Alario	Gray	Walsworth
Baudoin	LaFleur	
Carter, K.	Tucker	
Total - 7		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

**HOUSE BILL NO. 841—**  
BY REPRESENTATIVE PINAC  
AN ACT

To amend and reenact R.S. 37:3276(F) and (G), and 3284(B)(3), (E)(3), (F)(2), and (J) and to enact R.S. 37:3274(B)(11) and 3291(B)(12), relative to the Private Security Regulatory and Licensing Law; to authorize out-of-state private security companies to operate in this state during certain emergencies; to provide relative to the training and experience requirements for licensees and instructors; to prohibit the engagement of services of unlicensed private security businesses upon notice by the board; and to provide for related matters.

Called from the calendar.

Read by title.

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Downs to Engrossed House Bill No. 841 by Representative Pinac

AMENDMENT NO. 1

On page 3, line 3, after "agency" delete the comma "," and insert a period "." and delete the remainder of the line

AMENDMENT NO. 2

On page 3, delete line 4 in its entirety

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

Total - 97

**NAYS**

Total - 0

**ABSENT**

Alario	Crowe	LaFleur
Baudoin	Gray	
Carter, K.	Kennard	

Total - 7

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

**HOUSE BILL NO. 921—**  
BY REPRESENTATIVE QUEZAIRE  
**AN ACT**

To amend and reenact R.S. 48:381(E)(1)(a) and (F), relative to utility operators permitted to use and occupy highway rights-of-way; to add natural gas distribution systems to the definition of utility operators; to provide relative to the fee for certain utility operators to use and occupy highway rights-of-way; 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	Odinet
Alexander	Faucheux	Pierre
Ansardi	Gallot	Pinac
Arnold	Geymann	Pitre
Badon	Glover	Powell, M.
Baldone	Greene	Powell, T.
Barrow	Guillory, E.	Quezaire
Baylor	Guillory, M.	Richmond
Beard	Harris	Ritchie
Bowler	Heaton	Robideaux
Bruce	Hebert	Romero
Bruneau	Hill	Scalise
Burns	Honey	Schneider
Burrell	Hopkins	Smiley
Carter, R.	Hunter	Smith, G.
Cazayoux	Hutter	Smith, J.D.—50th
Crane	Jackson	Smith, J.H.—8th
Cravins	Jefferson	Smith, J.R.—30th
Curtis	Johns	Strain
Damico	Katz	Thompson
Daniel	Kenney	Toomy
Dartez	Kleckley	Townsend
DeWitt	LaBruzzo	Trahan
Doerge	LaFonta	Tucker
Dorsey	Lambert	Waddell
Dove	Marchand	Walker
Downs	Martiny	Walsworth
Durand	McDonald	White
Erdey	McVea	Winston
Fannin	Montgomery	Wooton
	Morrell	

Total - 92

**NAYS**

Morrish  
Total - 1

**ABSENT**

Alario	Gray	Lancaster
Baudoin	Hammett	St. Germain
Carter, K.	Kennard	Triche
Frith	LaFleur	

Total - 11

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

The title of the above bill was read and adopted.

Rep. 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.

**HOUSE BILL NO. 1094—**  
BY REPRESENTATIVE M. POWELL  
**AN ACT**

To amend and reenact R.S. 48:250.3(D)(2), relative to design-build contracts let by the Department of Transportation and Development; provides relative to invitations for detailed proposals; and to provide for related matters.

Read by title.

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

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

**NAYS**

Schneider  
Total - 1

**ABSENT**

Alario	Carter, K.	Kennard
Baudoin	Gray	LaFleur
Total - 6		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

**HOUSE BILL NO. 1107—**  
BY REPRESENTATIVE ST. GERMAIN  
AN ACT

To enact R.S. 48:25.1 and to repeal R.S. 47:820.5(C), relative to ferries; to provide for fares for certain ferries regulated by the Department of Transportation and Development; to provide for an effective date; and to provide for related matters.

Read by title.

**Motion**

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

**Notice of Intention to Call**

Pursuant to House Rule No. 8.26(A), Rep. St. Germain gave notice of her intention to call House Bill No. 1107 from the calendar for future action.

**Speaker Salter in the Chair**

**Suspension of the Rules**

On motion of Rep. Beard, the rules were suspended in order to take up and consider Senate Bills and Joint Resolutions on Second Reading to be Referred at this time.

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

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

**Motion**

On motion of Rep. Beard, the Committee on Municipal, Parochial and Cultural Affairs was discharged from further consideration of Senate Bill No. 155.

**SENATE BILL NO. 155—**  
BY SENATORS MARIONNEAUX, AMEDEE AND FONTENOT  
AN ACT

To enact Chapter 27-F of Title 33 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 33:9039.81 through 9039.86, relative to the creation of the Louisiana Capital Area Economic Development Alliance (LACAEDA) Film Commission; to create the Louisiana Capital Area Economic Development Alliance (LACAEDA) Film Commission; to provide for the purposes, powers, duties, functions, and responsibilities of the commission; to appoint a film commissioner/executive director; to provide relative to employees, funding, and cooperation with state agencies; and to provide for related matters.

Read by title.

On motion of Rep. Beard, the bill was recommitted to the Committee on Commerce.

**Introduction of Resolutions, House and House Concurrent**

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

**HOUSE CONCURRENT RESOLUTION NO. 101—**  
BY REPRESENTATIVES JOHN SMITH, GEYMAN, HILL, KLECKLEY,  
AND JOHNS AND SENATOR CAIN  
A CONCURRENT RESOLUTION

To commend and recognize City Councilwoman Estella Scott for her nineteen years of public service to the citizens of the city of DeRidder and the parish of Beauregard.

Read by title.

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

Ordered to the Senate.

**HOUSE CONCURRENT RESOLUTION NO. 102—**  
BY REPRESENTATIVE GARY SMITH  
A CONCURRENT RESOLUTION

To recognize and commemorate the bicentennial of the creation of civil parishes in Louisiana and of the nineteen original parishes.

Read by title.

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

Ordered to the Senate.

**HOUSE CONCURRENT RESOLUTION NO. 103—**

BY REPRESENTATIVE GREENE

A CONCURRENT RESOLUTION

To urge and request the Department of Transportation and Development to study the feasibility of requiring that a small percentage of expenditures for contracts relative to highway construction projects be set aside to create more coordination in highway beautification projects and to promote green space along state highways.

Read by title.

Lies over under the rules.

**HOUSE CONCURRENT RESOLUTION NO. 104—**

BY REPRESENTATIVE GARY SMITH

A CONCURRENT RESOLUTION

To commend St. Charles Parish, Louisiana upon the celebration of its bicentennial.

Read by title.

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

Ordered to the Senate.

**HOUSE CONCURRENT RESOLUTION NO. 105—**

BY REPRESENTATIVE MCVEA

A CONCURRENT RESOLUTION

To urge and request the Department of Transportation and Development to redesignate the truck route on Louisiana Highway 67 and Louisiana Highway 10 in the town of Clinton, Louisiana.

Read by title.

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

Ordered to the Senate.

**HOUSE CONCURRENT RESOLUTION NO. 106—**

BY REPRESENTATIVE GREENE

A CONCURRENT RESOLUTION

To memorialize the United States Congress to enact the Federal Housing Finance Reform Act as presently contained in United States Representative Richard Baker's H.R. 1461 or to take final action that, in all significant aspects, includes the provisions of H.R. 1461.

Read by title.

Lies over under the rules.

**HOUSE CONCURRENT RESOLUTION NO. 107—**

BY REPRESENTATIVE DOVE

A CONCURRENT RESOLUTION

To memorialize the United States Congress to take such actions as are necessary to facilitate the construction of a storm surge barrier at Port Fourchon.

Read by title.

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

Ordered to the Senate.

**HOUSE CONCURRENT RESOLUTION NO. 108—**

BY REPRESENTATIVE DOVE

A CONCURRENT RESOLUTION

To memorialize the United States Congress to take such actions as are necessary to ensure that any United States Army Corps of Engineer project restoring barrier islands protecting Terrebonne and Timbalier Bays redefine and narrow Whiskey Pass, Little Pass, Wine Island Pass, and Cat Island Pass using hardened material.

Read by title.

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

Ordered to the Senate.

**HOUSE CONCURRENT RESOLUTION NO. 109—**

BY REPRESENTATIVE ODINET

A CONCURRENT RESOLUTION

To memorialize the United States Congress to take such actions as are necessary to adopt the Senate Appropriations Committee amendment for fishing industry recovery under the Magnuson-Stevens Fishery Conservation and Management Act to H.R. 4939 making emergency supplemental appropriations for the fiscal year ending September 30, 2006.

Read by title.

Lies over under the rules.

**Introduction of House Bills  
and Joint Resolutions**

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

**HOUSE BILL NO. 1187—**

BY REPRESENTATIVE LABRUZZO

AN ACT

To enact R.S. 38:2197 and R.S. 39:1515.2 and 1617, relative to public contracts and procurement; to prohibit the solicitation, receipt, offer, or payment of any kickbacks, bribes, rebates, incentive payments, or other remuneration or value for state contracts or agreements; to provide for an effective date; and to provide for related matters.

Read by title.

**HOUSE BILL NO. 1188—**

BY REPRESENTATIVE LAFONTA

AN ACT

To amend and reenact R.S. 45:844.42 and to enact R.S. 45:844.43(21) and (22) and 844.45(C), relative to the Local Government Fair Competition Act; to provide for legislative findings and declaration of intent; to provide for definitions; to provide for certain exemptions from the requirements of the Local Government Fair Competition Act; and to provide for related matters.

Read by title.

**HOUSE BILL NO. 1189—**

BY REPRESENTATIVE RITCHIE

AN ACT

To enact R.S. 6:121.7, relative to the Office of Financial Institutions; to authorize the imposition of a fee for certain payments which are returned unpaid, refused, or declined; and to provide for related matters.

Read by title.

**HOUSE BILL NO. 1190—**BY REPRESENTATIVE M. GUILLORY  
AN ACT

To enact R.S. 32:387.18, relative to special permits; to authorize the issuance of a special permit for the transport of specialized heavy haul equipment on interstate highways; to provide relative to certain limitations; and to provide for related matters.

Read by title.

**HOUSE BILL NO. 1191—**

BY REPRESENTATIVES THOMPSON, SALTER, DORSEY, TOOMY, ALARIO, K. CARTER, DEWITT, HAMMETT, JEFFERSON, RICHMOND, AND RITCHIE AND SENATORS BARHAM, HINES, BAJIOE, MOUNT, AND NEVERS

AN ACT

To amend and reenact R.S. 29:723 (4), (5), and (6), 724(C)(2), 725(E) through (H), 726 (E)(13) through (20), 727(B) and (E) through (H), 728(A), 729(C), 730(A), and 730.1(A) and R.S. 49:191(3), to enact R.S. 29:722(C), 723(7) and (8), 724(D)(10) and (11) and (H), 725(I), 725.1, 726(E)(21) through (25), 727(I) through (L), 727.1, and 729(E)(14) and (F), and to repeal R.S. 29:723(3.1) and 726(F) and Section 10 of Act No. 35 of the 2006 First Extraordinary Session of the Legislature of Louisiana, relative to governmental powers, functions, and responsibilities regarding homeland security and emergency preparedness; to provide for definitions; to provide for the powers, duties, and functions of the Governor's Office of Homeland Security and Emergency Preparedness; to provide for a director of such office; to provide for a deputy director, assistant deputy directors, directors, legal counsel, regional coordinators and assistant coordinators, and parish directors, some being full time, and their duties, functions, and responsibilities; to authorize the establishment of homeland security and emergency preparedness regions; to provide for appointment of statewide regional advisory committees and their duties; to provide for duties of the office and to delete certain duties; to provide for elements of the emergency operations plan and to delete certain components of the plan; to provide for powers of the parish president; to require the establishment of a unified joint incident command structure within each parish; to provide for the orderly succession of parish government officials; to provide for requirements for the parish emergency operations plans; to provide for sunset provisions for the office; to repeal provisions for the office; to repeal provisions terminating Act No. 35 of the First Extraordinary Session of the Louisiana Legislature in 2006; and to provide for related matters.

Read by title.

**HOUSE BILL NO. 1192—**BY REPRESENTATIVE THOMPSON  
AN ACT

To enact R.S. 15:574.23, relative to parole; to direct the Board of Parole to create a pilot special needs parole program to be administered by the Department of Public Safety and Corrections; to authorize the department to enter into agreements with other governmental agencies and nonprofit organizations for the operation of such program; to require the promulgation of rules and regulations for the administration of the program; and to provide for related matters.

Read by title.

**HOUSE BILL NO. 1193—**BY REPRESENTATIVE BALDONE  
AN ACT

To amend and reenact Children's Code Article 1131(E)(1), relative to adoptions; to authorize state police to conduct records checks; and to provide for related matters.

Read by title.

**HOUSE BILL NO. 1194—**BY REPRESENTATIVE DANIEL  
AN ACT

To amend and reenact Civil Code Article 2983, relative to actions for payment of gaming debts and bets; to prohibit an action for the recovery of payment for anything won or lost at Internet gaming; and to provide for related matters.

Read by title.

**HOUSE BILL NO. 1195—**BY REPRESENTATIVE ROBIDEAUX  
AN ACT

To enact R.S. 9:5504, relative to the inscription of mortgages; to provide for the effect of inscription of a judicial mortgage against property of the state or political subdivision; to provide for legislative intent and applicability; and to provide for related matters.

Read by title.

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

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

#### Motion

On motion of Rep. Pitre, the Committee on Civil Law and Procedure was discharged from further consideration of House Bill No. 1139.

**HOUSE BILL NO. 1139—**BY REPRESENTATIVE PITRE  
AN ACT

To amend and reenact R.S. 30:2015.1(C)(3) and (4) and (D) and to enact Chapter 1-A of Subtitle II of Title 30 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 30:2005 through 2005.5 and 2015.1(J)(3) and (L), relative to certain administrative and judicial actions and proceedings involving claims for environmental injury and property remediation and restoration; to provide relative to claims for environmental injury; to provide certain terms, conditions, procedures, definitions, duties, requirements, and effects, including effects upon judicial actions and procedures; to provide relative to certain remediation and restoration of property; to provide relative to remediation of usable groundwater; and to provide for related matters.

Read by title.

On motion of Rep. Pitre, the bill was recommitted to the Committee on Natural Resources.

#### Reports of Committees

The following reports of committees were received and read:

##### Report of the Committee on Judiciary

April 13, 2006

To the Speaker and Members of the House of Representatives:

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

House Bill No. 13, by Greene (Joint Resolution)  
Reported favorably. (13-1-1)

House Bill No. 290, by Durand  
Reported favorably. (8-5-1) (Regular)

House Bill No. 391, by Bruneau  
Reported with amendments. (14-0-1) (Regular)

House Bill No. 514, by Bruneau  
Reported with amendments. (13-0-1) (Regular)

House Bill No. 794, by Powell, M.  
Reported with amendments. (13-0-1) (Regular)

House Bill No. 876, by Baldone  
Reported favorably. (14-0-1) (Regular)

JOSEPH F. TOOMY  
Chairman

**Report of the Committee on Labor and Industrial Relations**

April 13, 2006

To the Speaker and Members of the House of Representatives:

I am directed by your Committee on Labor and Industrial Relations to submit the following report:

House Bill No. 165, by Salter  
Reported with amendments. (7-0) (Regular)

House Bill No. 328, by Hunter  
Reported favorably. (7-0) (Regular)

House Bill No. 617, by Hunter  
Reported favorably. (6-0) (Regular)

House Bill No. 662, by Hunter  
Reported favorably. (6-0) (Regular)

House Bill No. 678, by Hunter  
Reported with amendments. (6-0) (Regular)

House Bill No. 801, by Hunter  
Reported with amendments. (6-0) (Regular)

House Bill No. 923, by Hunter  
Reported with amendments. (6-0) (Regular)

WILLIE HUNTER  
Chairman

**Report of the Committee on  
Municipal, Parochial and Cultural Affairs**

April 13, 2006

To the Speaker and Members of the House of Representatives:

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

House Bill No. 40, by Bruce  
Reported favorably. (6-0-1) (Regular)

House Bill No. 365, by Fannin  
Reported favorably. (6-0-1) (Regular)

House Bill No. 586, by Greene  
Reported with amendments. (7-0-1) (Regular)

House Bill No. 634, by White  
Reported favorably. (6-0-1) (Regular)

House Bill No. 930, by Honey  
Reported with amendments. (6-0-1) (Regular)

House Bill No. 937, by Honey  
Reported favorably. (6-0-1) (Regular)

House Bill No. 939, by Cazayoux  
Reported favorably. (6-0-1) (Regular)

House Bill No. 994, by Cazayoux  
Reported favorably. (6-0-1) (Regular)

House Bill No. 1037, by Cazayoux  
Reported with amendments. (6-0-1) (Regular)

House Bill No. 1071, by Hunter  
Reported with amendments. (7-0-1) (Regular)

ERNEST BAYLOR, JR.  
Chairman

**Privileged Report of the Legislative Bureau**

April 13, 2006

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. 292  
Reported without amendments.

Respectfully submitted,  
CHARLES MCDONALD  
Chairman

**Speaker Pro Tempore Dorsey in the Chair**

**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. 32—**  
BY REPRESENTATIVES SALTER, BRUNEAU, RICHMOND, HEBERT, HUTTER, TUCKER, LAFONTA, AND WALSWORTH  
A RESOLUTION

To strongly express the sentiment of the Louisiana House of Representatives to the Louisiana Recovery District to modify its Proposed Action Plan for Fiscal Year 2006 Community Development Block Grant Disaster Recovery Funds and its proposed The Road Home Housing Programs Action Plan Amendment for Disaster Recovery Funds; and to provide for other matters pertaining thereto.

Read by title.

On motion of Rep. Salter, the rules were suspended in order to consider the adoption of the resolution.

Rep. Salter moved the adoption of the resolution.

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. Speaker	Gallot	Odinet
Alexander	Geymann	Pierre
Ansardi	Glover	Pinac
Arnold	Greene	Pitre
Badon	Guillory, E.	Powell, M.
Baldone	Guillory, M.	Powell, T.
Barrow	Hammett	Quezaire
Baylor	Harris	Richmond

Beard	Heaton	Ritchie
Bowler	Hebert	Robideaux
Bruce	Hill	Romero
Bruneau	Honey	Scalise
Burns	Hopkins	Schneider
Burrell	Hunter	Smiley
Carter, R.	Hutter	Smith, G.
Cazayoux	Jackson	Smith, J.D.-50th
Crane	Jefferson	Smith, J.H.-8th
Cravins	Johns	Smith, J.R.-30th
Crowe	Katz	St. Germain
Curtis	Kennard	Strain
Damico	Kenney	Thompson
Daniel	Kleckley	Toomy
Dartez	LaBruzzo	Townsend
DeWitt	LaFleur	Trahan
Doerge	LaFonta	Triche
Dorsey	Lambert	Tucker
Dove	Lancaster	Waddell
Downs	Marchand	Walker
Durand	Martiny	Walsworth
Erdey	McDonald	White
Fannin	McVea	Winston
Farrar	Montgomery	Wooton
Faucheux	Morrell	
Frith	Morrish	
Total - 100		

NAYS

Total - 0

ABSENT

Alario	Carter, K.
Baudoin	Gray
Total - 4	

The resolution was adopted.

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

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

**SENATE CONCURRENT RESOLUTION NO. 19—**  
 BY SENATORS HINES, BAJOE AND HEITMEIER AND REPRESENTATIVES SALTER, DORSEY AND ALARIO  
 A CONCURRENT RESOLUTION

To approve a Proposed Action Plan for Fiscal Year 2006 Community Development Block Grant Disaster Recovery Funds proposed by the Louisiana Recovery Authority and approved by the governor and the Joint Legislative Committee on the Budget; and to provide for other matters pertaining thereto.

Read by title.

Rep. Salter moved the concurrence of the resolution.

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. Speaker	Frith	Morrish
Alexander	Gallot	Odinot
Ansardi	Geymann	Pierre
Arnold	Greene	Pinac
Badon	Guillory, E.	Pitre
Baldone	Guillory, M.	Powell, M.
Barrow	Hammett	Powell, T.

Baylor	Harris	Quezaira
Beard	Heaton	Richmond
Bowler	Hebert	Ritchie
Bruce	Hill	Robideaux
Bruneau	Honey	Romero
Burns	Hopkins	Scalise
Burrell	Hunter	Schneider
Carter, R.	Hutter	Smiley
Cazayoux	Jackson	Smith, G.
Crane	Jefferson	Smith, J.D.-50th
Cravins	Johns	Smith, J.H.-8th
Crowe	Katz	Smith, J.R.-30th
Curtis	Kennard	St. Germain
Damico	Kenney	Strain
Daniel	Kleckley	Thompson
Dartez	LaBruzzo	Toomy
DeWitt	LaFleur	Townsend
Doerge	LaFonta	Trahan
Dorsey	Lambert	Triche
Dove	Lancaster	Tucker
Downs	Marchand	Waddell
Durand	Martiny	Walker
Erdey	McDonald	Walsworth
Fannin	McVea	White
Farrar	Montgomery	Winston
Faucheux	Morrell	Wooton
Total - 99		

NAYS

Total - 0

ABSENT

Alario	Carter, K.	Gray
Baudoin	Glover	
Total - 5		

The resolution was concurred in.

**Speaker Salter in the Chair**

**Petitions, Memorials and Communications**

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

**Message from the Senate**

**SIGNED SENATE CONCURRENT RESOLUTIONS**

April 13, 2006

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. 8, 21, 22, 24, and 26

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

Respectfully submitted,

GLENN A. KOEPP  
 Secretary of the Senate

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

**Privileged Report of the Committee on Enrollment**

April 13, 2006

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. 30—**  
BY REPRESENTATIVE WALSWORTH  
A RESOLUTION

To commend M&W Transfer, LLC, upon its receipt of the Golden "NI-RO-PE" Award.

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**

April 13, 2006

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. 79—**  
BY REPRESENTATIVE DURAND  
A CONCURRENT RESOLUTION

To urge and request the Department of Health and Hospitals and the Governor's Office of Homeland Security and Emergency Preparedness to consider hospice patient's urgent needs when accepting patients in special needs shelters and hospitals during a gubernatorially declared disaster.

**HOUSE CONCURRENT RESOLUTION NO. 81—**  
BY REPRESENTATIVE LAFONTA  
A CONCURRENT RESOLUTION

To urge and request contractors in the New Orleans area to require that roofing subcontractors and debris hauler subcontractors use magnets to remove nails from constructions sites.

**HOUSE CONCURRENT RESOLUTION NO. 82—**  
BY REPRESENTATIVE HUTTER  
A CONCURRENT RESOLUTION

To urge and request the Board of Supervisors of Community and Technical Colleges to implement Construction Technology degree programs at all community colleges in the state, especially those located in the parishes that were more severely impacted by the hurricanes in 2005, including the parishes of St. Bernard and Orleans.

**HOUSE CONCURRENT RESOLUTION NO. 87—**

BY REPRESENTATIVE CROWE  
A CONCURRENT RESOLUTION

To recognize and congratulate the mayor and the residents of the town of Pearl River on the occasion of the town's One Hundredth Anniversary.

**HOUSE CONCURRENT RESOLUTION NO. 92—**

BY REPRESENTATIVE WALKER  
A CONCURRENT RESOLUTION

To commend the Louisiana Department of Economic Development for achieving the distinction of being named an Accredited Economic Development Organization (AEDO) and to recognize its outstanding contributions to economic development in Louisiana.

Respectfully submitted,

DONALD RAY KENNARD  
Chairman

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

**Suspension of the Rules**

On motion of Rep. Damico, the rules were suspended to permit the Committee on Environment to meet and consider the following legislative instruments that were not listed on the weekly committee schedule as required by House Rule 14.23:

Senate Bill No 57

**Suspension of the Rules**

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

House Bill No. 434

**Leave of Absence**

Rep. Alario - 1 day

Rep. Baudoin - 1 day

Rep. Karen Carter - 1 day

Rep. Gray - 1 day

**Adjournment**

On motion of Rep. Trahan, at 3:30 P.M., the House agreed to adjourn until Tuesday, April 18, 2006, at 2:00 P.M.

The Speaker of the House declared the House adjourned until 2:00 P.M., Tuesday, April 18, 2006.

ALFRED W. SPEER  
Clerk of the House