

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

SEVENTEENTH 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

Wednesday, April 26, 2006

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

Morning Hour

ROLL CALL

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

PRESENT

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

Durand
Erdey
Fannin
Farrar
Total - 103

Martiny
McDonald
McVea
Montgomery

White
Winston

ABSENT

Wooton
Total - 1

The Speaker announced that there were 103 members present and a quorum.

Prayer

Prayer was offered by Rev. Dale Hensarling.

Pledge of Allegiance

Rep. Baudoin 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. Triche, the reading of the Journal was dispensed with.

On motion of Rep. Fannin, the Journal of April 25, 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 26, 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. 126
Returned without amendments

House Concurrent Resolution No. 130
Returned without amendments

House Concurrent Resolution No. 131
Returned without amendments

House Concurrent Resolution No. 135
Returned without amendments

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

Message from the Senate

**ASKING CONCURRENCE IN
SENATE CONCURRENT RESOLUTIONS**

April 26, 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 Nos. 46 and 47

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

Senate Concurrent Resolutions

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

SENATE CONCURRENT RESOLUTION NO. 46—
BY SENATOR THEUNISSEN AND REPRESENTATIVES FRITH AND MORRISH

A CONCURRENT RESOLUTION

To commend Tanya Sturman on her efforts in obtaining authority for a manufacturing company to proceed with plans to build and operate a facility to create alligator watchbands in India.

Read by title.

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

SENATE CONCURRENT RESOLUTION NO. 47—
BY SENATOR MICHOT

A CONCURRENT RESOLUTION

To commend the Acadiana Chapter of the American Red Cross for the services and assistance rendered to the people of Acadiana and to express support for the first annual "Cajun Bar B Q State Championship" competition.

Read by title.

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

Message from the Senate

SENATE BILLS

April 26, 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 Nos. 30, 180, 256, 448, 615, 639, and 709

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. 30—
BY SENATORS MCPHERSON, BARHAM, BOASSO, CHEEK, DUPRE, MALONE, MICHOT AND MURRAY AND REPRESENTATIVES BALDONE, BAUDOIN, DURAND, FARRAR, FRITH, M. GUILLORY, HEBERT, HILL, GARY SMITH, JACK SMITH, JOHN SMITH, ST. GERMAIN, THOMPSON, TOWNSEND AND WALKER
AN ACT

To enact R.S. 41:16 and R.S. 56:109.2, relative to public lands, wildlife management areas, wildlife refuges, public hunting

grounds and recreation areas; to provide for no net loss of acreage of certain public lands, wildlife management areas, wildlife refuges, public hunting grounds and recreation areas that are available for public hunting and fishing; to require an annual report of public lands, wildlife management areas, wildlife refuges, public hunting grounds and recreation areas that are available for public hunting and fishing; to provide definitions, terms, conditions and procedures; and to provide for related matters.

Read by title.

SENATE BILL NO. 180—
BY SENATOR JONES

AN ACT

To amend and reenact Code of Criminal Procedure Art. 900(A)(5) and to enact R.S. 15:574.9(B)(3), relative to probation and parole; to provide for revocation of probation and parole; to limit incarceration period for technical violations; and to provide for related matters.

Read by title.

SENATE BILL NO. 256—
BY SENATOR ADLEY

AN ACT

To enact Part XVI of Chapter 3 of Title 32 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 32:681, relative to motor vehicles; to require postaccident drug testing for certain persons involved in a fatal collision; and to provide for related matters.

Read by title.

SENATE BILL NO. 448—
BY SENATOR BROOME

AN ACT

To enact R.S. 17:170.1, relative to school systems providing information regarding meningococcal meningitis; to require that healthcare information be disseminated to parents and guardians on meningococcal diseases with updated information if available; and to provide for related matters.

Read by title.

SENATE BILL NO. 615—
BY SENATORS FONTENOT, BAJOIE, HINES, MOUNT AND NEVERS AND REPRESENTATIVES ALARIO, DEWITT, DORSEY, HAMMETT, JEFFERSON, RICHMOND, RITCHIE AND SALTER
AN ACT

To enact Chapter 23 of Subtitle II of Title 30 of the Louisiana Revised Statutes of 1950, consisting of R.S. 30:2571 through 2588, relative to environmental quality; to create and provide relative to the Mercury Risk Reduction Act; to authorize the secretary of the Department of Environmental Quality to promulgate rules and regulations to carry out the provisions of this Chapter; to provide for definitions; to provide for manufacturer notifications; to provide relative to public disclosure of confidential business information; to provide relative to restrictions on the sale of certain mercury added products; to provide for exemptions and phase outs; to provide relative to labeling of mercury added products; to provide relative to public notification; to provide relative to the collection of mercury added products; to provide relative to disclosure for mercury containing formulated products; to provide relative to the use of elemental mercury; to provide relative to existing inventories of mercury added products; to authorize the Department of Environmental Quality to implement a public education and outreach program; to provide relative to state procurement preferences for low or non-mercury added products; to provide relative to mercury

containing devices in water and wastewater systems; to provide for penalties; and to provide for related matters.

Read by title.

SENATE BILL NO. 639—
BY SENATOR NEVERS

AN ACT

To enact Subpart B-36 of Part IV of Chapter 1 of Title 33 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 33:130.721 through 130.729, relative to special districts; to create the Washington Parish Economic Development District; to provide for a board of commissioners of the district and for the district's powers, duties, and limitations; to provide for an effective date; and to provide for related matters.

Read by title.

SENATE BILL NO. 709—
BY SENATOR MURRAY

AN ACT

To amend and reenact R.S. 33:4720.55(D), (E), (F)(1), 4720.57(F), 4720.71(1) through (21) and to enact R.S. 33:4720.57(G), 4720.71(22) through (30), and 4720.71.1, relative to the composition of the board of commissioners of the New Orleans Redevelopment Authority; to provide for the number of commissioners; to provide for the method of appointment of commissioners; to provide for the terms of commissioners; to provide for an effective date; and to provide for related matters.

Read by title.

Senate Concurrent Resolutions

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

SENATE CONCURRENT RESOLUTION NO. 38—
BY SENATOR BROOME

A CONCURRENT RESOLUTION

To establish the Louisiana Virtual Library Group to study and make recommendations regarding creating the Louisiana Virtual Library Council as a state entity and to require such group to make recommendations regarding such creation.

Read by title.

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

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. Dartez, the Committee on Administration of Criminal Justice was discharged from further consideration of House Bill No. 282.

HOUSE BILL NO. 282—
BY REPRESENTATIVE DARTEZ

AN ACT

To amend and reenact Code of Criminal Procedure Article 900(A)(5), relative to sanctions for violations of probation; to provide for additional sentencing options as sanctions for violation of probation; and to provide for related matters.

Read by title.

Motion

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

Senate Bills and Joint Resolutions on Second Reading to be Referred

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

SENATE BILL NO. 140—
BY SENATOR ELLINGTON

AN ACT

To amend and reenact R.S. 9:154(A)(3), relative to unclaimed property; to reduce the time period under which certain stocks and related distributions are presumed abandoned; 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. 146—
BY SENATOR MCPHERSON

AN ACT

To amend and reenact R.S. 56:116.4(A)(3), to provide relative to turkey hunting; to provide for the method of taking turkeys; to provide relative to certain exceptions; to provide relative to certain distance requirements; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 162—
BY SENATOR ELLINGTON

AN ACT

To repeal R.S. 56:320(A)(5), relative to wire nets; to repeal the provision that a wire net shall only be used for the taking of legal size catfish; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 163—
BY SENATOR CAIN

AN ACT

To amend and reenact R.S. 56:643(B), relative to hunting and fishing licenses; to provide relative to military personnel and their spouses and dependents; to provide relative to issuance of certain licenses; to provide terms, conditions, and procedures; 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. 228—
BY SENATOR JONES

AN ACT

To amend and reenact Code of Criminal Procedure Art. 893, relative to suspension and deferral of sentence and probation in felony cases; to provide for suspension of sentence for certain third

convictions; to require participation in a drug program; to provide for the period of probation upon completion of participation in a drug program; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 245—

BY SENATOR MICHOT

AN ACT

To enact R.S. 33:2738.85, relative to the sales and use tax of political subdivisions; to authorize certain governing authorities of certain parishes to increase the rate of their sales tax if approved by the electorate of the parish; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 252—

BY SENATOR ELLINGTON

AN ACT

To amend and reenact R.S. 48:381(C)(3), relative to utilities and facilities; to provide for the relocation of utilities and facilities for highway widening, relocation, or improvement purposes; to provide for utility relocation agreements; to provide relative to delays; 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. 269—

BY SENATOR DUPRE

AN ACT

To enact R.S. 38:2212(A)(1)(d)(iv), relative to levees; to provide for the contract limit for certain projects providing for the restoration and rehabilitation of certain levees under certain circumstances; to provide for the sunset of such provision; to provide an effective date; 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. 525—

BY SENATOR N. GAUTREAUX

AN ACT

To enact Subpart G of Part II of Chapter 30 of Title 3 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 3:4694 through 4698, relative to the establishment of the terms "Cajun" and "Louisiana Creole" as certification marks; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Agriculture, Forestry, Aquaculture, and Rural Development.

SENATE BILL NO. 553—

BY SENATOR ELLINGTON

AN ACT

To amend and reenact R.S. 56:578.11(B)(1), relative to the labeling of catfish packaging; to provide relative to the sale of certain fish as catfish; to provide for approved species of catfish; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 562—

BY SENATORS BAJOE, CHEEK, N. GAUTREAUX, HINES, JACKSON, MCPHERSON, MOUNT, NEVERS AND SCHEDLER AND REPRESENTATIVES ALARIO, DEWITT, DORSEY, HAMMETT, JEFFERSON, RICHMOND, RITCHIE AND SALTER

AN ACT

To amend and reenact R.S. 28:22.7(B) and R.S. 36:251(C)(1) and 258(F),(G),(H), and (I) and to enact R.S. 36:258(J) and to repeal R.S. 36:254(G), relative to the office of aging and adult services; to place the office within the Department of Health and Hospitals; to transfer the Villa Feliciana Medical Complex to the office of aging and adult services; to provide for the purpose and function of the office of aging and adult 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 Health and Welfare.

SENATE BILL NO. 573—

BY SENATOR N. GAUTREAUX

AN ACT

To enact R.S. 3:4617(F), relative to the Louisiana Weights and Measures Law; to provide for the commercial use of the terms "Cajun" and "Louisiana Creole"; to provide the legislative determinations; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Agriculture, Forestry, Aquaculture, and Rural Development.

SENATE BILL NO. 575—

BY SENATOR BARHAM

AN ACT

To amend and reenact R.S. 49:257(B), (C), (D), (E) and (F) and to enact R.S. 49:257(G), relative to legal representation of certain state agencies; to provide for requiring reporting of state entities contracts with private legal counsel to the Louisiana attorney general; 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. 653—

BY SENATOR CHEEK

AN ACT

To enact R.S. 47:470, relative to license plates; to establish the logo plate program for certain commercial fleet vehicles; to provide for qualifications; to provide restrictions; to provide for the design of logo templates; to authorize a one-time charge to create the plate template; to provide for promulgation of rules and regulations; 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. 692—

BY SENATOR ADLEY

AN ACT

To authorize the state of Louisiana, acting through the Military Department, and the secretary of the Department of Wildlife and Fisheries to sell, convey, transfer, assign, and deliver to each other certain state property located in Webster Parish.

Read by title.

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

SENATE BILL NO. 694—

BY SENATOR ADLEY

AN ACT

To amend and reenact R.S. 56:104(A)(1)(b), relative to license fees; to provide relative to dedication of certain fees; to provide for the funding of the development and preservation of breeding grounds for migratory waterfowl; to provide relative to funding for development and rejuvenation of quail, dove, and rabbit population; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 741 (Substitute of Senate Bill No. 50 by Senator Marionneau)—

BY SENATOR MARIONNEAUX

AN ACT

To amend and reenact R.S. 14:103, relative to disturbing the peace; to provide for additional elements of the crime of disturbing the peace regarding funerals; to provide for additional penalties; and to provide for related matters.

Read by title.

Motion

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

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. 30—

BY REPRESENTATIVES ANSARDI AND M. GUILLORY
A JOINT RESOLUTION

Proposing to amend Article I, Section 4(B) of the Constitution of Louisiana, relative to expropriation; to provide for limitations; to provide for exceptions; 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 Original House Bill No. 30 by Representative Ansardi

AMENDMENT NO. 1

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

AMENDMENT NO. 2

On page 1, line 3, after "expropriation" and before the semicolon ";", delete "of residential housing properties"

AMENDMENT NO. 3

On page 1, line 15, after the period "." delete the remainder of the line and delete lines 16 through 20 in their entirety and insert the following:

"The authority to take or damage property shall be subject to limitations provided by this constitution and by law. The state or its political subdivisions may take abandoned or blighted property as defined and authorized by law and as authorized by this constitution."

AMENDMENT NO. 4

On page 2, delete lines 18 through 23 in their entirety and insert the following:

"To provide for limitations imposed by law on the taking or damaging of property by the state or its political subdivisions and to authorize the state or its political subdivisions to take abandoned or blighted property. (Amends Article I.)"

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. 113—

BY REPRESENTATIVE BRUNEAU AND SENATOR MURRAY
AN ACT

To enact R.S. 9:3584, relative to consumer credit ratings and extensions of credit; to prohibit refusal of credit or lowering of credit report scores solely due to any foreclosure or giving in payment resulting from damage caused by Hurricanes Katrina and Rita; to provide for an effective date; 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. 202—

BY REPRESENTATIVE CROWE

AN ACT

To amend and reenact Chapter 24-A of Title 37 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 37:2181 through 2192, relative to mold assessment and remediation; to provide for definitions; to provide for powers of the board; to provide for qualifications for licensure; to provide for continuing education; to provide for written reports; to provide for post-remediation assessment and verification; to provide for prohibited acts and penalties; to provide for injunctive relief; and to provide for related matters.

Read by title.

Reported by substitute by the Committee on Commerce.

The substitute was read by title as follows:

HOUSE BILL NO. 1365 (Substitute for House Bill No. 202 by Representative Crowe)—

BY REPRESENTATIVE CROWE

AN ACT

To enact R.S. 30:2014.5 and Chapter 24-B of Title 37 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 37:2195.1 through 2195.15, relative to mold assessment; to provide for licensing of mold assessors by the department of environmental quality, to provide for definitions; to provide for powers of the department; to provide for qualifications for licensure; to provide for continuing education; to provide for written reports; to provide for post-remediation assessment and

Page 6 HOUSE

17th Day's Proceedings - April 26, 2006

verification; to provide for prohibited acts and penalties; to provide for injunctive relief; and to provide for related matters.

Read by title.

On motion of Rep. Pinac, the substitute was adopted and became House Bill No. 1365 by Rep. Crowe, on behalf of the Committee on Commerce, as a substitute for House Bill No. 202 by Rep. Crowe.

Under the rules, lies over in the same order of business.

HOUSE BILL NO. 284—
BY REPRESENTATIVE HAMMETT
AN ACT

To amend and reenact R.S. 37:683(B)(3) and 693(B)(4)(b), relative to the professional engineering and land surveying board; to provide for expiration of appointments; to provide for minimum requirements for licensure; 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. 284 by Representative Hammett

AMENDMENT NO. 1

On page 1, delete lines 2 and 3, and insert "To amend and reenact R.S. 37:683(B)(3) and 693(B)(4)(b),"

AMENDMENT NO. 2

On page 1, at the beginning of line 4, delete "37:682(16),"

AMENDMENT NO. 3

On page 1, at the end of line 4, after "board;" delete "to" and at the beginning of line 5, delete "provide for definitions;"

AMENDMENT NO. 4

On page 1, delete lines 6 and 7 and insert "minimum requirements for licensure; and to provide for related matters."

AMENDMENT NO. 5

On page 1, delete lines 9 through 22, and insert the following:

"Section 1. R.S. 37:683(B)(3) and 693(B)(4)(b) are hereby amended and reenacted to read as follows:"

AMENDMENT NO. 6

Delete pages 2 and 3 in their entirety

AMENDMENT NO. 7

On page 4, line 8, after "March" change "first" to "thirty-first"

AMENDMENT NO. 8

On page 4, at the end of line 9, insert the following:

"Notwithstanding any provision of this Paragraph to the contrary, the terms of any board members appointed before March 31, 2006, shall expire on March thirty-first of the calendar year following their original expiration year."

AMENDMENT NO. 9

On page 5, delete lines 1 through 14 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. 312—
BY REPRESENTATIVE WHITE
AN ACT

To amend and reenact R.S. 6:337(A), relative to mortgage lenders; to provide for payment of insurance settlement proceeds; 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. 314—
BY REPRESENTATIVE WHITE
AN ACT

To amend and reenact R.S. 6:338(B)(2), relative to mortgage lenders; to provide for the date from which to calculate accrued interest; 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. 356—
BY REPRESENTATIVE MARTINY
AN ACT

To amend and reenact R.S. 6:333(F)(13), relative to disclosure of financial records pursuant to a criminal investigation; to provide authorization for disclosure; 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. 400—
BY REPRESENTATIVE JACKSON
AN ACT

To amend and reenact R.S. 51:938.1, relative to the office of entertainment industry development; to create the office; to provide for duties of the office; to provide for promotional activities; to provide for receipt of funds; 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. 400 by Representative Jackson

AMENDMENT NO. 1

On page 1, delete lines 2 and 3 and insert "To amend and reenact R.S. 51:938.1, relative to the"

AMENDMENT NO. 2

On page 1, line 9, after "\$938.1." change "Governor's" to "~~Governor's~~"

AMENDMENT NO. 3

On page 1, line 11, after "The" delete "Governor's"

AMENDMENT NO. 4

On page 1, line 13, after "Development" change "and may maintain an office in either the" to "~~and may maintain an office in either the~~"

AMENDMENT NO. 5

On page 1, line 14, change "parish of Orleans or Jefferson" to "parish of Orleans or Jefferson"

AMENDMENT NO. 6

On page 2, at the beginning of line 6, change "appoint a director and the director shall" to "~~appoint a director and the director shall~~"

AMENDMENT NO. 7

On page 2, line 7, after "office." change "The director shall be" to "~~The director shall be~~"

AMENDMENT NO. 8

On page 2, line 8, change "subject to the direct supervision of the secretary of the Department of Economic" to "~~subject to the direct supervision of the secretary of the Department of Economic~~"

AMENDMENT NO. 9

On page 2, line 9, change "Development." to "~~Development.~~"

AMENDMENT NO. 10

On page 2, line 19, after "economic" change", social, and cultural" to "~~, social, and cultural~~"

AMENDMENT NO. 11

On page 2, line 28, after "directory" change "onsite" to "on sites"

AMENDMENT NO. 12

On page 2, line 29, after "a" and before "production" insert "digital"

AMENDMENT NO. 13

On page 3, line 1, after "Providing" delete "onsite" and change "scouting and" to "~~scouting and~~"

AMENDMENT NO. 14

On page 3, line 2, after "of" and before "props" change "equipment and" to "~~equipment and~~"

AMENDMENT NO. 15

On page 3, delete lines 3 through 5 in their entirety and insert in lieu thereof the following:

~~"(c) Establishing, maintaining, and lending materials, including stock footage, from a resource library on the culture and history of the state so as to encourage an accurate depiction of Louisiana by filmmakers and television producers."~~

AMENDMENT NO. 16

On page 3, at the beginning of line 6, change "(d)" to "~~(d)~~" and insert "(c)"

AMENDMENT NO. 17

On page 3, at the beginning of line 8, change "(e)" to "~~(e)~~" and insert "(d)"

AMENDMENT NO. 18

On page 3, line 21, after "a" and before "with" change "liaison" to "~~liaison~~" and insert "partnership"

AMENDMENT NO. 19

On page 3, delete lines 22 and 23, and insert in lieu thereof the following:

~~"Tourism the office of state police, and the Louisiana Music Commission and inform such entities of filming and television production activity in the state. and the Louisiana Music Commission that provides for collaboration between the office of entertainment industry, the Louisiana Music Commission, and the Department of Culture, Recreation and Tourism to advance, through strategic initiatives, Louisiana's cultural economy."~~

AMENDMENT NO. 20

On page 4, delete lines 3 and 4 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. 450—

BY REPRESENTATIVE PITRE

A JOINT RESOLUTION

Proposing to amend Article VI, Section 42(A) and to add Article I, Section 4(G) of the Constitution of Louisiana, to provide relative to the taking of property; to provide relative to the compensation paid for certain takings of property; to provide that compensation paid for the taking of, or loss or damage to, property rights affected by certain flood control projects shall be governed by the Fifth Amendment of the United States Constitution; to specify an election for submission of the proposition to electors and provide a ballot proposition; 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. 450 by Representative Pitre

AMENDMENT NO. 1

On page 1, delete lines 6 through 8 and insert "by certain flood control projects shall be governed by the Fifth"

Page 8 HOUSE

17th Day's Proceedings - April 26, 2006

AMENDMENT NO. 2

On page 2, delete lines 2 through 4 and insert the following:

"rights for the construction, enlargement, improvement, or modification of hurricane protection and flood control projects, including levees and mitigation related thereto, shall not exceed the compensation required"

AMENDMENT NO. 3

On page 2, at the beginning of line 18, delete "Such" and insert "With respect to lands and improvements actually used or destroyed in the construction, enlargement, improvement, or modification of hurricane protection and flood control projects, including levees and mitigation related thereto, such"

AMENDMENT NO. 4

On page 3, delete lines 6 through 9 and insert the following:

"property rights affected by the construction, enlargement, improvement, or modification of hurricane protection and flood control projects, including levees and mitigation related thereto, shall be limited to the compensation required by the Fifth Amendment of the"

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

Under the rules, the above bill, as amended, was ordered engrossed and recommitted to the Committee on Civil Law and Procedure.

HOUSE BILL NO. 451— BY REPRESENTATIVE PITRE

AN ACT

To amend and reenact R.S. 38:281(3) and (4) and to enact R.S. 38:249 and R.S. 49:213.10(D), relative to the taking of property for the construction of flood control projects; to provide relative to compensation; to provide relative to determinations and limitations of the amount of compensation; to provide certain conditions, definitions, and procedures; 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. 451 by Representative Pitre

AMENDMENT NO. 1

On page 1, line 3, after "property" delete the semicolon ";" delete the remainder of the line and delete lines 4 and 5 and insert "for the construction of flood control projects; to provide relative to"

AMENDMENT NO. 2

On page 1, delete lines 16 through 19 and insert the following:

"property rights affected by the construction, enlargement, improvement, or modification of hurricane protection and flood control projects, including levees and mitigation related thereto, shall not exceed the compensation required by the Fifth"

AMENDMENT NO. 3

On page 2, line 3, after "Section" delete the comma ","

AMENDMENT NO. 4

On page 2, line 3, after "compensation" delete the remainder of the line and on line 4 delete "by the amount and circumstances"

AMENDMENT NO. 5

On page 2, delete line 20, and insert "shall not exceed the compensation required by the Fifth"

AMENDMENT NO. 6

On page 2, at the end of line 27, delete "be" and on line 28, delete "governed by the amount and circumstances" and insert "not exceed the compensation"

AMENDMENT NO. 7

On page 3, delete lines 8 through 11 and insert the following:

"or loss or damage to, property rights necessary for the construction, enlargement, improvement, or modification of hurricane protection and flood control projects, including levees and mitigation related thereto, shall be limited to the compensation required by the"

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 506— BY REPRESENTATIVE PINAC

AN ACT

To amend and reenact R.S. 37:1782(14), 1796(A), and 1798(A) and to enact R.S. 37:1782(15) and (16), relative to pawnbrokers; to provide for definitions; to provide for recordkeeping; to provide for information to be furnished to police; 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. 506 by Representative Pinac

AMENDMENT NO. 1

On page 3, delete lines 6 through 16 in their entirety and insert in lieu thereof the following:

~~"A. Every pawnbroker shall provide to the chief of police of the city or town in which he is doing business or alternatively to the sheriff of the parish in which he is doing business, on a daily basis, by the end of the next business day, or on such less frequent basis as required by the chief of police or sheriff, by placing in the United States mail either in printed form or in such other form acceptable to the chief of police or sheriff, that information obtained pursuant to R.S. 37:1796.~~

(1) Every pawnbroker shall provide all transactional information obtained pursuant to R.S. 37:1796 to the chief of police of the city or town in which he is doing business or to the sheriff of the parish in which he is doing business, on a daily basis by the end of the next business day or on such less frequent basis as is required by the chief of police or sheriff. The means for providing the transactional information required under this Section shall be selected by the chief of police or sheriff and shall be one of the following:

(a) By electronic transmission if the pawnbroker has the means available to make transmissions in electronic form.

(b) By placing in the United States mail.

(c) By sending a facsimile.

(2) In the event transactional information is transmitted electronically pursuant to Subparagraph (A)(1)(a) of this Section, the appropriate law enforcement official may, for purposes of an investigation of a crime relating to a particular pawn transaction, request the pawnbroker to mail or fax such official the personally identifiable information relating to such transaction under investigation. The pawnbroker shall deliver the personally identifiable information relating to the identified transaction to the appropriate law enforcement official within twenty-four hours of the request. In the event the pawnbroker transfers information in printed form pursuant to Subparagraph (A)(1)(b) or (c) of this Section, the pawnbroker shall not also be required to transmit such information in electronic form pursuant to Subparagraph (A)(1)(a) 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. 541—

BY REPRESENTATIVE ARNOLD
AN ACT

To amend and reenact R.S. 47:1851(B) and (M), relative to ad valorem taxation; to include a water transportation company in the definition of barge line for purposes of assessment of public service property by the Louisiana Tax Commission; and to provide for related matters.

Read by title.

Reported unfavorably by the Committee on Ways and Means.

Motion

Rep. Hammett moved the bill be withdrawn from the files of the House.

As a substitute motion, Rep. Arnold moved that the bill be engrossed and passed to its third reading.

The vote recurred on the substitute motion.

By a vote of 86 yeas and 6 nays, the House agreed to engross and pass the bill to its third reading.

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 639—

BY REPRESENTATIVE JEFFERSON
AN ACT

To amend and reenact R.S. 47:2221, 2226, and 2228, relative to property sold at a tax sale; to provide for the interruption of the prescriptive period for the redemption of property, annulment of a tax sale, and quieting of the title; 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. 649—

BY REPRESENTATIVE SALTER
AN ACT

To enact R.S. 47:1998(G), relative to appeals of tax assessments; to provide for the payment of attorney fees, expert fees, and costs under certain circumstances; 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. 694—

BY REPRESENTATIVE SMILEY
AN ACT

To enact R.S. 32:123(E), relative to motor vehicle traffic regulations; to provide relative to motor vehicle violations occurring at stop signs and yield signs; to provide relative to penalties for such violations; 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. 694 by Representative Smiley

AMENDMENT NO. 1

On page 1, line 13, change "more" to "less"

AMENDMENT NO. 2

On page 1, line 16, change "more" to "less"

AMENDMENT NO. 3

On page 2, line 2, change "more" to "less"

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. 696—

BY REPRESENTATIVE MONTGOMERY
AN ACT

To enact R.S. 47:1578.1, relative to settlement offers made by taxpayers; to require certain responses by the secretary of the Department of Revenue to settlement offers; 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. 696 by Representative Montgomery

Page 10 HOUSE

17th Day's Proceedings - April 26, 2006

AMENDMENT NO. 1

On page 1, delete lines 2 and 3 in their entirety, and insert the following:

"To enact R.S. 47:1578.1, relative to settlement offers made by taxpayers; to require certain"

AMENDMENT NO. 2

On page 1, delete lines 7 through 20 in their entirety and insert the following:

"Section 1. R.S. 47:1578.1 is hereby enacted to read as follows:

§1578.1. Settlement offers

A. Taxpayers may submit written settlement offers on matters in litigation to the secretary. The secretary shall respond with a written acceptance, rejection, or counteroffer within three months of the date the settlement offer is received."

AMENDMENT NO. 3

On page 1, line 21, at the beginning of the line insert "In"

AMENDMENT NO. 4

On page 2, line 1, delete "(2)" and insert "B."

AMENDMENT NO. 5

On page 2, line 2, after "date" and before "the" delete "of"

AMENDMENT NO. 6

On page 2, delete lines 3 and 4 in their entirety, and insert "offer is received, the secretary's"

AMENDMENT NO. 7

On page 2, delete lines 6 through 22 in their entirety, and insert the following:

"of R.S. 47:1601(A)(2)(d), and interest shall be abated from the date the taxpayer's settlement offer is received through the date a written acceptance, rejection, or counteroffer is provided to the taxpayer.

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. 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. 706—

BY REPRESENTATIVE GALLOT

AN ACT

To amend and reenact R.S. 19:136 and 136.1(3), relative to the expropriation of blighted property; to authorize the city of Grambling to expropriate by a declaration of taking; 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. 754—

BY REPRESENTATIVE WHITE

AN ACT

To amend and reenact R.S. 37:583(B)(2), 585(A), 586(A)(1), 601, 604(A), and 605(B) and to enact R.S. 37:392(C), relative to barbers and cosmetologists; to provide for qualifications for certificates; to provide for examination team; to provide for examination of applicants; to provide for inspections and citations issued by the board of barber examiners; to provide for fines; to provide for violations and penalties; 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. 754 by Representative White

AMENDMENT NO. 1

On page 1, at the beginning of line 3, insert "and to enact R.S. 37:392(C),"

AMENDMENT NO. 2

On page 1, line 3, after "relative to" delete "the cosmetology board;" and insert "barbers and cosmetologists;"

AMENDMENT NO. 3

On page 1, line 4, after "applicants;" insert "to provide for inspections and citations issued by the board of barber examiners;"

AMENDMENT NO. 4

On page 1, line 8, after "reenacted" insert "and R.S. 37:392(C) is hereby enacted"

AMENDMENT NO. 5

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

"§392. Penalty

* * *

C. An inspector may issue a citation and collect a fine of one hundred dollars per violation of any provision of this Chapter or any rule promulgated by the board, up to a maximum of five hundred dollars per week from any person, school, or facility provided that the registrant waives his right to a hearing in writing. Each day a violation exists shall be considered a separate violation.

* * *

AMENDMENT NO. 6

On page 1, line 19, after "board" change "shall" to "shall" and insert "may" and after "team" delete "or shall" and insert "and may"

AMENDMENT NO. 7

On page 2, line 2, after "team" delete "or" and insert "and"

AMENDMENT NO. 8

On page 2, after line 25, insert the following"

"Section 2. If any provision of this Act or the application thereof is held invalid, such invalidity shall not affect other provisions or applications of this Act which can be given effect without the invalid provisions or applications, and to this end the provisions of this Act are hereby declared severable."

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. 758—

BY REPRESENTATIVE ALARIO

A JOINT RESOLUTION

Proposing to amend Article VII, Section 10.11(A) of the Constitution of Louisiana, relative to tobacco securitizations; to provide for the deposit of a portion of the proceeds of a tobacco securitization in the Louisiana Coastal Restoration Fund; to repeal the conditions on the deposit of securitization proceeds in the Louisiana Coastal Restoration Fund; 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 Appropriations.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Appropriations to Original House Bill No. 758 by Representative Alario

AMENDMENT NO. 1

On page 2, line 3, after "Fund" and before "twenty" delete "up to"

AMENDMENT NO. 2

On page 3, line 2, after "Fund" and before "and repeals" delete the period "."

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

Under the rules, the above bill, as amended, was ordered engrossed and recommitted to the Committee on Civil Law and Procedure.

HOUSE BILL NO. 759—

BY REPRESENTATIVE ALARIO

AN ACT

To amend R.S. 49:214.51(A), relative to the deposit of proceeds of tobacco securitizations in the Louisiana Coastal Restoration Fund; to repeal the conditions on the deposit of securitization funds in the Louisiana Coastal Restoration Fund; to provide for an effective date; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Appropriations.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Appropriations to Original House Bill No. 759 by Representative Alario

AMENDMENT NO. 1

On page 1, line 14 after "fund" and before "twenty percent" delete "up to"

AMENDMENT NO. 2

On page 2, line 2, after "Fund" and before "twenty percent" delete "up to"

AMENDMENT NO. 3

On page 2, line 22, after "Bill No." and before "of this" insert "758"

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 918—

BY REPRESENTATIVE ST. GERMAIN

AN ACT

To enact R.S. 47:463.131, relative to motor vehicle prestige license plates; to provide relative to the creation and issuance of the Louisiana largemouth bass special prestige license plate; to provide relative to the fee for such plate; to provide for the use of such fee; to authorize the promulgation of rules and regulations; 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 Engrossed House Bill No. 918 by Representative St. Germain

AMENDMENT NO. 1

On page 1, line 4, after "prestige license plate;" and before "to" insert the following:

"to provide relative to the fee for such plate; to provide for the use of such fee;"

AMENDMENT NO. 2

On page 2, delete lines 1 through 3 in their entirety and insert the following:

"C. The monies received from the additional twenty-six dollar fee shall be annually disbursed to the Louisiana Wildlife and Fisheries Foundation and used solely for the production and stocking of Florida bass."

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.

Page 12 HOUSE

17th Day's Proceedings - April 26, 2006

HOUSE BILL NO. 934—

BY REPRESENTATIVES QUEZAIRE AND HUTTER
AN ACT

To amend and reenact R.S. 32:863(B)(3), (C), and (D)(1) and to enact R.S. 32:863(E), relative to compulsory motor vehicle liability security; to provide for sanctions; to provide for exceptions due to natural disaster; 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. 946—

BY REPRESENTATIVE DANIEL
AN ACT

To amend and reenact R.S. 4:61(B) and (C), 63, 64, 65(A), (B), and (C)(3), (4), and (5), 67(A) and (C)(1), 70, 72, 73, 75, 76, 79, 81, 82, 83, and 85 and to enact R.S. 4:61(F), 82.1, and 82.2, relative to the boxing commission; to provide for authority; to provide for domicile; to provide for exemption from civil liability; to provide for duties of secretary; to provide for bond requirements; to provide for license fees and taxes; to provide for physicians; to provide for seating for the commission; to provide for sham contests; to provide relative to events coordinators, referees, and judges; to provide for criminal penalties and injunctions; to provide for definitions; 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. 946 by Representative Daniel

AMENDMENT NO. 1

On page 7, line 25, after "event," delete the remainder of the line and delete line 26 in its entirety and insert the following:

"However, under no circumstances may a commissioner receive more compensation, including per diems, in one calendar year than the salary set forth in this Section."

AMENDMENT NO. 2

On page 8, line 23, after "§73." change "Publication of prices; tickets" to "Publication of prices; tickets" and insert "Tickets"

AMENDMENT NO. 3

On page 10, delete lines 18 through 23 in their entirety and insert the following"

"C. In addition, the commission may appoint an events coordinator, not on the commission, for any boxing event the commission deems necessary, whose fee shall be paid by the club promoting the event in question, which amount shall not exceed three hundred fifty dollars per event."

AMENDMENT NO. 4

On page 12, line 1, change "board" to "commission"

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. 966—

BY REPRESENTATIVE TOWNSEND
AN ACT

To enact R.S. 51:1792, relative to eligibility for tax incentives under the enterprise zone program; to provide for the eligibility for certain video draw poker owners or operators; 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. 971—

BY REPRESENTATIVES QUEZAIRE, DANIEL, DOVE, DOWNS, ERDEY, M. GUILLORY, KATZ, KENNARD, SMILEY, AND TUCKER AND SENATOR ELLINGTON

AN ACT

To enact R.S. 32:1504(D), relative to regulation of motor carriers; to authorize the secretary of the Department of Public Safety and Corrections to enter into certain agreements; to provide for certain limitations; 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. 1013—

BY REPRESENTATIVE ERDEY
AN ACT

To enact R.S. 32:289, relative to operating motor vehicles; to prohibit certain persons from using a cellular telephone while operating a motor vehicle; to provide for certain exceptions; to provide relative to penalties for violations; 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. 1013 by Representative Erdey

AMENDMENT NO. 1

On page 1, line 10, after "telephone" insert "for any purpose"

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. 1124—
BY REPRESENTATIVE FRITH

AN ACT

To enact R.S. 9:348, relative to children; to provide relative to visitation orders; to provide for missed visitation due to certain military active duty; to require compensatory days of visitation in such instances; to require negotiation between parents; to provide for court intervention in certain circumstances; to authorize court-ordered mediation; to provide relative to court costs; to provide for definitions; 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. 1124 by Representative Frith

AMENDMENT NO. 1

On page 1, at the end of line 19, after "Justice" and before the period "." insert "or the Louisiana Code of Military Justice"

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. 1152—
BY REPRESENTATIVE PITRE

AN ACT

To amend and reenact R.S. 38:329.1, relative to levees; to provide for the powers and duties of the South Lafourche Levee District; to provide relative to the bonding and taxing authority of the district; 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. 1164—
BY REPRESENTATIVE ANSARDI

AN ACT

To enact R.S. 19:1.1, relative to expropriation; to provide for limitations on expropriation proceedings; to provide for compensation; to provide for repurchase; to provide for exceptions; to provide for definitions; 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. 1164 by Representative Ansardi

AMENDMENT NO. 1

On page 1, line 2, after "provide" delete the remainder of the line and insert "for limitations on"

AMENDMENT NO. 2

On page 1, line 3, after "proceedings;" and before "to" insert "to provide for compensation; to provide for repurchase;"

AMENDMENT NO. 3

On page 1, at the end of line 3, delete "to" and at the beginning of line 4, delete "provide for termination of the moratorium;"

AMENDMENT NO. 4

On page 1, line 7, change "Moratorium" to "Limitations on expropriation"

AMENDMENT NO. 5

On page 1, line 9, after the comma "," delete the remainder of the line and delete lines 10 through 14 in their entirety and insert the following:

"the ownership of property expropriated by the state or a political subdivision shall not be transferred to any private person except as provided in Subsection C of this Section.

B. A property owner from whom property is expropriated shall be compensated to the full extent of the loss caused by the expropriation, including but not limited to the appraised value. Such an owner shall also be compensated for any costs of relocation, inconvenience, and any actual costs incurred by the owner because of the expropriation.

C. Property expropriated pursuant to any provision of law, if not used within fifteen years or if not used for the purpose for which it was expropriated, and if the property is subsequently determined to be sold, it shall be offered first for sale to the person from whom the property was expropriated, or to his known or ascertainable heirs, successors, or assigns, at the price paid for the property together with the fair market value of any improvements thereon. However, if the offer is not accepted within ninety days from the date it is made, the property may be sold to any other person, but only at public sale after legal notice is given as provided by law.

D. The limitations of Subsection A of this Section shall not apply to the redevelopment of abandoned or blighted property."

AMENDMENT NO. 6

On page 1, at the beginning of line 15, change "B." to "E."

AMENDMENT NO. 7

On page 2, delete line 9 in its 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. 1175—
BY REPRESENTATIVE SALTER

AN ACT

To amend and reenact R.S. 47:511.1(A) and to enact R.S. 11:607, 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; to create the Department of Public Safety and Corrections Police Officer Fund; to require a portion of the fees collected for issuance of temporary permits authorizing the operation of trucks on Louisiana highways to be deposited into such fund; to provide for the use of such monies; 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. 1175 by Representative Salter

AMENDMENT NO. 1

On page 1, line 2, after "R.S. 47:511.1(A)" insert "and to enact R.S. 11:607"

AMENDMENT NO. 2

On page 1, line 8, after "highways;" insert the following:

"to create the Department of Public Safety and Corrections Police Officer Fund; to require a portion of the fees collected for issuance of temporary permits authorizing the operation of trucks on Louisiana highways to be deposited into such fund; to provide for the use of such monies;"

AMENDMENT NO. 3

On page 1, between lines 9 and 10, insert the following:

"Section 1. R.S. 11:607 is hereby enacted to read as follows:

§607. Department of Public Safety and Corrections Police Officer Fund

The Department of Public Safety and Corrections Police Officer Fund is hereby created as a special fund in the state treasury, hereafter referred to as the "fund", for the purposes of funding retirement benefits of peace officers as defined in R.S. 11:444(A)(2)(b). After compliance with the requirements of Article VII, Section 9(B) of the Constitution of Louisiana relative to the Bond Security and Redemption Fund, an amount equal to twenty-five dollars received by the state treasury for each temporary permit issued pursuant to the provisions of R.S. 47:511.1 shall be deposited into the fund. Any monies in the fund not used for retirement benefits as provided in this Section may be used to support the operations of the Department of Public Safety and Corrections, Capitol Complex police force. All unexpended and unencumbered monies in the fund at the end of the fiscal year shall remain in the fund."

AMENDMENT NO. 4

On page 1, at the beginning of line 10, change "Section 1." to "Section 2."

AMENDMENT NO. 5

On page 1, at the end of line 18, insert the following:

"Twenty-five dollars of the fee collected for issuance of the temporary permit shall be forwarded to the state treasurer for deposit into the Department of Public Safety and Corrections Police Officer Fund created by the provisions of R.S. 11:607."

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. 1265—
BY REPRESENTATIVE FAUCHEUX
AN ACT

To enact R.S. 40:1749.13(E), relative to underground utilities and facilities damage prevention; to provide for a longer notification period before excavation in certain areas of the state; to provide for an effective date; 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.

Reconsideration

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

HOUSE BILL NO. 173—
BY REPRESENTATIVE JACK SMITH
AN ACT

To enact Part VI of Chapter 4 of Title 26 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 26:751, and Chapter 18 of Title 28 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 28:871 and 872, relative to alcohol abuse; to require that the office of alcohol and tobacco control require posting of signs on certain licensed premises; to provide for a toll-free number and referral services for alcohol abuse; to provide for a fine for failure to post; to require that the office for addictive disorders of the Department of Health and Hospitals provide a toll-free telephone service; to provide for an annual fee to fund the toll-free telephone service; to create a special fund in the state treasury to be known as the Alcohol Abuse Toll-Free Fund; to provide for termination of the hotline program; to provide for evaluation and review on or before March 1, 2008; and to provide for related matters.

Read by title.

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

Returned to the calendar under the rules.

Notice of Intention to Call

Pursuant to House Rule No. 8.26(A), Rep. Jack Smith gave notice of his intention to call House Bill No. 173 from the calendar for future action.

Suspension of the Rules

On motion of Rep. Quezaire, the rules were suspended in order to take up and consider House Bills and Joint Resolutions Returned from the Senate with Amendments at this time.

House Bills and Joint Resolutions Returned from the Senate with Amendments

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

HOUSE BILL NO. 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.

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

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Ullo to Engrossed House Bill No. 419 by Representative Quezaire

AMENDMENT NO. 1

On page 2, line 1 after "sell" insert "transferrable"

AMENDMENT NO. 2

On page 2, delete line 2 and insert "Identification tags or nontransferrable Automatic Vehicular Identification tags to toll patrons at a cost that shall equal and shall not exceed the department's cost to purchase the tags for either device."

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Gallot	Morrish
Alexander	Geymann	Odinet
Ansardi	Glover	Pierre
Arnold	Gray	Pinac
Badon	Greene	Pitre
Baldone	Guillory, E.	Powell, M.
Barrow	Guillory, M.	Quezaire
Baudoin	Hammett	Richmond
Baylor	Harris	Ritchie
Bowler	Heaton	Robideaux
Bruce	Hebert	Romero
Burns	Hill	Scalise
Burrell	Honey	Schneider
Carter, K.	Hopkins	Smiley
Carter, R.	Hunter	Smith, G.
Crane	Hutter	Smith, J.D.—50th
Cravins	Jackson	Smith, J.H.—8th
Curtis	Jefferson	Smith, J.R.—30th

Damico	Katz	St. Germain
Daniel	Kennard	Strain
Dartez	Kenney	Thompson
Doerge	Kleckley	Toomy
Dorsey	LaBruzzo	Townsend
Dove	LaFonta	Trahan
Downs	Lambert	Triche
Durand	Marchand	Tucker
Erdey	Martiny	Waddell
Fannin	McDonald	Walsworth
Farrar	McVea	White
Faucheux	Montgomery	Winston
Frith	Morrell	

Total - 92

NAYS

Total - 0

ABSENT

Alario	Crowe	Lancaster
Beard	DeWitt	Powell, T.
Bruneau	Johns	Walker
Cazayoux	LaFleur	Wooton

Total - 12

The amendments proposed by the Senate were rejected.

Conference committee appointment pending.

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:

Local and Consent Calendar

HOUSE BILL NO. 1364 (Substitute for House Bill No. 50 by Representative Thompson)—
BY REPRESENTATIVE THOMPSON
AN ACT

To amend and reenact R.S. 14:103(B) and to enact R.S. 14:103(A)(7) and (8), relative to disturbing the peace; to provide for additional elements of the crime of disturbing the peace relative to funerals; to provide for additional penalties; and to provide for related matters.

Read by title.

Rep. Thompson moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Farrar	Montgomery
Alario	Frith	Morrell
Alexander	Gallot	Morrish
Ansardi	Geymann	Odinet
Arnold	Glover	Pierre
Badon	Gray	Pinac
Baldone	Greene	Pitre
Barrow	Guillory, E.	Powell, M.
Baudoin	Guillory, M.	Powell, T.
Baylor	Hammett	Quezaire
Beard	Harris	Richmond
Bowler	Heaton	Ritchie
Bruce	Hebert	Robideaux

Page 16 HOUSE

17th Day's Proceedings - April 26, 2006

Bruneau	Hill	Romero
Burns	Honey	Scalise
Burrell	Hopkins	Schneider
Carter, K.	Hunter	Smiley
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	Kennard	Thompson
Damico	Kenney	Toomy
Daniel	Kleckley	Townsend
Dartez	LaBruzzo	Trahan
DeWitt	LaFleur	Triche
Doerge	LaFonta	Tucker
Dorsey	Lambert	Waddell
Dove	Lancaster	Walker
Downs	Marchand	Walsworth
Durand	Martiny	White
Erdey	McDonald	Winston
Fannin	McVea	

Total - 101

NAYS

Total - 0

ABSENT

Faucheux	Smith, G.	Wooton
Total - 3		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Thompson 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.

Regular Calendar

HOUSE BILL NO. 488—
BY REPRESENTATIVE MARTINY
AN ACT

To enact R.S. 36:509(E)(1) and to repeal R.S. 36:509(B)(5), relative to the Hurricane Flood Protection Advisory Commission; to provide for the nature of its placement within the Department of Transportation and Development; and to provide for related matters.

Read by title.

Rep. Martiny moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Farrar	Montgomery
Alario	Faucheux	Morrell
Alexander	Frith	Morrish
Ansardi	Gallot	Odinot
Arnold	Geymann	Pierre
Badon	Glover	Pinac
Baldone	Gray	Powell, M.
Barrow	Greene	Powell, T.
Baudoin	Guillory, E.	Quezaire
Baylor	Guillory, M.	Richmond
Beard	Hammett	Ritchie
Bowler	Harris	Robideaux

Bruce	Heaton	Romero
Bruneau	Hebert	Scalise
Burns	Hill	Schneider
Burrell	Honey	Smiley
Carter, K.	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	Kennard	Toomy
Daniel	Kenney	Townsend
Dartez	Kleckley	Trahan
DeWitt	LaBruzzo	Triche
Doerge	LaFleur	Tucker
Dorsey	LaFonta	Waddell
Dove	Lambert	Walker
Downs	Lancaster	Walsworth
Durand	Martiny	White
Erdey	McDonald	Winston
Fannin	McVea	

Total - 101

NAYS

Total - 0

ABSENT

Marchand	Pitre	Wooton
Total - 3		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Martiny 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. 512—
BY REPRESENTATIVE MARTINY
AN ACT

To enact R.S. 14:37.5, relative to assault and battery; to create the crime of aggravated assault upon a utility service person with a firearm; to provide for penalties; to provide for definitions; and to provide for related matters.

Read by title.

Rep. Martiny moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Farrar	Montgomery
Alario	Faucheux	Morrell
Alexander	Frith	Morrish
Ansardi	Gallot	Odinot
Arnold	Geymann	Pierre
Badon	Glover	Pinac
Baldone	Gray	Pitre
Barrow	Greene	Powell, M.
Baudoin	Guillory, E.	Powell, T.
Baylor	Guillory, M.	Quezaire
Beard	Hammett	Richmond
Bowler	Harris	Ritchie
Bruce	Heaton	Robideaux
Bruneau	Hebert	Romero

Burns	Hill	Scalise
Burrell	Honey	Schneider
Carter, K.	Hopkins	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

Total - 102

NAYS

Hunter
Total - 1

ABSENT

Wooton
Total - 1

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

HOUSE BILL NO. 603— BY REPRESENTATIVE TOOMY

AN ACT

To amend and reenact R.S. 26:934(2) and 936(B), relative to the Responsible Vendor Program; to provide for the validity of server permits for four years; to increase the fees that providers may charge for conducting server training courses; 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

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

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

Total - 100

NAYS

Total - 0

ABSENT

Alario	Katz
DeWitt	Wooton
Total - 4	

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.

Suspension of the Rules

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

HOUSE BILL NO. 743— BY REPRESENTATIVE HUTTER

AN ACT

To enact R.S. 14:62.7, relative to offenses against property; to create the crime of unauthorized entry of a dwelling during times of disaster or emergency; to provide for penalties; and to provide for related matters.

Read by title.

Motion

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

Notice of Intention to Call

Pursuant to House Rule No. 8.26(A), Rep. Karen Carter gave notice of her intention to call House Bill Nos. 158, 248, 252, 441, and 592 from the calendar for future action.

Page 18 HOUSE

17th Day's Proceedings - April 26, 2006

HOUSE BILL NO. 765—

BY REPRESENTATIVE CRAVINS

AN ACT

To amend and reenact R.S. 33:1448(P), relative to group insurance premiums; to provide for the payment of insurance premiums for certain retired sheriffs and retired deputy sheriffs in St. Landry Parish; to provide for an effective date; and to provide for related matters.

Read by title.

Rep. Cravins moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker Farrar McVea
Alario Fauchoux Montgomery
Alexander Frith Morrell
Ansardi Gallot Morrish
Arnold Geymann Pierre
Badon Glover Pinac
Baldone Gray Pitre
Barrow Greene Powell, M.
Baudoin Guillory, E. Powell, T.
Baylor Guillory, M. Quezaire
Beard Hammett Richmond
Bowler Harris Ritchie
Bruce Heaton Robideaux
Bruneau Hebert Romero
Burns Hill Scalise
Burrell Honey Schneider
Carter, K. 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
Crowe Johns St. Germain
Curtis Katz Strain
Damico Kennard Thompson
Daniel Kenney Toomy
Dartez Kleckley Townsend
DeWitt LaBruzzo Trahan
Doerge LaFleur Triche
Dorsey LaFonta Tucker
Dove Lambert Waddell
Downs Lancaster White
Durand Marchand Winston
Erdey Martiny
Fannin McDonald

Total - 100

NAYS

Total - 0

ABSENT

Odinet Walsworth
Walker Wooton
Total - 4

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Cravins 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. 796—

BY REPRESENTATIVES MARTINY, ANSARDI, AND THOMPSON AND SENATORS LENTINI AND MCPHERSON

AN ACT

To enact R.S. 49:170.14, relative to state symbols; to provide for the official state song for Hurricane Katrina and Hurricane Rita recovery efforts; to provide for the official state troubadour; and to provide for related matters.

Read by title.

Rep. Martiny moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker Durand Martiny
Alario Erdey McDonald
Alexander Fannin McVea
Ansardi Farrar Montgomery
Badon Fauchoux Morrish
Baldone Frith Odinet
Baudoin Geymann Pierre
Baylor Glover Pinac
Beard Greene Pitre
Bowler Guillory, E. Quezaire
Bruce Hammett Ritchie
Bruneau Heaton Robideaux
Burns Hebert Scalise
Burrell Hill Smiley
Crane Honey Smith, J.D.—50th
Cravins Hopkins Smith, J.R.—30th
Crowe Hutter St. Germain
Curtis Jackson Strain
Damico Johns Thompson
Daniel Katz Townsend
Dartez Kennard Trahan
DeWitt Kenney Triche
Doerge Kleckley Tucker
Dorsey LaBruzzo Walker
Dove Lancaster Walsworth

Total - 75

NAYS

Carter, K. LaFleur Richmond
Cazayoux LaFonta Romero
Gallot Lambert Smith, J.H.—8th
Gray Marchand Toomy
Harris Morrell Waddell
Hunter Powell, M. White
Jefferson Powell, T. Winston
Total - 21

ABSENT

Arnold Downs Smith, G.
Barrow Guillory, M. Wooton
Carter, R. Schneider
Total - 8

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Martiny 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. 846—

BY REPRESENTATIVES DORSEY, ALARIO, K. CARTER, DEWITT, HAMMETT, JEFFERSON, RICHMOND, AND SALTER AND SENATORS BAJIOE, HEITMEIER, HINES, AND MOUNT
AN ACT

To enact R.S. 29:769(E), relative to public health emergencies; to provide during such emergencies for the temporary registration of certain health care providers licensed in another jurisdiction of the United States; and to provide for related matters.

Read by title.

Rep. Dorsey moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Farrar	Montgomery
Alario	Faucheux	Morrell
Alexander	Frith	Morrish
Ansardi	Gallot	Odinot
Arnold	Geymann	Pierre
Badon	Glover	Pinac
Baldone	Gray	Pitre
Barrow	Greene	Powell, M.
Baudoin	Guillory, E.	Powell, T.
Baylor	Hammett	Quezaire
Beard	Harris	Richmond
Bowler	Heaton	Ritchie
Bruce	Hebert	Robideaux
Bruneau	Hill	Romero
Burns	Honey	Scalise
Burrell	Hopkins	Schneider
Carter, K.	Hunter	Smiley
Carter, R.	Hutter	Smith, G.
Cazayoux	Jackson	Smith, J.D.—50th
Crane	Jefferson	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
Total - 102		

NAYS

Total - 0

ABSENT

Guillory, M. Wooton
Total - 2

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Dorsey 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. 873—

BY REPRESENTATIVES CAZAYOUX, BURRELL, DORSEY, FAUCHEUX, GLOVER, M. POWELL, AND WHITE
AN ACT

To amend and reenact R.S. 15:545(A) and to enact R.S. 29:726(E)(14)(c), (d), (e), and (f), relative to functions of the Governor's Office of Emergency Preparedness and Homeland Security; to prohibit registered sexual offenders from being housed with other evacuees during a declared state of emergency or after a declared state of emergency; to provide relative to the sheltering of registered sexual offenders; to require each shelter to notify law enforcement of any evacuee being housed who is a registered sex offender; to provide immunity from liability; to require the Louisiana Bureau of Criminal Identification and Information to provide a copy of the central registry of sex offenders to each emergency shelter opened or operating in the state of Louisiana in certain emergencies; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Cazayoux to Engrossed House Bill No. 873 by Representative Cazayoux

AMENDMENT NO. 1

On page 2, delete lines 8 through 13 in their entirety and insert the following:

"(2) Each emergency shelter opened or operating in the state of Louisiana in anticipation of a state of emergency being declared or a state of emergency having been declared in the state or any portion of the state shall either access the current sex offender information posted on the State Police Sex Offender and Child Predator Internet Registry or request that the Bureau of Criminal Identification and Information provide the shelter with a copy of the most recent central registry of sex offenders registered under provisions of R.S. 15:542 and 542.1."

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

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Glover to Engrossed House Bill No. 873 by Representative Cazayoux

AMENDMENT NO. 1

On page 3, line 11, after "sheltered" delete the remainder of the line and insert "in shelters, hotels, Federal Emergency Management Agency trailer parks, or any other housing funded by the Federal Emergency Management Agency where the general population of evacuees is staying"

AMENDMENT NO. 2

On page 3, line 14, after "parks" and before "where" insert "or any other housing funded by the Federal Emergency Management Agency"

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Faucheux	Montgomery
Alario	Frith	Morrell
Alexander	Gallot	Morrish
Arnold	Geymann	Odinot
Badon	Glover	Pierre
Baldone	Gray	Pinac
Barrow	Greene	Pitre
Baudoin	Guillory, E.	Powell, M.
Baylor	Guillory, M.	Powell, T.
Beard	Hammett	Quezaire
Bowler	Harris	Richmond
Bruce	Heaton	Ritchie
Bruneau	Hebert	Robideaux
Burns	Hill	Romero
Burrell	Honey	Scalise
Carter, K.	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	LaFleur	Trahan
Dorsey	LaFonta	Triche
Dove	Lambert	Waddell
Downs	Lancaster	Walker
Durand	Marchand	White
Erdey	Martiny	Winston
Fannin	McDonald	
Farrar	McVea	

Total - 100

NAYS

Total - 0

ABSENT

Ansardi	Walsworth
Tucker	Wooton

Total - 4

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Glover 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. Burns, and under a suspension of the rules, the following bill was taken up out of its regular order at this time.

HOUSE BILL NO. 301—

BY REPRESENTATIVE BURNS AND SENATOR DARDENNE
AN ACT

To enact Chapter 43 of Title 17 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 17:4011 through 4014, relative to educational vouchers; to establish the Vouchers for Students in Failing Schools Pilot Program; to provide for the purposes of the program; to provide program eligibility requirements for

participating students and nonpublic schools; to provide for the issuance of educational vouchers to parents of eligible students and for the value thereof; to provide relative to continued eligibility criteria and funding adjustments pursuant to the program; to provide for program administration and implementation by the state Department of Education; to provide for certain admissions procedures and limitations; to provide for applicability; and to provide for related matters.

Called from the calendar.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Richmond to Engrossed House Bill No. 301 by Representative Burns

AMENDMENT NO. 1

On page 1, line 4, after "Students" and before "Pilot" delete "in Failing Schools"

AMENDMENT NO. 2

On page 1, at the end of line 15, after "STUDENTS" delete the remainder of the line and at the beginning of line 16, delete "SCHOOLS"

AMENDMENT NO. 3

On page 1, at the end of line 19, after "students" delete the remainder of the line and delete line 20 and on page 2, delete lines 1 and 2 and insert "who attend any public school in the state."

AMENDMENT NO. 4

On page 2, at the end of line 8, after "from" and before "schools" insert "public"

AMENDMENT NO. 5

On page 2, line 9, delete "that were failing to properly educate such students"

AMENDMENT NO. 6

On page 2, line 11, after "Students" and before "Pilot" delete "in Failing Schools"

AMENDMENT NO. 7

On page 2, line 13, after "Students" and before "Pilot" delete "in Failing Schools"

AMENDMENT NO. 8

On page 2, line 19, after "resides" delete the remainder of the line and delete lines 20 through 25 in their entirety and insert a period "."

Rep. Richmond moved the adoption of the amendments.

Rep. Burns objected.

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

ROLL CALL

The roll was called with the following result:

YEAS

Arnold	Frith	Marchand
Badon	Glover	Odinet
Barrow	Gray	Pierre
Baylor	Guillory, E.	Pinac
Burrell	Harris	Quezaire
Carter, K.	Heaton	Richmond
Cravins	Hebert	Romero
Dartez	Honey	Smith, G.
DeWitt	Hunter	Smith, J.D.—50th
Dorsey	Jackson	St. Germain
Durand	Jefferson	Townsend
Faucheux	Kenney	

Total - 35

NAYS

Mr. Speaker	Gallot	Powell, M.
Alexander	Geymann	Powell, T.
Ansardi	Greene	Ritchie
Baldone	Guillory, M.	Robideaux
Baudoin	Hammett	Scalise
Beard	Hill	Schneider
Bowler	Hopkins	Smiley
Bruce	Hutter	Smith, J.H.—8th
Bruneau	Johns	Smith, J.R.—30th
Burns	Katz	Strain
Carter, R.	Kleckley	Toomy
Cazayoux	LaBruzzo	Trahan
Crane	LaFleur	Triche
Damico	Lambert	Tucker
Daniel	Lancaster	Waddell
Doerge	Martiny	Walker
Downs	McDonald	Walsworth
Erdey	McVea	Winston
Fannin	Morrish	
Farrar	Pitre	

Total - 58

ABSENT

Alario	Kennard	Thompson
Crowe	LaFonta	White
Curtis	Montgomery	Wooton
Dove	Morrell	

Total - 11

The amendments were rejected.

Motion

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

Rep. Richmond objected.

By a vote of 64 yeas and 36 nays, the House agreed to order the previous question on the entire subject matter.

Rep. Burns moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Alexander	Geymann	Powell, T.
Ansardi	Greene	Scalise
Arnold	Guillory, E.	Schneider
Badon	Guillory, M.	Smiley
Baudoin	Heaton	Smith, G.

Beard	Hutter	Smith, J.H.—8th
Bowler	Johns	Smith, J.R.—30th
Bruce	Katz	Strain
Bruneau	Kleckley	Toomy
Burns	LaBruzzo	Trahan
Crane	Lambert	Triche
Damico	Lancaster	Tucker
Daniel	Martiny	Waddell
Downs	McDonald	Walsworth
Durand	Montgomery	White
Fannin	Morrish	Winston
Faucheux	Pitre	
Frith	Powell, M.	

Total - 52

NAYS

Mr. Speaker	Gallot	Marchand
Baldone	Glover	McVea
Barrow	Gray	Odinet
Baylor	Hammett	Pierre
Burrell	Harris	Pinac
Carter, K.	Hebert	Quezaire
Carter, R.	Hill	Richmond
Cazayoux	Honey	Ritchie
Cravins	Hopkins	Robideaux
Curtis	Hunter	Romero
Dartez	Jackson	Smith, J.D.—50th
DeWitt	Jefferson	St. Germain
Doerge	Kennard	Thompson
Dorsey	Kenney	Townsend
Erdey	LaFleur	Walker

Total - 45

ABSENT

Alario	Farrar	Wooton
Crowe	LaFonta	
Dove	Morrell	

Total - 7

Failed to pass.

Motion to reconsider pending.

HOUSE BILL NO. 743—

BY REPRESENTATIVE HUTTER

AN ACT

To enact R.S. 14:62.7, relative to offenses against property; to create the crime of unauthorized entry of a dwelling during times of disaster or emergency; to provide for penalties; and to provide for related matters.

Called from the calendar.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Hutter to Engrossed House Bill No. 743 by Representative Hutter

AMENDMENT NO. 1

On page 1, line 4, after "penalties;" and before "and" insert "to provide for exceptions;"

AMENDMENT NO. 2

On page 1, line 8, after "A." insert "(1)"

AMENDMENT NO. 3

On page 1 between lines 14 and 15 insert the following:

"(2) The provisions of this Section shall not apply to the following:

(a) Any law enforcement or rescue personnel providing rescue or emergency disaster services.

(b) Any person entering a dwelling for the purposes of survival or awaiting evacuation or rescue within seventy-two hours of the occurrence of the disaster or emergency which resulted in the declaration of disaster or emergency."

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Farrar	Montgomery
Alario	Faucheux	Morrell
Alexander	Frith	Morrish
Ansardi	Gallot	Odinot
Arnold	Geymann	Pierre
Badon	Glover	Pinac
Baldone	Gray	Pitre
Barrow	Greene	Powell, M.
Baudoin	Guillory, E.	Powell, T.
Baylor	Guillory, M.	Quezaire
Beard	Hammett	Richmond
Bowler	Harris	Ritchie
Bruce	Heaton	Robideaux
Bruneau	Hebert	Romero
Burns	Hill	Scalise
Burrell	Honey	Schneider
Carter, K.	Hopkins	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

Total - 102

NAYS

Total - 0

ABSENT

Hunter Wooton
Total - 2

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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. 879—

BY REPRESENTATIVE MARTINY
AN ACT

To enact R.S. 14:133.5, relative to filing a false complaint against a law enforcement officer; to create the crime of filing a false complaint against a law enforcement officer; to provide for penalties; to provide for definitions; and to provide for related matters.

Read by title.

Rep. Martiny moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Faucheux	Morrish
Alario	Frith	Odinot
Alexander	Geymann	Pierre
Ansardi	Glover	Pinac
Arnold	Gray	Pitre
Badon	Greene	Powell, M.
Baldone	Guillory, E.	Powell, T.
Barrow	Guillory, M.	Quezaire
Baudoin	Hammett	Richmond
Beard	Harris	Ritchie
Bruce	Heaton	Robideaux
Bruneau	Hebert	Romero
Burns	Hill	Scalise
Burrell	Hopkins	Schneider
Carter, K.	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	Winston
Fannin	McVea	
Farrar	Morrell	

Total - 97

NAYS

Total - 0

ABSENT

Baylor	Honey	Wooton
Bowler	Montgomery	
Gallot	White	

Total - 7

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Martiny 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. 1030—

BY REPRESENTATIVE THOMPSON
AN ACT

To amend and reenact R.S. 15:1303(D) and to enact R.S. 15:1303(C)(7) and (E), relative to electronic surveillance; to authorize a law enforcement officer or investigator to intercept, conduct, use, or disclose electronic, wire, or oral communications obtained during certain circumstances; 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. 1051—

BY REPRESENTATIVE CAZAYOUX
AN ACT

To enact R.S. 18:18.2, relative to the secretary of state engaging in certain political activities; to prohibit the secretary of state from engaging in certain political activities, except related to his own candidacy; to provide relative to the definitions; and to provide for related matters.

Read by title.

Rep. Cazayoux moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Durand	McVea
Alario	Fannin	Montgomery
Alexander	Farrar	Morrell
Ansardi	Faucheux	Morrish
Arnold	Frith	Odinot
Badon	Gallot	Pierre
Baldone	Geymann	Pinac
Barrow	Glover	Pitre
Baudoin	Gray	Powell, T.
Beard	Guillory, E.	Quezaire
Bowler	Guillory, M.	Ritchie
Bruce	Hammett	Robideaux
Bruneau	Hill	Romero
Burns	Honey	Scalise
Burrell	Hopkins	Smiley
Carter, K.	Hunter	Smith, G.
Carter, R.	Hutter	Smith, J.D.—50th
Cazayoux	Jackson	Smith, J.H.—8th
Crane	Jefferson	Smith, J.R.—30th
Cravins	Johns	St. Germain
Crowe	Katz	Strain
Curtis	Kennard	Thompson
Damico	Kenney	Toomy
Daniel	Kleckley	Townsend
Dartz	LaFleur	Trahan
DeWitt	LaFonta	Triche
Doerge	Lancaster	Waddell
Dorsey	Marchand	Walker
Dove	Martiny	Winston
Downs	McDonald	
Total - 89		

NAYS

Baylor	Hebert	Walsworth
Erdey	Lambert	
Greene	Powell, M.	
Total - 7		

ABSENT

Harris	Richmond	White
Heaton	Schneider	Wooton
LaBruzzo	Tucker	
Total - 8		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

HOUSE BILL NO. 1030—

BY REPRESENTATIVE THOMPSON
AN ACT

To amend and reenact R.S. 15:1303(D) and to enact R.S. 15:1303(C)(7) and (E), relative to electronic surveillance; to authorize a law enforcement officer or investigator to intercept, conduct, use, or disclose electronic, wire, or oral communications obtained during certain circumstances; and to provide for related matters.

Called from the calendar.

Read by title.

Suspension of the Rules

On motion of Rep. Thompson, and under a suspension of the rules, consideration of the above bill was deferred at this time.

Suspension of the Rules

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

Petitions, Memorials and Communications

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

Message from the Senate

APPOINTMENT OF CONFERENCE COMMITTEE

April 26, 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 appointed the following committee to serve with a like committee from the House to confer on the disagreement to House Bill No. 419: Senators Ellington, Ullo, and Heitmeier.

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

Conference Committee Appointment

The Speaker appointed the following conferees on the part of the House to confer with a like committee from the Senate on the disagreement to House Bill No. 419: Reps. Quezaire, Erdey, and St. Germain.

Message from the Senate

HOUSE BILLS

April 26, 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 House Bills:

House Bill No. 867
Returned without amendments

House Bill No. 886
Returned without amendments

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

Message from the Senate

**ASKING CONCURRENCE IN
SENATE CONCURRENT RESOLUTIONS**

April 26, 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 Nos. 48, 49, 50, 51, 52, 53, and 54

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

Message from the Senate

SENATE BILLS

April 26, 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 Nos. 41, 42, 354, 376, 388, 489, and 654

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. 41—

BY SENATOR B. GAUTREAUX

AN ACT

To amend and reenact R.S. 11:1152(J)(4), relative to the Louisiana School Employees' Retirement System; to provide with respect to the Deferred Retirement Option Plan; to provide for calculation of benefits upon termination of plan participation and employment; to provide for an effective date; and to provide for related matters.

Read by title.

SENATE BILL NO. 42—

BY SENATOR B. GAUTREAUX

AN ACT

To enact R.S. 11:1195.1, relative to the Louisiana School Employees' Retirement System; to provide with respect to methods of financing; to provide for employer contributions; to require continuation of payments to the unfunded accrued liability by contributing employers who terminate employees under certain circumstances; to provide for an effective date; and to provide for related matters.

Read by title.

SENATE BILL NO. 354—

BY SENATOR HOLLIS

AN ACT

To amend and reenact R.S. 47:306(E) and 337.18(D), relative to sales tax returns; to provide relative to the time period in which the submission of state and local sales tax returns may be extended at the discretion of the collector; and to provide for related matters.

Read by title.

SENATE BILL NO. 376—

BY SENATOR DARDENNE

AN ACT

To enact R.S. 11:105(D), relative to provisions affecting more than one system; to provide for employer contributions; to provide for maintaining rates; to allow the Clerks' of Court Retirement and Relief Fund to reamortize certain unfunded accrued liabilities; to provide for approval of such reamortization; to provide for an effective date; and to provide for related matters.

Read by title.

SENATE BILL NO. 388—

BY SENATOR ELLINGTON

AN ACT

To enact R.S. 47:1576.1, relative to settlement offers made by taxpayers; to require certain determinations of tax due and prescription of tax refunds or credits; to require certain responses by the secretary of the Department of Revenue to settlement offers; and to provide for related matters.

Read by title.

SENATE BILL NO. 489—

BY SENATOR SMITH AND REPRESENTATIVE CRANE

AN ACT

To enact Chapter 17 of Title 17 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 17:2901 through 2907, to create the Louisiana Geography Education Initiative Program; and to provide for related matters.

Read by title.

SENATE BILL NO. 654—

BY SENATOR MOUNT

AN ACT

To amend and reenact R.S. 33:9038.27(B), (C), (F)(1), (H), and (I) and to enact R.S. 33:9038.27(J), relative to sales tax increment finance in the city of Lake Charles; to provide for the boundaries of a certain district in the city of Lake Charles; to

provide for such district to utilize sales tax increment financing of the costs and expenses associated with certain commercial or residential development; and to provide for related matters.

Read by title.

Message from the Senate

SIGNED SENATE CONCURRENT RESOLUTIONS

April 26, 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. 16 and 41

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

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

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

Message from the Senate

SIGNED SENATE BILLS AND JOINT RESOLUTIONS

April 26, 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 Bills:

Senate Bill Nos. 380, 389, and 391

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

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

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

Introduction of Resolutions, House and House Concurrent

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

HOUSE CONCURRENT RESOLUTION NO. 137—

BY REPRESENTATIVE DOVE

A CONCURRENT RESOLUTION

To urge and request the Department of Natural Resources to operate the Mississippi River freshwater diversions structures at as close to maximum capacity as is possible.

Read by title.

Lies over under the rules.

HOUSE CONCURRENT RESOLUTION NO. 138—

BY REPRESENTATIVE ODINET

A CONCURRENT RESOLUTION

To urge and request the Federal Emergency Management Agency (FEMA) to recognize the North American Vertical Datum of 1988 (NAVD88) as the official vertical datum for the United States, in particular for the state of Louisiana, and to provide funding to assist the state in conducting the new surveys.

Read by title.

Lies over under the rules.

Reports of Committees

The following reports of committees were received and read:

Report of the Committee on Administration of Criminal Justice

April 26, 2006

To the Speaker and Members of the House of Representatives:

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

House Bill No. 75, by Cazayoux
Reported favorably. (9-0) (Regular)

House Bill No. 79, by Townsend
Reported with amendments. (10-0) (Regular)

House Bill No. 168, by J.D. Smith
Reported by substitute. (10-0) (Regular)

House Bill No. 217, by Townsend
Reported with amendments. (10-0) (Regular)

House Bill No. 374, by Martiny
Reported favorably. (10-0) (Regular)

House Bill No. 379, by Martiny
Reported favorably. (11-0) (Regular)

House Bill No. 381, by Martiny
Reported favorably. (10-0) (Regular)

House Bill No. 426, by Wooton
Reported with amendments. (8-0) (Regular)

House Bill No. 618, by Martiny
Reported by substitute. (10-0) (Regular)

House Bill No. 1043, by Greene
Reported favorably. (10-0) (Regular)

House Bill No. 1162, by Cazayoux
Reported favorably. (9-0) (Regular)

Senate Bill No. 126, by Jones
Reported favorably. (9-0) (Regular)

Senate Bill No. 128, by Jones
Reported favorably. (11-0) (Regular)

Senate Bill No. 401, by Jones
Reported with amendments. (9-0) (Regular)

Senate Bill No. 572, by Jones
Reported favorably. (9-0) (Regular)

DANIEL MARTINY
Chairman

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

Report of the Committee on Education

April 26, 2006

To the Speaker and Members of the House of Representatives:

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

House Bill No. 717, by Salter
Reported favorably. (11-0) (Regular)

House Bill No. 1119, by Crane
Reported with amendments. (9-0) (Regular)

House Bill No. 1332, by Townsend
Reported favorably. (12-0) (Regular)

CARL CRANE
Chairman

Report of the Committee on Health and Welfare

April 26, 2006

To the Speaker and Members of the House of Representatives:

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

House Concurrent Resolution No. 1, by Waddell
Reported with amendments. (10-0)

House Concurrent Resolution No. 127, by Durand
Reported with amendments. (10-0)

House Bill No. 797, by K. Carter
Reported with amendments. (12-0) (Regular)

House Bill No. 1193, by Baldone
Reported with amendments. (11-0) (Regular)

SYDNE MAE DURAND
Chairman

Report of the Committee on House and Governmental Affairs

April 26, 2006

To the Speaker and Members of the House of Representatives:

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

House Bill No. 193, by LaFonta
Reported favorably. (9-0) (Regular)

House Bill No. 482, by Gray
Reported favorably. (5-4) (Regular)

House Bill No. 641, by Jefferson
Reported favorably. (5-4) (Regular)

House Bill No. 674, by Waddell
Reported with amendments. (9-0) (Regular)

House Bill No. 909, by Bruneau
Reported with amendments. (7-0) (Regular)

CHARLES D. LANCASTER, JR.
Chairman

Report of the Committee on Insurance

April 26, 2006

To the Speaker and Members of the House of Representatives:

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

House Bill No. 250, by K. Carter
Reported with amendments. (14-0) (Regular)

House Bill No. 340, by K. Carter
Reported with amendments. (15-0) (Regular)

House Bill No. 487, by K. Carter
Reported favorably. (14-0) (Regular)

House Bill No. 790, by LaBruzzo
Reported by substitute. (11-0) (Regular)

House Bill No. 1036, by Tucker
Reported with amendments. (15-0) (Regular)

House Bill No. 1268, by Farrar
Reported favorably. (10-0) (Regular)

KAREN CARTER
Chair

Report of the Committee on Natural Resources

April 26, 2006

To the Speaker and Members of the House of Representatives:

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

House Bill No. 91, by Farrar
Reported with amendments. (11-0-1) (Regular)

House Bill No. 835, by J.D. Smith
Reported favorably. (9-0-1) (Regular)

House Bill No. 836, by J. D. Smith
Reported favorably. (9-0-1) (Regular)

House Bill No. 1052, by J. D. Smith
Reported with amendments. (10-0-1) (Regular)

House Bill No. 1069, by Pierre
Reported favorably. (9-0-1) (Regular)

House Bill No. 1229, by Baudoin
Reported with amendments. (10-0-1) (Regular)

Senate Bill No. 12, by Romero
Reported favorably. (9-0-1) (Regular)

Senate Bill No. 153, by Ellington
Reported favorably. (10-0-1) (Regular)

Senate Bill No. 364, by Romero
Reported favorably. (9-0-1) (Regular)

Senate Bill No. 366, by Romero
Reported favorably. (8-0-1) (Regular)

Senate Bill No. 548, by Ellington
Reported favorably. (10-0-1) (Regular)

WILFRED PIERRE
Chairman

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

Report of the Committee on Retirement

April 26, 2006

To the Speaker and Members of the House of Representatives:

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

House Bill No. 45, by Triche
Reported with amendments. (7-0) (Regular)

House Bill No. 178, by Schneider
Reported favorably. (8-0) (Regular)

House Bill No. 763, by Waddell
Reported favorably. (7-0) (Regular)

House Bill No. 922, by Schneider
Reported with amendments. (7-2) (Regular)

House Bill No. 1039, by Triche
Reported with amendments. (7-0) (Regular)

M.P. SCHNEIDER III
Chairman

Privileged Report of the Legislative Bureau

April 26, 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. 507
Reported without amendments.

Senate Bill No. 563
Reported without amendments.

Respectfully submitted,

CHARLES MCDONALD
Chairman

Privileged Report of the Committee on Enrollment

April 26, 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. 44—
BY REPRESENTATIVES GRAY AND JEFFERSON
A RESOLUTION

To commend the efforts of the Links, Incorporated and to recognize April 25, 2006, as Louisiana Links Day at the Capitol.

HOUSE RESOLUTION NO. 45—
BY REPRESENTATIVE SALTER
A RESOLUTION

To commend the Anacoco High School boys varsity basketball team and Head Coach Keith Waddell for their accomplishments while competing in the 2006 Louisiana High School Athletic Association Class B state basketball championship.

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 26, 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. 123—
BY REPRESENTATIVE FRITH

A CONCURRENT RESOLUTION

To commend Manning J. "Pete" Broussard upon his retirement from the Louisiana Department of Agriculture and Forestry after twenty-six years of service.

HOUSE CONCURRENT RESOLUTION NO. 124—

BY REPRESENTATIVES SCHNEIDER, ALARIO, ALEXANDER, ANSARDI, ARNOLD, BADON, BALDONE, BARROW, BAUDOIN, BAYLOR, BEARD, BOWLER, BRUCE, BRUNEAU, BURNS, BURRELL, K. CARTER, R. CARTER, CAZAYOUX, CRANE, CRAVINS, CROWE, CURTIS, DAMICO, DANIEL, DARTEZ, DEWITT, DOERGE, DORSEY, DOVE, DOWNS, DURAND, ERDEY, FANNIN, FARRAR, FAUCHEUX, FRITH, GALLOT, GEYMANN, GLOVER, GRAY, GREENE, E. GUILLORY, M. GUILLORY, HAMMETT, HARRIS, HEATON, HEBERT, HILL, HONEY, HOPKINS, HUNTER, HUTTER, JACKSON, JEFFERSON, JOHNS, KATZ, KENNARD, KENNEY, KLECKLEY, LABRUZZO, LAFLEUR, LAFONTA, LAMBERT, LANCASTER, MARCHAND, MARTINY, MCDONALD, MCVEA, MONTGOMERY, MORRELL, MORRISH, ODINET, PIERRE, PINAC, PITRE, M. POWELL, T. POWELL, QUEZAIRE, RICHMOND, RITCHIE, ROBIDEAUX, ROMERO, SALTER, SCALISE, SMILEY, GARY SMITH, JACK SMITH, JANE SMITH, JOHN SMITH, ST. GERMAIN, STRAIN, THOMPSON, TOOMY, TOWNSEND, TRAHAN, TRICHE, TUCKER, WADDELL, WALKER, WALSWORTH, WHITE, WINSTON, AND WOOTON AND SENATORS ADLEY, AMEDEE, BAJOIE, BARHAM, BOASSO, BROOME, CAIN, CHAISSON, CHEEK, CRAVINS, DARDENNE, DUPLESSIS, DUPRE, ELLINGTON, FIELDS, FONTENOT, B. GAUTREAUX, N. GAUTREAUX, HEITMEIER, HINES, HOLLIS, JACKSON, JONES, KOSTELKA, LENTINI, MALONE, MARIONNEAUX, MCPHERSON, MICHOT, MOUNT, MURRAY, NEVERS, QUINN, ROMERO, SCHEDLER, SHEPHERD, SMITH, THEUNISSEN, AND ULLO

A CONCURRENT RESOLUTION

To express sincere and heartfelt condolences upon the death of Dr. Martin Dwight Woodin, former president of the Louisiana State University System, and to recognize his outstanding accomplishments and his legacy in higher education.

HOUSE CONCURRENT RESOLUTION NO. 129—
BY REPRESENTATIVE DURAND

A CONCURRENT RESOLUTION

To designate the month of May 2006 as Amyotrophic Lateral Sclerosis (ALS) Awareness Month.

HOUSE CONCURRENT RESOLUTION NO. 134—
BY REPRESENTATIVES LAFLEUR, BAUDOIN, CRAVINS, AND M. GUILLORY

A CONCURRENT RESOLUTION

To recognize Wednesday, April 26, 2006, as Imperial St. Landry - Evangeline Day.

Respectfully submitted,

DONALD RAY KENNARD
Chairman

The above House Concurrent Resolutions contained in the report were signed by the Speaker of the House and taken to the Senate by the Clerk of the House and were signed by the President of

the Senate and taken by the Clerk of the House to the Secretary of State in accordance with the rules of the House.

Suspension of the Rules

On motion of Rep. Martiny, the rules were suspended to permit the Committee on Administration of Criminal Justice to consider the following legislative instruments that were not listed on the weekly committee schedule as required by House Rule 14.23:

House Bill No. 553

Suspension of the Rules

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

House Bill Nos. 318, 456, 550, 665, and 1289

Leave of Absence

Rep. Wooton - 1 day

Adjournment

On motion of Rep. Kenney, at 4:58 P.M., the House agreed to adjourn until Thursday, April 27, 2006, at 1:00 P.M.

The Speaker of the House declared the House adjourned until 1:00 P.M., Thursday, April 27, 2006.

ALFRED W. SPEER
Clerk of the House