

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

**THIRTY-SIXTH 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, May 31, 2006

The House of Representatives was called to order at 2:00 P.M. 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	Farrar	Morrell
Alario	Faucheux	Morrish
Alexander	Frith	Odinet
Ansardi	Gallot	Pierre
Arnold	Geymann	Pinac
Badon	Glover	Pitre
Baldone	Gray	Powell, M.
Barrow	Greene	Powell, T.
Baudoin	Guillory, E.	Quezaire
Baylor	Guillory, M.	Richmond
Beard	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
Chandler	Jackson	Smith, J.R.—30th
Crane	Jefferson	St. Germain
Cravins	Johns	Strain
Crowe	Katz	Thompson
Curtis	Kenney	Toomy
Damico	Kleckley	Townsend
Daniel	LaBruzzo	Trahan
Dartez	LaFleur	Triche
DeWitt	LaFonta	Tucker
Doerge	Lambert	Waddell
Dorsey	Lancaster	Walker
Dove	Marchand	Walsworth

Downs  
Durand  
Erdey  
Fannin  
Total - 104

Martiny  
McDonald  
McVea  
Montgomery

White  
Winston  
Wooton

ABSENT

Kennard  
Total - 1

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

**Prayer**

Prayer was offered by Rev. T. J. Jemison.

**Pledge of Allegiance**

Rep. Pierre 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. Cravins, the reading of the Journal was dispensed with.

On motion of Rep. Greene, the Journal of May 30, 2006, was adopted.

**Petitions, Memorials and  
Communications**

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

**Message from the Senate**

**HOUSE CONCURRENT RESOLUTIONS**

May 31, 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. 243  
Returned without amendments

House Concurrent Resolution No. 244  
Returned without amendments

House Concurrent Resolution No. 249  
Returned without amendments

House Concurrent Resolution No. 251  
Returned without amendments

Respectfully submitted,

GLENN A. KOEPP  
Secretary of the Senate

**Message from the Senate**

**ASKING CONCURRENCE IN  
SENATE CONCURRENT RESOLUTIONS**

May 31, 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. 107 and 108

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. 107—**  
BY SENATORS THEUNISSEN AND MOUNT AND REPRESENTATIVES GEYMAN, E. GUILLORY, JOHNS, KLECKLEY AND MORRISH  
A CONCURRENT RESOLUTION

To urge and request the Department of Transportation and Development to expedite the process to replace the Interstate 10 Calcasieu River Bridge and its approaches and to request law enforcement officials to strictly enforce the speed limit and lane usage by motorists on the bridge.

Read by title.

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

**SENATE CONCURRENT RESOLUTION NO. 108—**  
BY SENATOR SCHEDLER  
A CONCURRENT RESOLUTION

To acknowledge and commend the outstanding efforts of the Health Services Recovery Council and its affiliated health planning groups serving the significantly impacted parishes of Cameron, Jefferson, Orleans, Plaquemines, St. Bernard, and St. Tammany, and the Greater Baton Rouge Area; recognize the Health Services Recovery Council as an integral part of this state's efforts to restore the health system and protect the health of our citizens; and urge and request the Health Services Recovery Council to continue to focus on the health care, mental health, and dental health care needs within their parishes, pursue broad regional coordination of resources within their parishes, pursue broad regional coordination across facility types and across their parishes, represent and speak on behalf of their parishes before the Legislature and at Louisiana Recovery Authority meetings or before other state or federal entities, coordinate with local community-based and state level planning efforts, serve as the coordinating council to identify and provide clear expectations for their parishes' health care recovery, serve on behalf of the residents of their parish and meet with such residents to ascertain their health care needs, and plan for future hurricane needs.

Read by title.

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

**House and House Concurrent Resolutions**

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

**HOUSE CONCURRENT RESOLUTION NO. 242—**  
BY REPRESENTATIVE TRICHE  
A CONCURRENT RESOLUTION

To authorize and request the Louisiana State Law Institute to study certain issues relating to the co-ownership of property and make recommendations to the legislature prior to the 2007 Regular Session.

Read by title.

Under the rules, the above resolution was referred to the Committee on Civil Law and Procedure.

**HOUSE CONCURRENT RESOLUTION NO. 246—**  
BY REPRESENTATIVES MORRISH AND STRAIN  
A CONCURRENT RESOLUTION

To direct the Department of Health and Hospitals to promptly transfer state general funds to the LSU School of Veterinary Medicine for arbovirus testing.

Read by title.

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

**HOUSE CONCURRENT RESOLUTION NO. 247—**  
BY REPRESENTATIVE DEWITT  
A CONCURRENT RESOLUTION

To suspend until sixty days after final adjournment of the 2007 Regular Session of the Legislature of Louisiana certain provisions of R.S. 40:1379.3(P) and LAC 55:1307(D)(4), relative to statewide concealed handgun permits; to suspend provisions providing for educational requirements for renewal of the permits; and to provide for related matters.

Read by title.

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

**HOUSE CONCURRENT RESOLUTION NO. 248—**  
BY REPRESENTATIVE DEWITT  
A CONCURRENT RESOLUTION

To amend LAC 55:1307(D)(4), relative to concealed handgun permits; to provide that actual live range fire and proper handgun cleaning procedures are the only additional educational requirements necessary to renew a concealed handgun permit.

Read by title.

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

**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. 248—**  
BY SENATOR MCPHERSON  
AN ACT

To enact R.S. 15:574.23, relative to parole; to authorize the Board of Parole to release an offender on medically recommended intensive supervision; to require the promulgation of rules and regulations to administer the program; to require the department to work with Department of Health and Hospitals to assure the use of Medicare and Medicaid funding for the operation of such 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. 607—**  
BY SENATORS FONTENOT, ADLEY, BOASSO, CRAVINS, DARDENNE, N. GAUTREAUX, HOLLIS AND QUINN AND REPRESENTATIVES HEBERT, RICHMOND, JACK SMITH AND TRICHE  
AN ACT

To amend and reenact R.S. 29:726(E)(20), 729(E)(13), and 733.1 and to enact R.S. 29:726(E)(21) and 729(E)(14), relative to emergency preparedness; to provide additional authorities and responsibilities to the office of homeland security and emergency preparedness and to parish homeland security and

emergency preparedness agencies relative to a disaster operation plan for service animals and household pets; to provide for limitation of liability of emergency personnel and owners and operators of facilities used for shelter of household pets and service animals in emergencies; and to provide for related matters.

Read by title.

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

**SENATE BILL NO. 749 (Substitute of Senate Bill No. 335 By Senator Nevers)—**

BY SENATORS NEVERS AND HINES  
AN ACT

To enact Subpart A-3 of Part III of Chapter 1 of Title 17 of the Louisiana Revised Statutes of 1950, comprised of R.S. 17:187.1 through 187.5, relative to public schools and school children; to provide for articulated and reciprocal technical training for shared students; to provide legislative findings and purposes; to provide definitions; to provide for the establishment of programs of dual enrollment of students in public secondary schools and institutions under the jurisdiction of the Board of Supervisors of Louisiana Community and Technical Colleges; to provide for the duties and responsibilities of the State Board of Elementary and Secondary Education, the Board of Supervisors of Louisiana Community and Technical Colleges, the city, parish, or other local public school boards, and the governing boards of public schools not under the jurisdiction of a local board; to provide relative to the funding for dual enrollment; and to provide for related matters.

Read by title.

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

**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. 1399 (Substitute for House Bill No. 974 by Representative Gray)—**

BY REPRESENTATIVE GRAY  
AN ACT

To enact Part VIII of Chapter 14 of Title 33 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 33:5001 through 5005, relative to inclusionary zoning for affordable housing; to authorize and permit any municipality or parish with land use or zoning ordinances or regulations to adopt ordinances for inclusionary zoning for affordable housing; to provide definitions; to provide relative to such ordinances; to provide for reports; and to provide for related matters.

Read by title.

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

Under the rules, placed on the regular calendar.

**Senate Instruments on Second Reading  
Returned from the Legislative Bureau**

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

**SENATE BILL NO. 67—**

BY SENATOR CRAVINS

AN ACT

To amend and reenact R.S. 33:130.532(A)(2)(e) and 130.535(D)(1)(g), relative to the Hopkins Street Economic Development District; to provide for the board of commissioners and the senate member who serves on the board; to provide with respect to projects constructed in the district; to provide for an effective date; and to provide for related matters.

Read by title.

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

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

**SENATE BILL NO. 221—**

BY SENATOR MOUNT

AN ACT

To enact R.S. 33:4699.1(D), relative to commercial and residential development in the city of Lake Charles; to provide for commercial and residential development of certain lakefront property in the city of Lake Charles, subject to voter approval; to authorize the calling of a special election by the city; to provide for a separate election for any gaming operations; and to provide for related matters.

Read by title.

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

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

**SENATE BILL NO. 369—**

BY SENATOR CRAVINS

AN ACT

To enact R.S. 33:9038.28, relative to special districts; to authorize the governing authority of the town of Washington to create a special district; to grant to such district certain rights and powers, including the power to provide for tax increment financing and to incur debt and issue evidences of indebtedness; and to provide for related matters.

Read by title.

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

Reported with amendments by the Legislative Bureau.

The Legislative Bureau amendments were read as follows:

**LEGISLATIVE BUREAU AMENDMENTS**

Amendments proposed by Legislative Bureau to Reengrossed Senate Bill No. 369 by Senator Cravins

**AMENDMENT NO. 1**

On page 2, line 15, following "actual" and before "necessary" insert "and"

AMENDMENT NO. 2

On page 3, line 16, following "(5)" and before "officers" change "Appoint" to "To appoint"

AMENDMENT NO. 3

On page 4, line 7, following "(8)" and before "such" change "Establish" to "To establish"

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

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

Under the rules, placed on the regular calendar.

**SENATE BILL NO. 490—**  
BY SENATOR BARHAM

AN ACT

To amend and reenact R.S. 33:2337(D), relative to municipalities and parishes; to provide for mutual aid between local law enforcement agencies responding to a disaster; and to provide for related matters.

Read by title.

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

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

**SENATE BILL NO. 623—**  
BY SENATOR SMITH

AN ACT

To enact R.S. 33:3838, relative to inspections of small community public water systems; to provide for definitions; to provide relative to engineering fees; to provide relative to time frames for approvals; and to provide for related matters.

Read by title.

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

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

**SENATE BILL NO. 634—**  
BY SENATOR CRAVINS

AN ACT

To enact R.S. 40:401.11, relative to municipal and parish housing authorities; to provide for membership and representation on the board; to provide for an effective date; and to provide for related matters.

Read by title.

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

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

**SENATE BILL NO. 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.

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

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

**SENATE BILL NO. 659—**  
BY SENATOR BARHAM

AN ACT

To amend and reenact R.S. 33:130.105(A), relative to the Morehouse Economic Development District; to increase the maximum rate of ad valorem tax which the district is authorized to levy; and to provide for related matters.

Read by title.

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

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

**Suspension of the Rules**

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

**House Bills and Joint Resolutions on Third Reading and Final Passage**

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

**Regular Calendar**

**HOUSE BILL NO. 408—**  
BY REPRESENTATIVE HUNTER

AN ACT

To amend and reenact R.S. 46:1606(B) and (D) and to enact R.S. 46:1606(E) and 1608(F), relative to councils on aging; to provide for the distribution of funds to parish councils on aging in the event of a disaster; to provide for an effective date; and to provide for related matters.

Read by title.

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative McDonald on behalf of the Legislative Bureau to Engrossed House Bill No. 408 by Representative Hunter

AMENDMENT NO. 1

On page 2, line 28, change "29:701" to "29:721"

AMENDMENT NO. 2

On page 3, line 11, change "29:701" to "29:721"

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

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Hunter to Engrossed House Bill No. 408 by Representative Hunter

AMENDMENT NO. 1

On page 1, line 2, change "46:1606(E)" to "46:1606(F)"

AMENDMENT NO. 2

On page 1, at the beginning of line 8, change "46:1606(E)" to "46:1606(F)"

AMENDMENT NO. 3

On page 2, between lines 25 and 26 insert asterisks

"\* \* \*"

AMENDMENT NO. 4

On page 2, at the beginning of line 26, change "E." to "F."

AMENDMENT NO. 5

On page 2, line 28, after "Assistance" delete the remainder of the line and insert "and Disaster Act (R.S. 29:721 et seq.)."

AMENDMENT NO. 6

On page 3, line 10, after "Emergency" delete the remainder of the line and delete line 11 in its entirety and insert "Assistance and Disaster Act (R.S. 29:721 et seq.)."

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

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

**ROLL CALL**

The roll was called with the following result:

YEAS

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

Arnold	Geymann	Pinac
Badon	Glover	Pitre
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.
Chandler	Hunter	Smith, J.D.-50th
Crane	Hutter	Smith, J.H.-8th
Cravins	Jefferson	Smith, J.R.-30th
Crowe	Johns	Strain
Curtis	Katz	Thompson
Damico	Kenney	Toomy
Daniel	Kleckley	Townsend
Dartez	LaBruzzo	Trahan
DeWitt	LaFonta	Triche
Doerge	Lambert	Tucker
Dorsey	Lancaster	Waddell
Dove	Marchand	Walker
Downs	Martiny	Walsworth
Durand	McDonald	White
Erdey	McVea	Winston
Fannin	Montgomery	Wooton

Total - 99

NAYS

Total - 0

ABSENT

Carter, R.	Jackson	LaFleur
Cazayoux	Kennard	St. Germain
Total - 6		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Hunter 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. 448—**  
BY REPRESENTATIVE MARCHAND  
AN ACT

To enact R.S. 9:3509.4, relative to deferments on loans; to authorize the expenditure of funds during certain emergencies or disasters to facilitate communication of certain information; to require a lender to obtain written approval of borrowers prior to certain deferments granted due to a declared disaster or emergency; to provide for an effective date; and to provide for related matters.

Read by title.

Rep. Marchand moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. Speaker	Frith	Morrish
Alario	Gallot	Odinet
Alexander	Geymann	Pierre
Arnold	Glover	Pinac

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Badon	Gray	Pitre
Baldone	Greene	Powell, M.
Barrow	Guillory, E.	Powell, T.
Baudoin	Guillory, M.	Quezaire
Beard	Hammett	Richmond
Bowler	Harris	Ritchie
Bruce	Heaton	Robideaux
Burns	Hebert	Romero
Burrell	Hill	Scalise
Carter, K.	Honey	Schneider
Carter, R.	Hopkins	Smiley
Chandler	Hunter	Smith, G.
Crane	Hutter	Smith, J.D.—50th
Cravins	Jefferson	Smith, J.H.—8th
Crowe	Johns	Smith, J.R.—30th
Damico	Katz	St. Germain
Daniel	Kenney	Strain
Dartez	Kleckley	Thompson
DeWitt	LaBruzzo	Toomy
Doerge	LaFonta	Townsend
Dorsey	Lambert	Trahan
Dove	Lancaster	Triche
Downs	Marchand	Tucker
Durand	Martiny	Waddell
Erdey	McDonald	Walsworth
Fannin	McVea	White
Farrar	Montgomery	Wooton
Faucheux	Morrell	
Total - 95		

NAYS

Total - 0

ABSENT

Ansardi	Curtis	Walker
Baylor	Jackson	Winston
Bruneau	Kennard	
Cazayoux	LaFleur	
Total - 10		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

**HOUSE BILL NO. 591—**  
BY REPRESENTATIVE CRANE

AN ACT

To amend and reenact R.S. 17:3802(C)(2)(a), relative to appropriations to the Board of Regents and to the State Board of Elementary and Secondary Education for administrative costs related to the Louisiana Quality Education Support Fund; to provide limitations; to provide an effective date; and to provide for related matters.

Read by title.

Rep. Crane moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. Speaker	Erdey	McVea
Alario	Fannin	Montgomery
Alexander	Farrar	Morrell

Ansardi	Faucheux	Odinet
Arnold	Frith	Pierre
Badon	Gallot	Pinac
Baldone	Glover	Pitre
Barrow	Gray	Quezaire
Baudoin	Guillory, E.	Richmond
Baylor	Guillory, M.	Romero
Bowler	Hammett	Scalise
Bruce	Harris	Schneider
Bruneau	Heaton	Smiley
Burrell	Hebert	Smith, G.
Carter, K.	Hill	Smith, J.D.—50th
Carter, R.	Honey	Smith, J.H.—8th
Cazayoux	Hopkins	Smith, J.R.—30th
Chandler	Hunter	St. Germain
Crane	Hutter	Strain
Cravins	Jefferson	Thompson
Curtis	Johns	Toomy
Damico	Katz	Townsend
Daniel	Kenney	Trahan
Dartez	Kleckley	Triche
DeWitt	LaBruzzo	Waddell
Doerge	LaFleur	Walker
Dorsey	LaFonta	White
Dove	Lancaster	Winston
Downs	Marchand	Wooton
Durand	Martiny	
Total - 89		

NAYS

Beard	Lambert	Robideaux
Crowe	McDonald	Tucker
Greene	Powell, M.	Walsworth
Total - 9		

ABSENT

Burns	Kennard	Ritchie
Geymann	Morrish	
Jackson	Powell, T.	
Total - 7		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

**Speaker Pro Tempore Dorsey in the Chair**

**HOUSE BILL NO. 657—**  
BY REPRESENTATIVE SALTER  
AN ACT

To amend and reenact Section 1 and to repeal Section 2 of Act No. 453 of the 2005 Regular Session of the Legislature, which authorizes the state of Louisiana to forgive certain debt due to the state from the Sabine River Authority; to provide for an effective date; and to provide for related matters.

Read by title.

Rep. Salter moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. Speaker	Fannin	Montgomery
Alario	Farrar	Morrell
Alexander	Faucheux	Odinet

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

Total - 95

NAYS

Total - 0

ABSENT

Arnold	Kennard	Smiley
DeWitt	Martiny	Wooton
Hammett	Morrish	
Jackson	Schneider	

Total - 10

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

**Speaker Salter in the Chair**

**Suspension of the Rules**

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

**HOUSE BILL NO. 877—**

BY REPRESENTATIVE DAMICO  
AN ACT

To enact R.S. 30:2014(D)(5), relative to solid waste; to provide for fees collected from certain solid waste facilities; to authorize the secretary of the Department of Environmental Quality to promulgate rules and regulations; and to provide for related matters.

Read by title.

Rep. Damico moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. Speaker	Downs	McDonald
Alario	Durand	McVea
Ansardi	Farrar	Montgomery
Arnold	Faucheux	Morrell
Badon	Gallot	Odinot
Baldone	Glover	Pierre
Barrow	Gray	Pinac
Baudoin	Guillory, E.	Pitre
Baylor	Guillory, M.	Powell, T.
Bruce	Hammett	Quezaire
Burns	Harris	Richmond
Burrell	Heaton	Ritchie
Carter, K.	Hebert	Smith, G.
Carter, R.	Hill	Smith, J.D.—50th
Cazayoux	Honey	Smith, J.H.—8th
Chandler	Hopkins	Smith, J.R.—30th
Crane	Hunter	St. Germain
Curtis	Jefferson	Thompson
Damico	Kenney	Toomy
Daniel	LaFleur	Townsend
Dartez	LaFonta	Waddell
DeWitt	Lancaster	Walker
Doerge	Marchand	Wooton
Dorsey	Martiny	

Total - 71

NAYS

Alexander	Hutter	Scalise
Bowler	Johns	Schneider
Bruneau	Katz	Smiley
Crowe	Kleckley	Strain
Dove	LaBruzzo	Trahan
Erdey	Lambert	Tucker
Fannin	Powell, M.	Walsworth
Geymann	Robideaux	White
Greene	Romero	Winston

Total - 27

ABSENT

Beard	Jackson	Triche
Cravins	Kennard	
Frith	Morrish	

Total - 7

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

The title of the above bill was read and adopted.

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

**HOUSE BILL NO. 1028—**

BY REPRESENTATIVE HOPKINS  
AN ACT

To enact R.S. 42:808(A)(11) and 851(Q), relative to state group benefits programs; to provide that certain former members of the legislature shall be eligible for group benefits programs; and to provide for related matters.

Read by title.

**Motion**

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

Notice of Intention to Call

Pursuant to House Rule No. 8.26(A), Rep. Hopkins gave notice of his intention to call House Bill No. 1028 from the calendar for future action.

HOUSE BILL NO. 1188— BY REPRESENTATIVE LAFONTA AN ACT

To amend and reenact R.S. 45:844.43(1) and to enact R.S. 45:844.43(21) and (22) and 844.45(C), relative to the Local Government Fair Competition Act; to provide for definitions; to provide for certain exemptions from the requirements of the Local Government Fair Competition Act; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative LaFonta to Engrossed House Bill No. 1188 by Representative LaFonta

AMENDMENT NO. 1

On page 1, line 16, after "means" and before "high-speed" insert "a system of interconnected computers with"

AMENDMENT NO. 2

On page 2, line 1, after "means" and before "high-speed" insert "services to a consumer that provide"

AMENDMENT NO. 3

On page 2, line 9, after "when" delete the remainder of the line and insert "all of the following occur:"

AMENDMENT NO. 4

On page 2, line 10, after "(1)" delete "Free" and insert "The service is provided free"

AMENDMENT NO. 5

On page 2, line 11, after "jurisdiction" delete the remainder of the line and insert a period "."

AMENDMENT NO. 6

On page 2, line 12, after "(2)" delete "Without" and insert "The service is provided without"

AMENDMENT NO. 7

On page 2, line 13, after "Internet" delete the remainder of the line and insert a period "."

AMENDMENT NO. 8

On page 2, line 14, after "(3)" delete "For" and insert "The service is provided for"

On motion of Rep. LaFonta, the amendments were adopted. Rep. LaFonta moved the final passage of the bill, as amended.

ROLL CALL

The roll was called with the following result:

YEAS

Table listing names of members who voted 'YEAS' in two columns. Includes Mr. Speaker, Alario, Alexander, Ansardi, Arnold, Baldone, Barrow, Baudoin, Baylor, Beard, Bowler, Bruce, Bruneau, Burns, Burrell, Carter, K., Carter, R., Cazayoux, Chandler, Crane, Crowe, Curtis, Damico, Daniel, Dartez, DeWitt, Doerge, Dorsey, Dove, Downs, Durand, Erdey, Fannin, Farrar, Faucheux, Frith, Geymann, Glover, Gray, Greene, Guillory, E., Guillory, M., Hammett, Harris, Heaton, Hebert, Hill, Honey, Hunter, Hutter, Jefferson, Johns, Katz, Kenney, Kleckley, LaBruzzo, LaFleur, LaFonta, Lambert, Lancaster, Marchand, Martiny, McDonald, McVea, Morrell, Odinet, Pierre, Pinac, Pitre, Powell, M., Powell, T., Quezaire, Richmond, Ritchie, Robideaux, Romero, Scalise, Schneider, Smiley, Smith, G., Smith, J.D.-50th, Smith, J.H.-8th, Smith, J.R.-30th, St. Germain, Strain, Thompson, Toomy, Townsend, Triche, Waddell, Walker, White, Winston, Wooton.

Total - 94

NAYS

Table listing names of members who voted 'NAYS': Tucker, Walsworth.

Total - 2

ABSENT

Table listing names of members who were 'ABSENT': Badon, Cravins, Gallot, Hopkins, Jackson, Kennard, Montgomery, Morrish, Trahan.

Total - 9

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. LaFonta 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. 1287— BY REPRESENTATIVES GRAY, ALEXANDER, CHANDLER, T. POWELL, AND WALKER AN ACT

To enact R.S. 17:1687, relative to tuition and fee exemptions at public postsecondary education institutions; to exempt certain persons previously in the state's foster care program from the payment of tuition and mandatory fee amounts at such institutions; to provide eligibility criteria; to provide for the duration of such exemptions; to provide for verification of foster care status; to provide for effectiveness; to provide relative to implementation; and to provide for related matters.

Read by title.

**Motion**

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

**Notice of Intention to Call**

Pursuant to House Rule No. 8.26(A), Rep. Gray gave notice of her intention to call House Bill No. 1287 from the calendar for future action.

**HOUSE BILL NO. 1397 (Substitute Bill for House Bill No. 911 by Representative DeWitt)—**  
BY REPRESENTATIVE DEWITT

AN ACT

To enact R.S. 18:1505.2(S) and R.S. 49:258.1, relative to state contracts; to authorize the attorney general to enter into contingent fee contracts with private attorneys; to provide for definitions; to provide for approval of such contracts; to provide relative to recordkeeping; to provide for limitations on such contingent fee contracts; to prohibit the attorney general from accepting certain contributions; to prohibit an attorney or a law firm who has entered into a certain contract with the attorney general from making contributions; and to provide for related matters.

Read by title.

**Motion**

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

**Notice of Intention to Call**

Pursuant to House Rule No. 8.26(A), Rep. DeWitt gave notice of his intention to call House Bill No. 1397 from the calendar for future action.

**HOUSE BILL NO. 273—**  
BY REPRESENTATIVE ARNOLD

AN ACT

To amend and reenact R.S. 11:2259(A)(Option 4), relative to the Firefighters' Retirement System; to provide regarding the retirement benefit option allowing a member to designate a person to receive a predetermined amount of benefits; to provide an effective date; and to provide for related matters.

Read by title.

Rep. Arnold moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

YEAS

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

Burrell	Hill	Smiley
Carter, K.	Honey	Smith, G.
Carter, R.	Hunter	Smith, J.D.—50th
Cazayoux	Hutter	Smith, J.H.—8th
Chandler	Jackson	Smith, J.R.—30th
Crane	Jefferson	St. Germain
Cravins	Johns	Strain
Crowe	Katz	Thompson
Curtis	Kenney	Toomy
Daniel	Kleckley	Townsend
Dartez	LaBruzzo	Trahan
DeWitt	LaFleur	Tucker
Doerge	LaFonta	Waddell
Dorsey	Lambert	Walker
Dove	Lancaster	Walsworth
Downs	Marchand	White
Durand	Martiny	Winston
Erdey	McDonald	Wooton
Fannin	McVea	

Total - 98

NAYS

Total - 0

ABSENT

Badon	Kennard	Triche
Damico	Morrish	
Hopkins	Pitre	
Total - 7		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

**HOUSE BILL NO. 300—**  
BY REPRESENTATIVE DANIEL  
AN ACT

To enact R.S. 11:710(E), relative to the employment of certain retired members of the Teachers' Retirement System of Louisiana; to provide for the employment of certain retired members who were employed by a Louisiana public postsecondary education institution subject to certain limitations; to provide for benefits; to provide for the forfeiture of employer and employee contributions; to provide for effectiveness; and to provide for related matters.

Read by title.

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Daniel to Engrossed House Bill No. 300 by Representative Daniel

AMENDMENT NO. 1

On page 1, line 2, after "certain" and before "of the" change "retired members" to "retirees"

AMENDMENT NO. 2

On page 1, at the beginning of line 4, change "retired members" to "retirees"

AMENDMENT NO. 3

On page 1, line 17, after "retires" delete the remainder of the line and delete lines 18 through 20, and insert "with thirty or more years of"

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creditable service at any age, or with twenty-five or more years of creditable service and who has attained age fifty-five, or with ten or more years of creditable service and who has attained age sixty, exclusive of unused accumulated sick leave and unused accumulated annual leave, may be reemployed pursuant to this Subsection by such institution immediately following the effective date of his retirement for a period not to exceed thirty-six months, as further provided in this Subsection; however, during any fiscal year of reemployment pursuant to this Subsection, the"

AMENDMENT NO. 4

On page 2, line 4, after "Index" and before "Urban" delete "for all" and insert in lieu thereof a comma "," and "U.S. City Average for All"

AMENDMENT NO. 5

On page 2, line 5, after "any" and before "year" insert "fiscal"

AMENDMENT NO. 6

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

"(3) The actuarial costs of the provisions of this Subsection shall be amortized over fifteen years and paid exclusively by the Louisiana public postsecondary education institutions who are defined in R.S. 11:701(11) as "employers"."

AMENDMENT NO. 7

On page 2, at the beginning of line 14, change "(3)" to "(4)"

AMENDMENT NO. 8

On page 2, line 15, after "retiree" and before "reemployed" delete "who is"

AMENDMENT NO. 9

On page 2, line 15, after "Subsection" and before "completion" delete "upon" and insert in lieu thereof "who remains reemployed after"

AMENDMENT NO. 10

On page 2, between lines 16 and 17, insert:

"(5) This Subsection shall not apply to anyone whose initial reemployment following retirement is on or after July 1, 2008."

AMENDMENT NO. 11

On page 2, line 17, after "Section 2." delete "(A)"

AMENDMENT NO. 12

On page 2, delete lines 22 and 23 in their entirety

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

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. Speaker	Fannin	McVea
Alario	Farrar	Montgomery
Alexander	Faucheux	Morrell

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

NAYS

Schneider  
Total - 1

ABSENT

Kennard  
Total - 2

Morrish

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Daniel 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. 672—**  
BY REPRESENTATIVE CURTIS

AN ACT

To amend and reenact R.S. 11:788(B)(2)(a) and (3), relative to the Deferred Retirement Option Plan Account of the Teachers' Retirement System of Louisiana; to provide for the time period during which certain members may make a one-time option to redeposit amounts disbursed; and to provide for related matters.

Read by title.

**Motion**

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

**HOUSE BILL NO. 682—**  
BY REPRESENTATIVES K. CARTER, JEFFERSON, AND GRAY  
AN ACT

To amend and reenact R.S. 27:247, relative to the casino support services contract; to provide for the execution of such contract; to require legislative appropriation to fully fund the contract; to provide for an effective date; and to provide for related matters.

Read by title.

**Motion**

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

**HOUSE BILL NO. 693—**

BY REPRESENTATIVE JOHNS

**AN ACT**

To amend and reenact R.S. 40:972, 973(A), (C), (E), (F), (G)(1) and (2)(a), 974(A)(introductory paragraph) and (C), 975(A)(introductory paragraph) and (5), (B) through (E), and (G)(1) and (3), 976, 977, 984(introductory paragraph), 986(B)(introductory paragraph) and (3)(b), 988(A)(introductory paragraph), (B), and (C), 990(C), 992(A)(introductory paragraph), (B)(introductory paragraph), and (C) through (E), and 994, relative to controlled dangerous substances licenses; to provide for the transfer of the authority to issue licenses from the Department of Health and Hospitals to the Louisiana Board of Pharmacy; to provide for a fee schedule; to provide for administrative and enforcement exceptions; and to provide for related matters.

Read by title.

Rep. Johns moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

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

Total - 103

**NAYS**

Total - 0

**ABSENT**

Kennard  
Total - 2  
Morrish

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

The title of the above bill was read and adopted.

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

**HOUSE BILL NO. 672—**

BY REPRESENTATIVE CURTIS

**AN ACT**

To amend and reenact R.S. 11:788(B)(2)(a) and (3), relative to the Deferred Retirement Option Plan Account of the Teachers' Retirement System of Louisiana; to provide for the time period during which certain members may make a one-time option to redeposit amounts disbursed; and to provide for related matters.

Called from the calendar.

Read by title.

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Schneider to Engrossed House Bill No. 672 by Representative Curtis

AMENDMENT NO. 1

On page 1, line 5, before "and" insert "to provide limitations on monies eligible for redeposit; to provide certain conditions for implementation;"

AMENDMENT NO. 2

On page 2, line 1, after "member" delete the comma "," and insert "provided the monies are eligible for rollover under 26 U.S.C.A.408(d)(3)."

AMENDMENT NO. 3

On page 2, between lines 7 and 8, insert the following:

"Section 2. R.S. 11:788(B)(2) and (3) as amended and reenacted by this Act shall be implemented only upon a ruling by the federal Internal Revenue Service stating that those provisions will not cause a loss of the Teachers' Retirement System's tax qualified status."

AMENDMENT NO. 4

On page 2, at the beginning of line 8, delete "Section 2." and insert "Section 3."

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

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. Speaker	Farrar	Morrell
Alario	Faucheux	Odinet
Alexander	Frith	Pierre

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

Total - 103

NAYS

Total - 0

ABSENT

Kennard  
Total - 2

Morrish

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Curtis 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. 1012—**  
BY REPRESENTATIVE HEATON  
AN ACT

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

Read by title.

Rep. Heaton moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. Speaker	Fannin	Montgomery
Alario	Farrar	Morrell
Alexander	Faucheux	Morrish

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

Total - 99

NAYS

Total - 0

ABSENT

Bowler	Kennard	Scalise
Katz	Lambert	Schneider

Total - 6

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

**HOUSE BILL NO. 1018—**  
BY REPRESENTATIVE SCHNEIDER AND SENATOR B. GAUTREUX  
AN ACT

To amend and reenact R.S. 11:2178(B)(1)(b), (C)(1), (K)(introductory paragraph) and (1), and (M), relative to Sheriffs' Pension and Relief Fund; to provide for the calculation of final average compensation; to provide with respect to the funding of and limitations on cost-of-living increases; to provide for a one-time adjustment in benefits for certain members subject to limitations; and to provide for related matters.

Read by title.

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Schneider to Engrossed House Bill No. 1018 by Representative Schneider

AMENDMENT NO. 1

On page 3, line 17, after "(c)(i)" delete "Effective July 1, 2006, any" and insert "Any"

AMENDMENT NO. 2

On page 3, line 17, after "retires" insert "on or after July 1, 2006, and before July 1, 2007,"

AMENDMENT NO. 3

On page 3, line 20, after "(ii)" delete "Effective July 1, 2007, any" and insert "Any"

AMENDMENT NO. 4

On page 3, line 20, after "retires" insert "on or after July 1, 2007,"

AMENDMENT NO. 5

On page 3, line 23, after "(iii)" delete "Any" and insert "Notwithstanding Items (i) and (ii) of this Subparagraph, any"

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

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

**ROLL CALL**

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Baudoin	Hunter	Kenney
Hammett	Kennard	
Total - 5		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Schneider 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. 1077—**  
BY REPRESENTATIVE FARRAR  
AN ACT

To enact R.S. 11:811(F), relative to Teachers' Retirement System of Louisiana; to provide for service credit and retirement eligibility for members paid from school food service funds; to provide with respect to administrative error; to provide for refund of contributions; and to provide for related matters.

Read by title.

Rep. Farrar moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. Speaker	Farrar	Morrell
Alario	Faucheux	Morrish
Alexander	Frith	Odinot
Ansardi	Gallot	Pierre
Arnold	Geymann	Pinac
Badon	Glover	Pitre
Baldone	Gray	Powell, M.
Barrow	Greene	Powell, T.
Baudoin	Guillory, E.	Quezaire
Baylor	Guillory, M.	Richmond
Beard	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
Chandler	Jackson	Smith, J.R.—30th
Crane	Jefferson	St. Germain
Cravins	Johns	Strain
Crowe	Katz	Thompson
Curtis	Kenney	Toomy
Damico	Kleckley	Townsend
Daniel	LaBruzzo	Trahan
Dartez	LaFleur	Triche
DeWitt	LaFonta	Tucker
Doerge	Lambert	Waddell
Dorsey	Lancaster	Walker
Dove	Marchand	Walsworth
Downs	Martiny	White
Durand	McDonald	Winston
Erdey	McVea	Wooton
Fannin	Montgomery	
Total - 104		

NAYS

Total - 0

ABSENT

Kennard
Total - 1

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The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Farrar 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. 1314— BY REPRESENTATIVE TOWNSEND AN ACT

To amend and reenact R.S. 22:191(5)(d) and (e), (14)(introductory paragraph), and (18)(b), 192(A)(5) and (B), 195, and 197(C)(1) and to enact R.S. 22:191(5)(f), 192(C), 197(D)(5), and 200.1, relative to viatical settlements; to provide with respect to definitions; to provide relative to revocation or denial of licensure as a viatical settlement provider, viatical settlement broker, or viatical settlement investment agent; to provide with respect to prohibited practices; to provide relative to fraud prevention and control; to provide for applicability; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative McDonald on behalf of the Legislative Bureau to Engrossed House Bill No. 1314 by Representative Townsend

AMENDMENT NO. 1

On page 3, line 27, before "It" insert "(1)(a)"

AMENDMENT NO. 2

On page 4, line 2, following "certifies" delete "the remainder of the line and delete line 3 in its entirety"

AMENDMENT NO. 3

On page 4, line 13, change "(1)(a) The viator" to "and"

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns of names: Mr. Speaker, Farrar, Morrell, Alario, Fauchaux, Morrish, Alexander, Frith, Odinet, Ansardi, Gallot, Pierre, Arnold, Geymann, Pinac, Badon, Glover, Pitre, Baldone, Gray, Powell, M., Barrow, Greene, Powell, T., Baudoin, Guillory, E., Quezaire, Baylor, Guillory, M., Richmond, Beard, Hammett, Ritchie, Bowler, Harris, Robideaux, Bruce, Heaton, Romero, Bruneau, Hebert, Scalise, Burns, Hill, Schneider

Table with 3 columns of names: Burrell, Honey, Smiley, Carter, K., Hopkins, Smith, G., Carter, R., Hunter, Smith, J.D.-50th, Cazayoux, Hutter, Smith, J.H.-8th, Chandler, Jackson, Smith, J.R.-30th, Crane, Jefferson, St. Germain, Cravins, Johns, Strain, Curtis, Katz, Thompson, Damico, Kenney, Toomy, Daniel, Kleckley, Townsend, Dartez, LaBruzzo, Trahan, DeWitt, LaFleur, Triche, Doerge, Lambert, Tucker, Dorsey, Lancaster, Waddell, Dove, Marchand, Walker, Downs, Martiny, Walsworth, Durand, McDonald, White, Erdey, McVea, Winston, Fannin, Montgomery, Wooton

Total - 102

NAYS

Total - 0

ABSENT

Table with 3 columns: Crowe, Kennard, LaFonta, Total - 3

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

HOUSE BILL NO. 624— BY REPRESENTATIVE WINSTON AN ACT

To enact R.S. 40:1501.6, relative to fire protection districts in St. Tammany Parish; to prohibit the levy and collection of certain ad valorem taxes by such districts in areas which have been annexed by the city of Covington; to provide for exceptions; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Strain to Engrossed House Bill No. 624 by Representative Winston

AMENDMENT NO. 1

On page 2, line 14, change "2006;" to "2010." and delete the remainder of the line and delete lines 15 and 16 in their entirety.

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns of names: Mr. Speaker, Farrar, Morrish, Alario, Fauchaux, Odinet, Alexander, Frith, Pierre

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

Total - 103

NAYS

Total - 0

ABSENT

Hunter Kennard

Total - 2

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Winston 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.

### Notice of Intention to Call

Pursuant to House Rule No. 8.26(A), Rep. Richmond gave notice of his intention to call House Bill No. 741 from the calendar for future action.

### HOUSE BILL NO. 1108— BY REPRESENTATIVE MARCHAND AN ACT

To enact Chapter 13-G of Title 33 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 33:4720.91.1, relative to the Lower Ninth Ward Improvement Authority; to create the authority as a state agency within the office of the governor; to provide for the membership and the powers and duties of the authority; to provide for the use of funds by the authority; and to provide for related matters.

Read by title.

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

### HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Marchand to Engrossed House Bill No. 1108 by Representative Marchand

#### AMENDMENT NO. 1

On page 2, delete lines 14 and 15 and insert the following:

"(g) The New Orleans City Councilperson from District E or his designee. Any such designee shall be a resident of the Lower Ninth Ward."

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

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

### HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Marchand to Engrossed House Bill No. 1108 by Representative Marchand

#### AMENDMENT NO. 1

On page 1, line 3, after "R.S. 33:4720.91.1," and before "relative to" insert "and R.S. 36:4(B)(1)(r),"

#### AMENDMENT NO. 2

On page 2, line 1, after "D." and before "(1)" insert "Composition."

#### AMENDMENT NO. 3

On page 4, between lines 9 and 10, insert the following:

"Section 2. R.S. 36:4(B)(1)(r) is hereby enacted to read as follows:

§4. Structure of executive branch of state government

\* \* \*

B. The office of the governor shall be in the executive branch of state government.

(1) The following agencies and their powers, duties, functions, and responsibilities are hereby transferred to the office of the governor:

\* \* \*

(r) The Lower Ninth Ward Improvement Authority (R.S. 33:4720.91.1)

\* \* \*"

#### AMENDMENT NO. 4

On page 4, line 10, change "Section 2." to "Section 3."

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

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

### HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Bruneau to Engrossed House Bill No. 1108 by Representative Marchand

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## AMENDMENT NO. 1

On page 1, line 6, after "authority;" insert "to provide relative to the records of the authority;"

## AMENDMENT NO. 2

On page 4, between lines 9 and 10, insert the following:

"F. Public records. Notwithstanding any contrary provision of R.S. 44:5, all records of the authority shall be public records subject to examination, inspection, copying, and reproduction in accordance with R.S. 44:1 et seq."

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

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

### HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Daniel to Engrossed House Bill No. 1108 by Representative Marchand

## AMENDMENT NO. 1

On page 1, at the end of line 5, delete "to provide" and at the beginning of line 6, delete "for the use of funds by the authority;"

## AMENDMENT NO. 2

On page 4, delete lines 7 through 9 in their entirety

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

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

### HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Bruneau to Engrossed House Bill No. 1108 by Representative Marchand

## AMENDMENT NO. 1

On page 4, line 3, after "Ward." add: "However, the authority shall not have the power to acquire property by expropriation."

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

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

### ROLL CALL

The roll was called with the following result:

#### YEAS

Mr. Speaker	Dorsey	LaFonta
Alario	Farrar	Marchand
Ansardi	Frith	Morrell
Arnold	Gallot	Odinot
Badon	Glover	Pierre
Baldone	Gray	Pinac
Barrow	Guillory, E.	Powell, T.
Baudoin	Guillory, M.	Quezaire
Baylor	Hammatt	Richmond
Bruce	Harris	Ritchie
Bruneau	Heaton	Romero
Burrell	Hebert	Smith, G.
Carter, K.	Hill	Smith, J.D.—50th

Carter, R.	Honey	Smith, J.R.—30th
Cazayoux	Hopkins	St. Germain
Cravins	Hunter	Strain
Curtis	Hutter	Thompson
Dartez	Jackson	Townsend
DeWitt	Jefferson	Triche
Doerge	LaFleur	Walker
Total - 60		

#### NAYS

Alexander	Greene	Powell, M.
Beard	Johns	Robideaux
Bowler	Katz	Scalise
Burns	Kenney	Schneider
Crane	Kleckley	Smiley
Crowe	LaBruzzo	Smith, J.H.—8th
Daniel	Lambert	Toomy
Dove	Lancaster	Trahan
Downs	Martiny	Tucker
Durand	McDonald	Waddell
Erdey	McVea	Walsworth
Fannin	Morrish	Winston
Geymann	Pitre	Wooton
Total - 39		

#### ABSENT

Chandler	Faucheux	Montgomery
Damico	Kennard	White
Total - 6		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

### Suspension of the Rules

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

### HOUSE BILL NO. 1345— BY REPRESENTATIVE MARCHAND AN ACT

To enact Chapter 13-G of Title 33 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 33:4720.91.1, relative to the Gentilly Improvement Authority; to create the authority as a state agency within the office of the governor; to provide for the membership and the powers and duties of the authority; to provide for the use of funds by the authority; and to provide for related matters.

Read by title.

### Motion

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

### HOUSE BILL NO. 1356— BY REPRESENTATIVE HARRIS AN ACT

To enact R.S. 33:2740.64, relative to neighborhood development districts; to authorize the creation of such districts by the governing authorities of certain parishes and provide for their governance, powers, and duties; to provide for the levy of taxes and issuance of debt for such districts, in accordance with a plan submitted to and approved by the parish governing authority; and to provide for related matters.

Read by title.

**Motion**

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

**Suspension of the Rules**

On motion of Rep. Martiny, the rules were suspended in order to take up and consider Special Order of the Day at this time.

**Special Order of the Day**

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

**SENATE BILL NO. 33—**

BY SENATORS NEVERS, ELLINGTON, B. GAUTREAUX, N. GAUTREAUX, MOUNT, ROMERO AND SCHEDLER  
AN ACT

To amend and reenact R.S. 14:87, to enact R.S. 40:1299.30 and to repeal R.S. 40:1299.31 through R.S. 40:1299.35.18, relative to abortion; to prohibit abortion of a human being, except when necessary to save the life of the mother; to provide for criminal consequences for violations; to provide for the act to only become effective upon the occurrence of certain events; to provide for severability; and to provide for related matters.

Read by title.

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Martiny to Reengrossed Senate Bill No. 33 by Senator Nevers

**AMENDMENT NO. 1**

Delete Amendment No. 5 in the set of House Committee Amendments proposed by the Administration of Criminal Justice Committee and adopted by the House on May 23, 2006.

**AMENDMENT NO. 2**

On page 1, line 4, after "mother;" and before the semicolon ";" insert "and when necessary to prevent substantial risk of death or permanent impairment under certain circumstances;"

**AMENDMENT NO. 3**

On page 2, delete lines 24 and 25 in their entirety

**AMENDMENT NO. 4**

On page 2, line 26, delete "Subsection C of this Section." and insert in lieu thereof the following:

"F. It shall not be a violation of Subsection C of this Section for a licensed physician to perform a medical procedure necessary in reasonable medical judgment to prevent the death or substantial risk of death due to a physical condition, or to prevent the serious, permanent impairment of a life-sustaining organ of a pregnant woman."

**AMENDMENT NO. 5**

On page 2, at the end of line 28, change "conventional" to "reasonable"

**AMENDMENT NO. 6**

On page 4, after line 11, insert the following:

"(3) The physician terminates a pregnancy by performing a medical procedure necessary in reasonable medical judgment to prevent the death or substantial risk of death due to a physical condition, or to prevent the serious, permanent impairment of a life-sustaining organ of a pregnant woman."

**AMENDMENT NO. 7**

On page 2, line 24 of House Committee Amendment No. 12 proposed by the House Committee on Administration of Criminal Justice and adopted by the House on May 23, 2006, change "conception" to "fertilization"

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

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Walker to Reengrossed Senate Bill No. 33 by Senator Nevers

**AMENDMENT NO. 1**

On page 1, line 2, after "enact" and before "R.S." insert "R.S. 14:43.6 and"

**AMENDMENT NO. 2**

On page 1, line 3, after "abortion" and before the semicolon ";" insert "and certain sex offenses"

**AMENDMENT NO. 3**

On page 1, line 6, after "events;" and before "to" insert "to provide for penalties for certain sex offenses;"

**AMENDMENT NO. 4**

On page 3, line 26, after "Section 2." and before "R.S." insert "R.S. 14:43.6 is hereby enacted and"

**AMENDMENT NO. 5**

On page 3, between lines 26 and 27 insert the following:

"§43.6. Physical castration as penalty for convictions of certain sex offenses; penalties for failure

(A) Notwithstanding any other provision of law to the contrary, upon conviction, as a first offender, of one or more of the sexual offenses defined in R.S. 14:42, 42.1, 43, 78, 78.1 the court shall sentence the offender to undergo physical castration.

B. If a defendant whom the court has sentenced to physical castration fails to appear as required by the Department of Public Safety and Corrections for purposes of conducting the surgery, then the defendant shall be guilty of a felony and shall be sentenced to a term of imprisonment of not less than three years nor more than five years without benefit of probation, parole, or suspension of sentence.

**Point of Order**

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

**Ruling of the Chair**

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

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

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representatives DeWitt and Daniel to Reengrossed Senate Bill No. 33 by Senator Nevers

AMENDMENT NO. 1

Delete Amendment No. 5 in the set of House Committee Amendments proposed by the Administration of Criminal Justice Committee and adopted by the House on May 23, 2006.

AMENDMENT NO. 2

On page 1, line 4, after "mother;" and before the semicolon ";" insert "and when necessary to prevent substantial risk of death or permanent impairment under certain circumstances;"

AMENDMENT NO. 3

On page 1, line 6, after "severability;" and before "and" insert "to provide for exceptions;"

AMENDMENT NO. 4

On page 2, delete lines 24 and 25 in their entirety

AMENDMENT NO. 5

On page 2, line 26, delete "Subsection C of this Section." and insert in lieu thereof the following:

"F. (1) It shall not be a violation of Subsection C of this Section for a licensed physician to perform a medical procedure necessary in reasonable medical judgment to prevent the death or substantial risk of death due to a physical condition, or to prevent the serious, permanent impairment of a life-sustaining organ of a pregnant woman."

AMENDMENT NO. 6

On page 2, at the end of line 28, change "conventional" to "reasonable"

AMENDMENT NO. 7

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

"(2) It shall not be unlawful for a physician to perform a medical procedure provided for in Subsection C of this Section if performed under the following circumstances:

(a) The physician terminates a pregnancy which is the result of incest as defined in R.S. 14:78, provided the crime is reported to law enforcement officials and the abortion is performed within thirteen weeks of conception.

(b) The physician terminates a pregnancy which is the result of rape as defined in either R.S. 14:42, R.S. 14:42.1, or R.S. 14:43 and in which all of the following requirements are met prior to the pregnancy termination:

(i) The rape victim obtains a physical examination and/or treatment from a physician other than the physician who is to terminate the pregnancy within five days of the rape to determine whether she was pregnant prior to the rape and to prevent pregnancy and venereal disease, unless the rape victim is incapacitated to such

a degree that she is unable to obtain this examination. If the victim is unable to obtain the examination due to such incapacity, then an examination shall be performed within five days after the incapacity is removed; and

(ii) The rape victim reports the rape to law enforcement officials within seven days of the rape unless the victim is incapacitated to such a degree that she is unable to report the rape. If the victim is unable to report the rape due to such incapacity, then a report shall be made within seven days after the incapacity is removed; and

(ii) The abortion is performed within thirteen weeks of conception."

AMENDMENT NO. 8

On page 4, after line 11, insert the following:

"(3) The physician terminates a pregnancy by performing a medical procedure necessary in reasonable medical judgment to prevent the death or substantial risk of death due to a physical condition, or to prevent the serious, permanent impairment of a life-sustaining organ of a pregnant woman.

(4) The physician terminates a pregnancy which is the result of rape as defined in either R.S. 14:42, R.S. 14:42.1, or R.S. 14:43 and in which all of the following requirements are met prior to the pregnancy termination:

(a) The rape victim obtains a physical examination and/or treatment from a physician other than the physician who is to terminate the pregnancy within five days of the rape to determine whether she was pregnant prior to the rape and to prevent pregnancy and venereal disease, unless the rape victim is incapacitated to such a degree that she is unable to obtain this examination. If the victim is unable to obtain the examination due to such incapacity, then an examination shall be performed within five days after the incapacity is removed; and

(b) The rape victim reports the rape to law enforcement officials within seven days of the rape unless the victim is incapacitated to such a degree that she is unable to report the rape. If the victim is unable to report the rape due to such incapacity, then a report shall be made within seven days after the incapacity is removed; and

(c) The abortion is performed within thirteen weeks of conception.

(5) The physician terminates a pregnancy which is the result of incest as defined in R.S. 14:78, provided the crime is reported to law enforcement officials and the abortion is performed within thirteen weeks of conception.

C. (1) Prior to the performance of any abortion under Subsection (B)(3) or (B)(4) of this Section, the physician who is to perform the abortion shall obtain from the victim a statement in writing verifying that she has obtained the physical examination and shall obtain written verification by a law enforcement official that the victim reported the rape to law enforcement officials as required under this Section.

(2) Every physician who conducts a physical examination of a rape victim within five days of the rape shall immediately, upon written request of either the victim or the physician who is to perform the abortion on the victim, provide to the victim or the requesting physician written verification of his examination.

(3) Every law enforcement official who receives a report of a rape victim within seven days of the rape or receives a report of

incest shall immediately, upon written request of either the victim or the physician who is to perform the abortion, provide to the victim or requesting physician written verification of the report which was made to the official."

AMENDMENT NO. 9

On page 2, line 17, delete "C." and insert "D."

AMENDMENT NO. 10

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

"(1) "Law enforcement official or officer" means any peace officer or agency empowered to enforce the law in criminal matters within his or its respective jurisdiction, including but not limited to a state police officer, sheriff, constable, local police officer, and district attorney."

AMENDMENT NO. 11

On page 2, at the beginning of line 23, change "(1)" to "(2)"

AMENDMENT NO. 12

On page 2, at the beginning of line 25, change "(2)" to "(3)"

AMENDMENT NO. 13

On page 2, after line 26, insert the following:

"(4) "Conception" means the contact of spermatozoan with the ovum."

AMENDMENT NO. 14

On page 2, at the beginning of line 28, change "D." to "E."

**Motion**

Rep. Kenney moved to end consideration of amendments.

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

Which motion was agreed to.

Rep. DeWitt moved the adoption of the amendments.

Rep. Martiny objected.

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. Speaker	Downs	Marchand
Ansardi	Gallot	McVea
Arnold	Gray	Montgomery
Badon	Hammett	Morrell
Baylor	Harris	Pierre
Burrell	Heaton	Pitre
Carter, K.	Honey	Quezaire
Carter, R.	Hopkins	Richmond
Curtis	Hunter	Smith, G.
Daniel	Jackson	Tucker
DeWitt	Jefferson	Walker
Dorsey	LaFonta	Winston
Total - 36		

**NAYS**

Alario	Faucheux	Powell, T.
Alexander	Frith	Ritchie
Baldone	Geymann	Robideaux
Barrow	Greene	Romero
Baudoin	Guillory, E.	Scalise
Beard	Guillory, M.	Schneider
Bowler	Hebert	Smiley
Bruce	Hill	Smith, J.D.--50th
Bruneau	Hutter	Smith, J.H.--8th
Burns	Johns	Smith, J.R.--30th
Cazayoux	Katz	St. Germain
Chandler	Kenney	Strain
Crane	Kleckley	Thompson
Cravins	LaBruzzo	Toomy
Crowe	LaFleur	Townsend
Damico	Lambert	Trahan
Dartez	Lancaster	Triche
Doerge	Martiny	Waddell
Dove	McDonald	Walsworth
Durand	Morrish	White
Erdey	Odinet	Wooton
Fannin	Pinac	
Farrar	Powell, M.	
Total - 67		

**ABSENT**

Glover	Kennard
Total - 2	

The amendments were rejected.

**Suspension of the Rules**

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

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Walker to Reengrossed Senate Bill No. 33 by Senator Nevers

AMENDMENT NO. 1

On page 1, line 2, after "enact" and before "R.S." insert "R.S. 37:1224.2 and"

AMENDMENT NO. 2

On page 1, line 6, after "severability;" and before "and" insert "permit requirements;"

AMENDMENT NO. 3

On page 6, between lines 2 and 3, insert:

"Section 3. R.S. 37:1224.2 is hereby enacted to read as follows:

§37:1224.2. Permit requirements

A. It is the intent of the legislature to extend prescriptive authority to licensed pharmacists only for the purpose of prescribing emergency contraception and not for any other prescription medications or controlled substances. It is further the intent of the legislature that the duration of this limited grant of authority shall extend only until such time as emergency contraception becomes available to the public without the requirement of a prescription.

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B. For the purposes of this section, "emergency contraception" means any drug or device approved by the Food and Drug Administration that prevents pregnancy after sexual intercourse, except that "emergency contraception" shall not include RU-486, Mifepristone, or any other drug that induces a medication abortion.

C. On or after the effective date of this Act, a pharmacist shall be authorized but shall not be required to prescribe emergency contraception."

## AMENDMENT NO. 4

On page 6, line 3, change "Section 3" to "Section 4" and on line 4, change "Section 4" to "Section 5"

### **Point of Order**

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

### **Ruling of the Chair**

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

Rep. Walker moved the adoption of the amendments.

Rep. Martiny objected.

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

### **ROLL CALL**

The roll was called with the following result:

#### **YEAS**

Badon	Gray	Quezaire
Baylor	Hammett	Richmond
Burrell	Honey	St. Germain
Carter, K.	Jackson	Triche
Daniel	Jefferson	Walker
DeWitt	LaFonta	Winston
Dorsey	Marchand	
Gallot	Morrell	
Total - 22		

#### **NAYS**

Mr. Speaker	Fannin	Odinet
Alario	Farrar	Pierre
Alexander	Faucheux	Pinac
Ansardi	Frith	Pitre
Arnold	Geymann	Powell, M.
Baldone	Greene	Powell, T.
Barrow	Guillory, E.	Ritchie
Baudoin	Guillory, M.	Robideaux
Beard	Harris	Romero
Bowler	Heaton	Scalise
Bruce	Hebert	Schneider
Bruneau	Hill	Smiley
Burns	Hunter	Smith, G.
Carter, R.	Hutter	Smith, J.D.—50th
Cazayoux	Johns	Smith, J.H.—8th
Chandler	Katz	Smith, J.R.—30th
Crane	Kenney	Strain
Cravins	Kleckley	Thompson
Crowe	LaBruzzo	Toomy
Curtis	LaFleur	Townsend
Damico	Lambert	Trahan

Dartez	Lancaster	Tucker
Doerge	Martiny	Waddell
Dove	McDonald	Walsworth
Downs	McVea	White
Durand	Montgomery	Wooton
Erdey	Morrish	
Total - 80		

ABSENT

Glover	Hopkins	Kennard
Total - 3		

The amendments were rejected.

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

### **HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Martiny to Reengrossed Senate Bill No. 33 by Senator Nevers

#### AMENDMENT NO. 1

In House Floor Amendment No. 1 proposed by the Legislative Bureau and adopted by the House on May 22, 2006, on page 1, line 2, after "No." change "1" to "3"

#### AMENDMENT NO. 2

In House Floor Amendment No. 1 proposed by the Legislative Bureau and adopted by the House on May 22, 2006, on page 1, line 3, after "on line" change "2" to "7"

#### AMENDMENT NO. 3

In House Floor Amendment No. 2 proposed by the Legislative Bureau and adopted by the House on May 22, 2006, on page 1, line 6, after "No." change "2" to "4"

#### AMENDMENT NO. 4

In House Floor Amendment No. 2 proposed by the Legislative Bureau and adopted by the House on May 22, 2006, on page 1, line 7, after "on line" change "8" to "14"

#### AMENDMENT NO. 5

Delete House Floor Amendment No. 3 proposed by the Legislative Bureau and adopted by the House on May 22, 2006.

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

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

### **HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Winston to Reengrossed Senate Bill No. 33 by Senator Nevers

#### AMENDMENT NO. 1

On page 1, line 2, after "1299.30 and" insert "R.S. 46.1055.1 and"

#### AMENDMENT NO. 2

On page 1, line 6, after "severability;" and before "and to" insert "to provide for emergency contraception;"

#### AMENDMENT NO. 3

On page 6, between lines 2 and 3, insert;

"Section 3. R.S. 46:1055.1 is hereby enacted to read as follows:

§1055.1. Hospital Service Districts

A. The following terms as used in this Section shall have the following meanings:

(1) "Emergency contraception" means any drug or device approved by the Food and Drug Administration that prevents pregnancy after sexual intercourse.

(2) "Emergency care to sexual assault victims" means medical examinations, procedures, or services provided at a health care facility to a sexual assault victim following an alleged rape.

(3) "Rape" as it is defined in R.S. 14:41.

(4) "Rape victim" means a female who alleges or is alleged to have been raped and presents herself as a patient.

(5) "Medically and factually accurate and objective" means information supported by the weight of research conducted in compliance with accepted scientific methods and recognized as accurate and objective by leading professional organizations and agencies with relevant expertise in the field.

B. It shall be the standard of care for hospitals that provide emergency care to rape victims to:

(1) Provide each rape victim with medically and factually accurate and objective written and oral information about emergency contraception, prepared pursuant to Paragraph (A)(5) of this Section;

(2) Orally inform each rape victim of her option to be provided emergency contraception at the hospital; and

(3) Provide the complete regimen of emergency contraception immediately at the hospital to each rape victim who requests it.

C. Each hospital shall ensure that each person who provides care to sexual assault victims is provided with medically and factually accurate and objective information about emergency contraception.

D. In addition to any remedies at common law, the Louisiana Department of Health & Hospitals shall respond to complaints and shall periodically determine whether hospitals are complying with this Section. The Louisiana Department of Health & Hospitals may use all investigative tools available to it to verify compliance with this Act. If the Louisiana Department of Health & Hospitals determines that a hospital is not in compliance with this Section."

AMENDMENT NO. 4

On page 6, line 3, change "Section 3" to "Section 4"

AMENDMENT NO. 5

On page 6, line 4, change "Section 4" to "Section 5"

**Point of Order**

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

**Ruling of the Chair**

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

**Motion**

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

As a substitute motion, Rep. Michael Powell moved to end consideration of amendments.

Rep. Richmond objected.

By a vote of 58 yeas and 39 nays, the House agreed to end consideration of amendments.

Rep. Winston moved the adoption of the amendments.

Rep. Martiny objected.

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Ansardi	Dorsey	LaFonta
Arnold	Gallot	Marchand
Badon	Gray	Morrell
Baylor	Hammett	Pierre
Burrell	Harris	Pitre
Carter, K.	Heaton	Quezaire
Carter, R.	Honey	Richmond
Cazayoux	Hunter	Triche
Curtis	Hutter	Tucker
Daniel	Jackson	Walker
DeWitt	Jefferson	Winston
Total - 33		

**NAYS**

Mr. Speaker	Farrar	Pinac
Alario	Faucheux	Powell, M.
Alexander	Frith	Powell, T.
Baldone	Geymann	Ritchie
Barrow	Greene	Robideaux
Baudoin	Guillory, E.	Romero
Beard	Guillory, M.	Scalise
Bowler	Hebert	Schneider
Bruce	Hill	Smiley
Bruneau	Johns	Smith, G.
Burns	Katz	Smith, J.D.-50th
Chandler	Kenney	Smith, J.H.-8th
Crane	Kleckley	Smith, J.R.-30th
Cravins	LaBruzzo	St. Germain
Crowe	LaFleur	Strain
Damico	Lambert	Thompson
Dartez	Lancaster	Toomy
Doerge	Martiny	Townsend
Dove	McDonald	Trahan
Downs	McVea	Waddell
Durand	Montgomery	Walsworth
Erdey	Morrish	White
Fannin	Odinet	Wooton
Total - 69		

**ABSENT**

Glover	Hopkins	Kennard
Total - 3		

The amendments were rejected.

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. Speaker	Fauchoux	Pinac
Alario	Frith	Pitre
Alexander	Geymann	Powell, M.
Ansardi	Greene	Powell, T.
Arnold	Guillory, E.	Ritchie
Baldone	Guillory, M.	Robideaux
Barrow	Hammett	Romero
Baudoin	Heaton	Scalise
Beard	Hebert	Schneider
Bowler	Hill	Smiley
Bruce	Hopkins	Smith, G.
Bruneau	Hunter	Smith, J.D.—50th
Burns	Hutter	Smith, J.H.—8th
Carter, R.	Jackson	Smith, J.R.—30th
Cazayoux	Johns	St. Germain
Chandler	Katz	Strain
Crane	Kenney	Thompson
Cravins	Kleckley	Toomy
Crowe	LaBruzzo	Townsend
Curtis	LaFleur	Trahan
Damico	Lambert	Triche
Dartez	Lancaster	Tucker
Doerge	Martiny	Waddell
Dove	McDonald	Walsworth
Downs	McVea	White
Durand	Montgomery	Winston
Erdey	Morrish	Wooton
Fannin	Odinet	
Farrar	Pierre	
Total - 85		

**NAYS**

Badon	Gallot	Marchand
Baylor	Gray	Morrell
Burrell	Harris	Quezaire
Carter, K.	Honey	Richmond
Daniel	Jefferson	Walker
Dorsey	LaFonta	
Total - 17		

**ABSENT**

DeWitt	Glover	Kennard
Total - 3		

The Chair declared the above bill was finally passed.

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

**Senate Bills and Joint Resolutions on Third Reading and Final Passage**

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

**Regular Calendar**

**Suspension of the Rules**

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

**SENATE BILL NO. 740—**  
BY SENATORS QUINN AND MURRAY  
AN ACT

To amend and reenact R.S. 22:629 and to enact R.S. 22:658.3, relative to insurance claims; to provide relative to certain time limits of actions; to extend the time for filing certain insurance claims for damages arising from hurricane activity; and to provide for related matters.

Read by title.

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Morrell to Reengrossed Senate Bill No. 740 by Senator Quinn

AMENDMENT NO. 1

On page 1, line 4, after "activity;" insert "to authorize the attorney general to seek a declaratory judgment to determine the constitutionality of this Act;"

AMENDMENT NO. 2

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

"Section 2. The legislature finds and declares that questions of law may be raised by persons or industries with respect to the constitutionality of some or all of the provisions of this Act and the public welfare requires that such questions of law be resolved expeditiously prior to the time as such insurance claims would otherwise be forever barred. The legislature further finds that the remedy of declaratory judgment to determine the constitutionality of the provisions of this Act should be immediately made available in order to avoid confusion by the public. Therefore, the attorney general shall institute an action within ten days of the effective date of this Act in the Nineteenth Judicial District Court seeking a declaratory judgment to determine the constitutionality of this Act. The commissioner of insurance shall be served with a copy of the proceeding and be entitled to be heard. In the interest of further expediting this procedure, the Nineteenth Judicial District Court, First Circuit Court of Appeal, and the Louisiana Supreme Court are urged to minimize all unnecessary delays and may suspend all applicable rules of court in contravention hereof and for this limited purpose."

AMENDMENT NO. 3

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

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

**Acting Speaker John Smith in the Chair**

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Ansardi	Dorsey	Lancaster
Arnold	Gray	Marchand
Badon	Hebert	Morrell
Barrow	Honey	Morrish
Baylor	Hunter	Pinac

Bruneau  
Burns  
Burrell  
Carter, K.  
Curtis  
Total - 28

Hutter  
Jackson  
Jefferson  
Kenney  
LaFleur

Quezaire  
Richmond  
Toomy

**NAYS**

Alario  
Alexander  
Baldone  
Baudoin  
Beard  
Bowler  
Bruce  
Carter, R.  
Cazayoux  
Chandler  
Crane  
Cravins  
Damico  
Daniel  
DeWitt  
Doerge  
Downs  
Durand  
Erdey  
Total - 56

Fannin  
Farrar  
Faucheux  
Frith  
Gallot  
Greene  
Guillory, E.  
Guillory, M.  
Hill  
Johns  
Katz  
Kleckley  
Lambert  
McVea  
Montgomery  
Odinet  
Pitre  
Powell, M.  
Powell, T.

Ritchie  
Robideaux  
Smiley  
Smith, G.  
Smith, J.D.-50th  
Smith, J.H.-8th  
Smith, J.R.-30th  
Strain  
Thompson  
Townsend  
Trahan  
Triche  
Tucker  
Walker  
Walsworth  
White  
Winston  
Wooton

**ABSENT**

Mr. Speaker  
Crowe  
Dartez  
Dove  
Geymann  
Glover  
Hammett  
Total - 21

Harris  
Heaton  
Hopkins  
Kennard  
LaBruzzo  
LaFonta  
Martiny

McDonald  
Pierre  
Romero  
Scalise  
Schneider  
St. Germain  
Waddell

The Chair declared the above bill failed to pass.

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

**Notice of Intention to Call**

Pursuant to House Rule No. 8.26(A), Rep. Hopkins gave notice of his intention to call House Bill No. 817 from the calendar for future action.

**Suspension of the Rules**

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

**Petitions, Memorials and Communications**

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

**Message from the Senate**

**APPOINTMENT OF CONFERENCE COMMITTEE**

May 31, 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. 676: Senators Ellington, Dupre, and Barham.

Respectfully submitted,

GLENN A. KOEPP  
Secretary of the Senate

**Message from the Senate**

**APPOINTMENT OF CONFERENCE COMMITTEE**

May 31, 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. 1133: Senators Amedee, Marionneaux, and B. Gautreaux.

Respectfully submitted,

GLENN A. KOEPP  
Secretary of the Senate

**Message from the Senate**

**ASKING CONCURRENCE IN SENATE CONCURRENT RESOLUTIONS**

May 31, 2006

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

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

Senate Concurrent Resolution No. 109

Respectfully submitted,

GLENN A. KOEPP  
Secretary of the Senate

**Message from the Senate**

**SENATE BILLS**

May 31, 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. 445, 673, and 708

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. 445—**  
BY SENATOR JACKSON

AN ACT

To enact R.S. 40:600.26(G) and (H), relative to the Louisiana Housing Trust Fund Act of 2003; to provide for housing needs in declared disaster areas as a result of hurricanes Katrina and Rita; to provide for the priority of housing citizens who were displaced in a declared disaster area as a result of hurricanes Katrina and Rita; to provide for an effective date; and to provide for related matters.

Read by title.

**SENATE BILL NO. 673—**  
BY SENATOR MALONE

AN ACT

To enact R.S. 38:2212(T), relative to letting contracts; to require certain disclosures prior to a public entity entering into a contract for certain public work; to require submission of certain information; to provide certain terms, conditions and requirements; to provide certain penalties; and to provide for related matters.

Read by title.

**SENATE BILL NO. 708—**  
BY SENATOR MURRAY

AN ACT

To amend and reenact R.S. 11:3366, 3370(A), 3378(A)(1)(c) through (f) and (h) and (2)(a) through (c), 3383(A), and 3384(B), relative to retirement; to provide with respect to the Firefighters' Pension and Relief Fund in the City of New Orleans; to provide for service credit and benefits; to provide for military service credit; to provide for use of excess interest earnings; to provide for survivor benefits; to provide for minimum benefits; to provide for computation of benefits; to provide for an effective date; and to provide for related matters.

Read by title.

**Message from the Senate**

**SIGNED SENATE CONCURRENT RESOLUTIONS**

May 31, 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 No. 101

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**

May 31, 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. 525 and 655

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.

**Conference Committee Reports Received**

Conference Committee Reports were received for the following legislative instruments:

House Bill No. 1133

House Bill No. 66

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

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

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

**HOUSE RESOLUTION NO. 83—**  
BY REPRESENTATIVE DORSEY

A RESOLUTION

To recognize Thursday, June 8, 2006, as Girl Scouts of the USA Day at the Louisiana State Capitol.

Read by title.

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

**HOUSE RESOLUTION NO. 84—**  
BY REPRESENTATIVE FARRAR

A RESOLUTION

To commend Dr. and Mrs. George E. Hearn for fifty years of marriage.

Read by title.

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

**HOUSE RESOLUTION NO. 85—**

BY REPRESENTATIVE RICHMOND

**A RESOLUTION**

To commend the National Black Home Educators and to recognize the benefits of home education and the positive and successful learning experience that it provides for many African-American families in Louisiana and the nation.

Read by title.

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

**HOUSE RESOLUTION NO. 86—**

BY REPRESENTATIVE DURAND

**A RESOLUTION**

To urge and request the Department of Health and Hospitals, in conjunction with the Department of Insurance, to study the implementation of Act 269 of the 2004 Regular Session and report to the House Committees on Health and Welfare and Insurance on the status of the implementation.

Read by title.

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

**HOUSE CONCURRENT RESOLUTION NO. 252—**

BY REPRESENTATIVE GRAY

**A CONCURRENT RESOLUTION**

To recognize the activities of the New Orleans Foster Care Awareness Campaign in bringing attention to the needs of foster families.

Read by title.

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

Ordered to the Senate.

**HOUSE CONCURRENT RESOLUTION NO. 253—**

BY REPRESENTATIVE KATZ

**A CONCURRENT RESOLUTION**

To express sincere and heartfelt condolences upon the death of Dr. August G. Danti, professor emeritus at the University of Louisiana at Monroe and an active community volunteer.

Read by title.

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

Ordered to the Senate.

**HOUSE CONCURRENT RESOLUTION NO. 254—**

BY REPRESENTATIVE CROWE

**A CONCURRENT RESOLUTION**

To urge and request the Department of Health and Hospitals to maximize the federal disproportionate share funding in order to meet the health care needs of individuals located in areas affected by Hurricanes Katrina and Rita which have been impacted by the closure of Charity Hospital in New Orleans.

Read by title.

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

Ordered to the Senate.

**HOUSE CONCURRENT RESOLUTION NO. 255—**

BY REPRESENTATIVE ARNOLD

**A CONCURRENT RESOLUTION**

To urge and request the Crescent City Connection Division of the Department of Transportation and Development to request authorization from bond holders to provide free passage on the bridges and ferries it operates to disabled American veterans.

Read by title.

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

Ordered to the Senate.

**HOUSE CONCURRENT RESOLUTION NO. 256—**

BY REPRESENTATIVE JEFFERSON

**A CONCURRENT RESOLUTION**

To urge and request the Louisiana Recovery Authority to include in The Road Home Housing Program a mortgage assistance program for persons displaced by Hurricane Katrina or Rita.

Read by title.

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

Ordered to the Senate.

**HOUSE CONCURRENT RESOLUTION NO. 257—**

BY REPRESENTATIVE HUNTER

**A CONCURRENT RESOLUTION**

To extend the membership and time frame for completion of the duties of the Workers' Compensation Medical Reimbursement Task Force.

Read by title.

On motion of Rep. Hunter, and under a suspension of the rules, the above resolution was referred to the Committee on Labor and Industrial Relations, under the rules.

**HOUSE CONCURRENT RESOLUTION NO. 258—**

BY REPRESENTATIVE DURAND

**A CONCURRENT RESOLUTION**

To create the Health Services Recovery Council to coordinate its efforts with other hurricane recovery entities, including the Louisiana Recovery Authority task forces and the Louisiana Health Care Redesign Collaborative, to ensure that the council's activities and the implementation of local recovery plans are consistent with the state's long-term recovery principles.

Read by title.

Lies over under the rules.

**HOUSE CONCURRENT RESOLUTION NO. 259—**

BY REPRESENTATIVE DURAND AND SENATOR JACKSON

**A CONCURRENT RESOLUTION**

To reestablish the framework for regional health care consortiums created pursuant to Senate Concurrent Resolution No. 95 of the 2004 Regular Session.

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 Health and Welfare**

May 31, 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:

Senate Concurrent Resolution No. 103, by Hines  
Reported with amendments. (11-0)

Senate Bill No. 19, by McPherson  
Reported with amendments. (13-0) (Regular)

Senate Bill No. 451, by Broome  
Reported favorably. (12-0) (Regular)

Senate Bill No. 570, by Hines  
Reported with amendments. (7-6) (Regular)

SYDNE MAE DURAND  
Chairman

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

**Report of the Committee on House and Governmental Affairs**

May 31, 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 Concurrent Resolution No. 30, by Gray  
Reported favorably. (8-0)

House Concurrent Resolution No. 120, by Gray  
Reported with amendments. (9-0)

House Concurrent Resolution No. 166, by Durand  
Reported favorably. (6-0)

House Concurrent Resolution No. 206, by Martiny  
Reported favorably. (6-0)

CHARLES D. LANCASTER, JR.  
Chairman

**Report of the Committee on Insurance**

May 31, 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. 157, by K. Carter  
Reported with amendments. (13-0) (Regular)

Senate Bill No. 620, by Murray  
Reported favorably. (10-4-1) (Regular)

Senate Bill No. 685, by Ellington  
Reported favorably. (13-0) (Regular)

Senate Bill No. 732, by Cain  
Reported with amendments. (13-0) (Regular)

KAREN CARTER  
Chair

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

**Privileged Report of the Legislative Bureau**

May 31, 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. 296  
Reported with amendments.

Respectfully submitted,

CHARLES MCDONALD  
Chairman

**Privileged Report of the Committee on Enrollment**

May 31, 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. 82—**  
BY REPRESENTATIVE LAFLEUR

**A RESOLUTION**

To commend Walter Lee upon the celebration of his fifty years as clerk of court in Evangeline Parish and to recognize his outstanding accomplishments and singular contributions.

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**

May 31, 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. 65—**  
BY REPRESENTATIVES GARY SMITH AND SCHNEIDER  
**A CONCURRENT RESOLUTION**

To direct the Department of Public Safety and Corrections, office of state police, in conjunction with the Louisiana Highway Safety Commission to conduct a public awareness campaign informing the public that the left lane on multilane highways is for passing and to request state police to impose penalties for violations as provided by law.

**HOUSE CONCURRENT RESOLUTION NO. 77—**  
BY REPRESENTATIVES FANNIN, ALEXANDER, BADON, BARROW, CRANE, CROWE, DOWNS, GREENE, HONEY, M. POWELL, T. POWELL, TRAHAN, WALKER, AND WALSWORTH AND SENATORS DARDENNE, MOUNT, AND THEUNISSEN  
**A CONCURRENT RESOLUTION**

To urge and request the High School Redesign Commission to consider and include in its recommendations the role and

importance of vocational education programs in preparing high school students to pursue postsecondary education, industry-based training or certification, an apprenticeship, the military, or immediate entrance into a career field.

**HOUSE CONCURRENT RESOLUTION NO. 80—**  
BY REPRESENTATIVE JEFFERSON

A CONCURRENT RESOLUTION

To urge and request the Coastal Protection and Restoration Authority to study technology and strategies that are available and might be used to establish an integrated system of water management and hurricane protection in south Louisiana and to report its findings to the House and Senate Committees on Transportation, Highways and Public Works and to the Legislature of Louisiana prior to the 2008 Regular Session.

**HOUSE CONCURRENT RESOLUTION NO. 132—**  
BY REPRESENTATIVE KATZ

A CONCURRENT RESOLUTION

To urge and request the Department of Transportation and Development to erect signs indicating the location of Antique Alley in West Monroe and to facilitate the erection of the Monroe Garden Club welcome sign.

**HOUSE CONCURRENT RESOLUTION NO. 190 (Substitute for House Concurrent Resolution No. 103 by Representative Greene)—**

BY REPRESENTATIVE GREENE

A CONCURRENT RESOLUTION

To urge and request the Department of Transportation and Development to study the feasibility of incorporating into its five-year strategic plan a plan for the improvement of the appearance of state highways.

**HOUSE CONCURRENT RESOLUTION NO. 223—**  
BY REPRESENTATIVE CRANE

A CONCURRENT RESOLUTION

To urge and request the Board of Regents, in collaboration with the public postsecondary education management boards, to study the feasibility of the implementation by such management boards of an alternative leave program for unclassified and academic personnel employed in postsecondary education institutions under the respective jurisdiction of each board as an option to the sick and annual leave that is currently provided to such employees pursuant to state law and to report the study findings and recommendations, in writing, to the House Committee on Education and the Senate Committee on Education prior to the convening of the 2007 Regular Session.

**HOUSE CONCURRENT RESOLUTION NO. 228—**  
BY REPRESENTATIVE GRAY AND SENATOR MOUNT

A CONCURRENT RESOLUTION

To urge and request the Department of Social Services, office of community services, and the Department of Education to provide a plan for improved educational outcomes for students in foster care.

**HOUSE CONCURRENT RESOLUTION NO. 238—**  
BY REPRESENTATIVE FARRAR

A CONCURRENT RESOLUTION

To urge and request the Department of Public Safety and Corrections to work in conjunction with the Governor's Office of Elderly Affairs to study the feasibility of implementing a Silver Alert System to provide for an early warning system to help locate missing senior citizens and to report its findings prior to March 1, 2007.

**HOUSE CONCURRENT RESOLUTION NO. 239—**  
BY REPRESENTATIVE GLOVER

A CONCURRENT RESOLUTION

To urge and request the Louisiana Department of Culture, Recreation and Tourism to create a state heritage area program in order to recognize and distinguish significant cultural, historic, and natural resources.

**HOUSE CONCURRENT RESOLUTION NO. 241—**

BY REPRESENTATIVE FRITH

A CONCURRENT RESOLUTION

To commend Lanminh Pham upon being selected as the Spring 2006 Outstanding Graduate at the University of Louisiana at Lafayette.

Respectfully submitted,

DONALD RAY KENNARD  
Chairman

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

**Privileged Report of the Committee on Enrollment**

May 31, 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 Bills have been properly enrolled:

**HOUSE BILL NO. 21—**

BY REPRESENTATIVE LAFLEUR

AN ACT

To amend and reenact R.S. 15:556(2), relative to the Louisiana Sexual Assault Task Force; to provide relative to the reporting deadlines of the task force; and to provide for related matters.

**HOUSE BILL NO. 57—**

BY REPRESENTATIVE TOOMY

AN ACT

To amend and reenact R.S. 13:841(A)(introductory paragraph) and (1) through (10) and (D) and to repeal R.S. 13:841(A)(11) through (77) and (E), relative to fees the clerks of the district courts are entitled to receive in civil matters for services provided; to streamline the fees and services; to provide for a fee for marriage licenses and copies; to delete provisions authorizing a clerk to demand and receive additional fees in an amount not to exceed ten percent; to repeal certain fees of offices and services; to repeal provisions relating to service on the same person in the same proceeding but in more than one capacity; and to provide for related matters.

**HOUSE BILL NO. 70—**

BY REPRESENTATIVE DURAND

AN ACT

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

**HOUSE BILL NO. 72—**

BY REPRESENTATIVE LABRUZZO

AN ACT

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

**HOUSE BILL NO. 74—**

BY REPRESENTATIVE JOHNS

AN ACT

To amend and reenact Code of Criminal Procedure Articles 322(A) and 344(B)(1), (2), and (3), relative to the right to notice for a defendant's required appearance; to provide that the defendant may designate an agent to be served with the notice to appear; and to provide for related matters.

**HOUSE BILL NO. 85—**

BY REPRESENTATIVE T. POWELL

AN ACT

To amend and reenact R.S. 56:331(B)(introductory paragraph) and to enact R.S. 56:331(F), relative to the Crab Task Force; to provide for appointments to the task force; to require Senate confirmation of appointments; and to provide for related matters.

**HOUSE BILL NO. 90—**

BY REPRESENTATIVE GRAY

AN ACT

To amend and reenact Children's Code Articles 625, 644(A)(5), 684(D), (E), (F), and (G), 694(B), and 704(B) and to enact Children's Code Articles 644(A)(6) and (7) and 682(B)(4), relative to the diligent search for absent parents; to provide for the responsibility of parents involved in certain juvenile court proceedings to notify the department and their counsel of their whereabouts; to provide for the duty of a curator ad hoc to give notice to parents of their responsibility to keep their whereabouts known to their counsel and the department; to provide for the duty of parents to notify the court and counsel of contact information of alternative caregivers for their child; to provide for giving notice to persons before the court of their responsibility to give contact information of the parents and alternative caregivers; to provide for duties of the department; and to provide for related matters.

**HOUSE BILL NO. 121—**

BY REPRESENTATIVES JOHNS AND CROWE AND SENATOR BROOME

AN ACT

To enact R.S. 9:272(C), relative to covenant marriage; to provide relative to grounds for the dissolution of a covenant marriage; and to provide for related matters.

**HOUSE BILL NO. 152—**

BY REPRESENTATIVE LAFONTA

AN ACT

To enact R.S. 51:943(A)(9), (10), (11), (12), and (13), relative to the membership of the Small Business Entrepreneurship Commission; to increase the membership of the commission to add members chosen from Louisiana colleges and universities; and to provide for related matters.

**HOUSE BILL NO. 154—**

BY REPRESENTATIVES STRAIN, ALEXANDER, ARNOLD, BADON, BALDONE, BARROW, BURRELL, CRANE, CROWE, DANIEL, DOERGE, DOVE, DURAND, FANNIN, FAUCHEUX, FRITH, GALLOT, GLOVER, GREENE, HARRIS, HEATON, HONEY, KATZ, KENNEY, MCDONALD, MONTGOMERY, ODINET, PINAC, PITRE, T. POWELL, QUEZAIRE, RICHMOND, RITCHIE, ROMERO, GARY SMITH, JANE SMITH, TRAHAN, TUCKER, WADDELL, AND WALKER AND SENATORS BROOME, HINES, AND NEVERS

AN ACT

To enact R.S. 17:170.1, relative to immunizations; to require certain students of postsecondary education institutions to provide documentation of certain immunizations; to require such institutions to provide information relative to certain immunizations to certain persons; to provide for exceptions; and to provide for related matters.

**HOUSE BILL NO. 162—**

BY REPRESENTATIVE HILL

AN ACT

To amend and reenact R.S. 33:4574.1.1(A)(7) and (P), relative to Beauregard Parish and the Beauregard Parish Covered Arena Authority; to increase the maximum rate of hotel occupancy tax

authorized to be levied by the Beauregard Tourist Commission; relative to reporting requirements of the Beauregard Parish Covered Arena Authority; and to provide for related matters.

**HOUSE BILL NO. 175—**

BY REPRESENTATIVE BADON

AN ACT

To amend and reenact R.S. 17:421.6(C), relative to salary adjustments for certain persons holding certificates issued by the National Board for Professional Teaching Standards; to provide conditions for receiving the adjustment; and to provide for related matters.

**HOUSE BILL NO. 190—**

BY REPRESENTATIVE MARTINY

AN ACT

To amend and reenact R.S. 40:1796, relative to the preemption of state law over local governmental ordinances regarding the sale, purchase, possession, ownership, transfer, transportation, license, or registration of firearms or ammunition; to provide for an exception in cases of emergency or disaster; to provide for applicability in high-risk areas; to provide for definitions; and to provide for related matters.

**HOUSE BILL NO. 193—**

BY REPRESENTATIVE LAFONTA

AN ACT

To enact R.S. 18:108(C), relative to voter registration; to provide for the reinstatement of prior voter registration information for a voter whose registration has been canceled and who re-registers to vote in the parish in which he was previously registered within three years of the cancellation of his registration in that parish; and to provide for related matters.

**HOUSE BILL NO. 262—**

BY REPRESENTATIVE PINAC

AN ACT

To amend and reenact R.S. 12:2, relative to filing requirements for certain business organizations; to provide procedures for Internet filings; to provide procedures for in-person filings; to delete requirements for acknowledgments, authentic acts, or other documentation requiring a notary public under certain circumstances; and to provide for related matters.

**HOUSE BILL NO. 288—**

BY REPRESENTATIVES WALKER, ANSARDI, CRAVINS, AND JOHNS

AN ACT

To amend and reenact Code of Civil Procedure Article 3431(A), relative to small successions; to provide for qualifications for filing a small succession; and to provide for related matters.

**HOUSE BILL NO. 309—**

BY REPRESENTATIVES WALKER AND GRAY

AN ACT

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

**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.

**HOUSE BILL NO. 371—**

BY REPRESENTATIVE DAMICO AND SENATORS CHEEK, FONTENOT, MALONE, AND ULLO

AN ACT

To amend and reenact R.S. 49:191(3) and to repeal R.S. 49:191(1)(g), relative to the Department of Environmental

Quality, including provisions to provide for the re-creation of the Department of Environmental Quality and the statutory entities made a part of the department by law; to provide for the effective termination date for all statutory authority for the existence of such statutory entities; and to provide for related matters.

**HOUSE BILL NO. 403—**  
BY REPRESENTATIVE ALARIO  
AN ACT

To repeal R.S. 39:1405.1(B), relative to fees to defray expenses of the State Bond Commission; to repeal the authorization to rebate excess fees collected by the State Bond Commission.

**HOUSE BILL NO. 457—**  
BY REPRESENTATIVE HEBERT  
AN ACT

To authorize the secretary of the Department of Wildlife and Fisheries and the commissioner of administration to sell, convey, transfer, assign, and deliver certain state property located in Iberia Parish.

**HOUSE BILL NO. 459—**  
BY REPRESENTATIVE HEBERT  
AN ACT

To authorize the secretary of the Department of Wildlife and Fisheries and the commissioner of administration to sell, convey, transfer, assign, and deliver certain state property located in Iberia Parish.

**HOUSE BILL NO. 460—**  
BY REPRESENTATIVE HEBERT  
AN ACT

To authorize the secretary of the Department of Wildlife and Fisheries and the commissioner of administration to sell, convey, transfer, assign, and deliver certain state property located in Iberia Parish.

**HOUSE BILL NO. 463—**  
BY REPRESENTATIVE HEBERT  
AN ACT

To authorize the secretary of the Department of Wildlife and Fisheries and the commissioner of administration to sell, convey, transfer, assign, and deliver certain state property located in Iberia Parish.

**HOUSE BILL NO. 503—**  
BY REPRESENTATIVE GRAY  
AN ACT

To amend and reenact Children's Code Articles 809(B), 833(A), 834(A), 835(A), 836(A), 837, and 838(D) and to enact Children's Code Articles 834(F), 834.1, and 837.1 through 837.6, relative to the mental capacity of children to proceed to trial; to provide for a contradictory hearing; to provide for the qualifications of a restoration service provider; to provide for evaluations of the child; and to provide for related matters.

**HOUSE BILL NO. 534—**  
BY REPRESENTATIVE GALLOT  
AN ACT

To amend and reenact Code of Civil Procedure Article 3752(B), relative to the recordation of notice of the pendency of an action; to provide for a prescriptive period of ten years; to provide for the reinscription of the notice; to provide for retroactive application; and to provide for related matters.

**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.

**HOUSE BILL NO. 587—**  
BY REPRESENTATIVE JEFFERSON  
AN ACT

To enact R.S. 18:101(F) and 451.3, relative to residency or domicile requirements for qualifications for voting, candidacy, or holding office when involuntarily displaced; to provide that displaced persons remain residents of the state and parish in which they are registered to vote except under certain circumstances; and to provide for related matters.

**HOUSE BILL NO. 634—**  
BY REPRESENTATIVES WHITE AND GLOVER  
AN ACT

To amend and reenact R.S. 33:2501(C)(1) and 2561(C)(1), relative to fire and police civil service; to provide relative to the modification of disciplinary action by certain municipal fire and police civil service boards; and to provide for related matters.

**HOUSE BILL NO. 652—**  
BY REPRESENTATIVES WINSTON, BURNS, DOERGE, DURAND, GRAY, E. GULLORY, M. GULLORY, HUTTER, JACKSON, KATZ, LABRUZZO, JOHN SMITH, STRAIN, WADDELL, ANSARDI, BADON, BALDONE, BARROW, BAYLOR, CRAVINS, CROWE, CURTIS, DANIEL, DARTEZ, DORSEY, DOVE, DOWNS, ERDEY, FANNIN, FARRAR, FAUCHEUX, FRITH, HARRIS, HEATON, HEBERT, KENNEY, KLECKLEY, LAFLEUR, MCDONALD, MORRELL, ODINET, PIERRE, PITRE, T. POWELL, QUEZAIRE, RICHMOND, RITCHIE, ROMERO, SALTER, SCALISE, GARY SMITH, JACK SMITH, TRAHAN, TRICHE, WALKER, WHITE, AND WOOTON AND SENATORS CHEEK AND SCHEDLER  
AN ACT

To amend and reenact Children's Code Articles 607(A) and (B), 1016(A) and (B), 1404(14) and R.S. 15:151.2(B), R.S. 28:2(13), and R.S. 46:460.21(A) and to enact Chapter 5 of Title V of the Louisiana Children's Code, to be comprised of Articles 551 through 560, and R.S. 15:151.2(J), relative to the welfare of children; to provide for access to children and communication in legal representation of children's cases; to provide for the purpose and establishment of the Child Advocacy Program; to provide for the organization and board of trustees for the Child Advocacy Program; to provide for a child's right to appointed counsel in child in need of care proceedings; to provide for the right to counsel in termination proceedings; to provide for definitions in mental health proceedings for children; to provide for the powers and duties of the Indigent Defense Assistance Board; to provide for definitions in the mental health law; to provide for legal fees and expenses through the Department of Social Services, office of community services; and to provide for related matters.

**HOUSE BILL NO. 654—**  
BY REPRESENTATIVES DOERGE AND RICHMOND  
AN ACT

To enact Children's Code Articles 1024.1 and 1036.2, relative to the involuntary termination of parental rights; to provide for the payment of transportation costs; to require the incarcerated parent to provide a reasonable plan for the appropriate care of his child; to require the Department of Social Services to notify the incarcerated parent of his duty; to provide time limitations; to provide for the assessment of the plan; to provide a standard notification form; and to provide for related matters.

**HOUSE BILL NO. 661—**  
BY REPRESENTATIVES ALARIO AND SALTER  
AN ACT

To amend and reenact R.S. 39:1482(K), relative to professional, personal, consulting, and social services procurement; to exempt certain contracts with a higher education entity from procurement requirements; and to provide for related matters.

**HOUSE BILL NO. 685—**  
BY REPRESENTATIVES THOMPSON, BRUCE, CAZAYOUX, CRAVINS, DOWNS, FRITH, M. GULLORY, HILL, KENNEY, JACK SMITH, AND STRAIN AND SENATOR NEVERS  
AN ACT

To enact R.S. 3:4674, relative to ethanol and bio-diesel standards; to provide a minimum ethanol content requirement for gasoline; to

provide a minimum bio-diesel content requirement for diesel; to provide relative to alternate renewable fuels; to provide for definitions; to provide for exemptions; and to provide for related matters.

**HOUSE BILL NO. 717—**

BY REPRESENTATIVE SALTER  
AN ACT

To enact R.S. 33:2737.79, to authorize the Sabine Parish School Board to levy and collect an additional sales and use tax; to provide for the maximum rate of the tax and for imposition and collection of the tax; to provide for the use of tax proceeds; to provide for an effective date; and to provide for related matters.

**HOUSE BILL NO. 760—**

BY REPRESENTATIVES SCALISE, ALARIO, ALEXANDER, ANSARDI, ARNOLD, BADON, BALDONE, BAUDOIN, BEARD, BOWLER, BRUCE, BRUNEAU, BURNS, CAZAYOUX, CRANE, CRAVINS, CROWE, DAMICO, DANIEL, DARTEZ, DEWITT, DOERGE, DORSEY, DOVE, DOWNS, DURAND, ERDEY, FANNIN, FARRAR, FAUCHEUX, FRITH, GEYMANN, GLOVER, GREENE, M. GUILLORY, HAMMETT, HARRIS, HEATON, HEBERT, HILL, HOPKINS, HUTTER, JOHNS, KATZ, KENNARD, KENNEY, KLECKLEY, LABRUZZO, LAFLEUR, LAMBERT, LANCASTER, MARTINY, MCDONALD, MCVEA, MONTGOMERY, MORRISH, PIERRE, PINAC, PITRE, M. POWELL, T. POWELL, QUEZAIRE, RITCHIE, ROBIDEAUX, ROMERO, SALTER, SCHNEIDER, 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 B. GAUTREAUX, MCPHERSON, MOUNT, NEVERS, AND SCHEDLER

AN ACT

To enact R.S. 14:329.6(H) and R.S. 29:738, relative to the powers of the governor and local governmental officials during times of emergency or disaster; to provide that those powers do not authorize the seizure or confiscation of a firearm, weapon, or ammunition from any individual if the firearm, weapon, or ammunition is being possessed or used lawfully; to provide exceptions for peace officers in the lawful discharge of their duties; and to provide for related matters.

**HOUSE BILL NO. 764—**

BY REPRESENTATIVE FRITH  
AN ACT

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

**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.

**HOUSE BILL NO. 777—**

BY REPRESENTATIVE GRAY AND SENATOR DUPRE  
AN ACT

To amend and reenact Children's Code Articles 603(18), 619(A), (B), and (C), 620(B) and (C), 621, 622, 624(G), and 627(A) and (B), to enact Children's Code Articles 603(19) and 627(F), and to repeal Children's Code Article 624(H), relative to children in need of care; to provide for the definitions for the removal and safety plan for children in need of care; to provide with respect to instant orders of custody; to provide for placement of the child pending a continued custody hearing; to provide for the safety plan of a child in need of care; to provide for persons who seek to become custodians of the child; to provide for the custody hearing and custody orders; and to provide for related matters

**HOUSE BILL NO. 780—**

BY REPRESENTATIVE MCDONALD  
AN ACT

To amend and reenact R.S. 17:3092(11) and (12) and to enact R.S. 17:3092(13) and (14) and 3095(H), relative to the Louisiana Student Tuition Assistance and Revenue Trust Program; to provide for definitions; to provide relative to education savings accounts including the investment of checks and electronic funds transfers and the deposit of any increase in the value of such accounts under certain circumstances; to provide for the use of certain monies; to provide an effective date; and to provide for related matters.

**HOUSE BILL NO. 787—**

BY REPRESENTATIVE PINAC  
AN ACT

To enact Part VIII of Chapter 10-B of Title 6 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 6:969.51, relative to the Louisiana Motor Vehicle Sales Finance Act; to authorize a uniform retail installment sales contract; to provide for certain protections for lenders and sellers; and to provide for related matters.

**HOUSE BILL NO. 835—**

BY REPRESENTATIVES JACK SMITH AND LAMBERT AND SENATORS MALONE AND MCPHERSON  
AN ACT

To amend and reenact R.S. 34:851.36, relative to boating safety; to revise the penalties for violations of boating safety education requirements; and to provide for related matters.

**HOUSE BILL NO. 836—**

BY REPRESENTATIVES JACK SMITH, LAMBERT, AND ST. GERMAIN AND SENATORS MALONE AND MCPHERSON  
AN ACT

To amend and reenact R.S. 34:851.10(A) and (B), relative to the operation of vessels; to revise collision and accident report provisions; and to provide for related matters.

**HOUSE BILL NO. 840—**

BY REPRESENTATIVES ST. GERMAIN, LAMBERT, PIERRE, AND JACK SMITH AND SENATORS MALONE AND MCPHERSON  
AN ACT

To amend and reenact R.S. 56:103(E), relative to hunting licenses; to provide penalties for use of a hunting license by a person other than the licensee; and to provide for related matters.

**HOUSE BILL NO. 857—**

BY REPRESENTATIVES BALDONE, ALARIO, ALEXANDER, ARNOLD, BADON, BARROW, BAUDOIN, BAYLOR, BURNS, BURRELL, R. CARTER, CRANE, CRAVINS, CURTIS, DAMICO, DANIEL, DARTEZ, DEWITT, DORSEY, DOVE, DOWNS, DURAND, ERDEY, FARRAR, FAUCHEUX, FRITH, GLOVER, E. GUILLORY, HARRIS, HEATON, HEBERT, HILL, HONEY, JACKSON, JEFFERSON, KATZ, KENNARD, KENNEY, LABRUZZO, MARTINY, ODINET, PIERRE, PITRE, T. POWELL, QUEZAIRE, RICHMOND, RITCHIE, ROMERO, SCALISE, SCHNEIDER, GARY SMITH, JACK SMITH, JANE SMITH, JOHN SMITH, ST. GERMAIN, STRAIN, THOMPSON, TOWNSEND, WADDELL, WALKER, WALSWORTH, AND WOOTON AND SENATOR DUPRE

AN ACT

To enact R.S. 15:542(B)(7), relative to registration requirements for sex offenders; to require sex offenders to register with local law enforcement officials when a sex offender has established a residence in a new parish for a certain period of time; and to provide for related matters.

**HOUSE BILL NO. 873—**

BY REPRESENTATIVES CAZAYOUX, BURRELL, DORSEY, FAUCHEUX, GLOVER, M. POWELL, SCALISE, AND WHITE AND SENATORS BROOME AND DUPRE  
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.

**HOUSE BILL NO. 876—**  
BY REPRESENTATIVE BALDONE  
AN ACT

To enact R.S. 13:1875(14), relative to the City Court of Houma; to prohibit a judge of the City Court of Houma from practicing law; and to provide for related matters.

**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.

**HOUSE BILL NO. 904—**  
BY REPRESENTATIVE SCALISE  
AN ACT

To amend and reenact Children's Code Article 1169(3) and (5), relative to adoption; to provide for the definition of child; to provide that a child is a person under the age of eighteen for purposes of adoption; to provide for a citation correction; and to provide for related matters.

**HOUSE BILL NO. 907—**  
BY REPRESENTATIVE ALARIO  
AN ACT

To amend and reenact R.S. 17:3803(B)(1) and (2) and (E), R.S. 39:98.2(A) and (D), and R.S. 49:327(B)(1) and (2), relative to the investment authority of the state treasurer; to provide for the investment and management of offshore revenues; to provide for the investment and management of monies in the Millennium Trust; to provide for the investment and management of the state general fund and other funds under the control of the state treasurer; and to provide for related matters.

**HOUSE BILL NO. 953—**  
BY REPRESENTATIVE CAZAYOUX  
AN ACT

To authorize and provide for the transfer of certain state property in West Feliciana from the division of administration to Turnbull Incorporated; and to provide for related matters.

**HOUSE BILL NO. 958—**  
BY REPRESENTATIVE MONTGOMERY  
AN ACT

To amend and reenact R.S. 47:303(B)(3)(b)(v), relative to the collection of local sales and use tax on motor vehicles; to specify procedure for resolution of boundary disputes between taxing bodies; and to provide for related matters.

**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.

**HOUSE BILL NO. 1034—**  
BY REPRESENTATIVE FRITH AND SENATOR CHEEK  
AN ACT

To enact R.S. 3:556.14, relative to an assessment on crawfish tail meat; to provide for a referendum of producers; to provide for payment and collection of the assessment; to provide for distribution of the proceeds; to provide for penalties; and to provide for related matters.

**HOUSE BILL NO. 1043—**  
BY REPRESENTATIVES GREENE AND SCALISE  
AN ACT

To amend and reenact R.S. 14:32.1(B), relative to vehicular homicide; to provide for increased penalties for the crime of vehicular homicide; and to provide for related matters.

**HOUSE BILL NO. 1069—**  
BY REPRESENTATIVE PIERRE  
AN ACT

To amend and reenact R.S. 30:572(1)(a), relative to the Natural Resources and Energy Act of 1973; to provide that when intrastate natural gas is rationed or allocated because of an emergency shortage, priority is given to the petroleum, petrochemical, and chemical industry to the extent necessary to ensure the protection of the public health, safety, and the environment; and to provide for related matters.

**HOUSE BILL NO. 1070—**  
BY REPRESENTATIVE HOPKINS  
AN ACT

To authorize and provide for the state, through the division of administration, to transfer a certain tract of land situated in Caddo Parish to the respective lessee; to provide certain terms and conditions; and to provide for related matters.

**HOUSE BILL NO. 1086—**  
BY REPRESENTATIVES DOVE AND BALDONE AND SENATOR DUPRE  
AN ACT

To amend and reenact R.S. 49:214.7(A) and to enact R.S. 49:214.7(E), relative to barrier islands; to require that barrier island stabilization or reconstruction projects contain a minimum dune height; to require the Department of Natural Resources to report annually to the legislature relative to the status and plans for barrier islands; and to provide for related matters.

**HOUSE BILL NO. 1158—**  
BY REPRESENTATIVE QUEZAIRE  
AN ACT

To amend and reenact R.S. 47:820.4(D), relative to the Transportation Infrastructure Model for Economic Development; to provide relative to bonds sold to fund the program; and to provide for related matters.

**HOUSE BILL NO. 1179—**  
BY REPRESENTATIVES FANNIN, BRUCE, R. CARTER, CHANDLER, CURTIS, DARTEZ, DOERGE, DORSEY, DOWNS, ERDEY, GALLOT, HILL, HOPKINS, JOHNS, KATZ, KENNEY, MARTINY, MCDONALD, MONTGOMERY, PIERRE, PINAC, T. POWELL, QUEZAIRE, RITCHIE, SALTER, SMILEY, JACK SMITH, JANE SMITH, STRAIN, THOMPSON, TOWNSEND, TUCKER, WALSWORTH, AND WOOTON  
AN ACT

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

**HOUSE BILL NO. 1184—**  
BY REPRESENTATIVES M. POWELL, DOWNS, T. POWELL, TRAHAN, AND WALKER  
AN ACT

To amend and reenact R.S. 17:1235(A) and 1237(B) and to enact R.S. 17:1235(E), relative to school employee personnel files; to

provide relative to documents placed in such files on or before a specified date; to provide that school employees be given the opportunity to rebut and respond to such documents especially under certain circumstances; and to provide for related matters.

**HOUSE BILL NO. 1190—**

BY REPRESENTATIVE M. GUILLORY  
AN ACT

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

**HOUSE BILL NO. 1212—**

BY REPRESENTATIVE LAFONTA  
AN ACT

To amend and reenact R.S. 32:383(C), relative to the securing of loads on vehicles; to provide with respect to "loose materials" which must be covered; and to provide for related matters.

**HOUSE BILL NO. 1257—**

BY REPRESENTATIVE SCALISE AND SENATORS ADLEY, ELLINGTON, B. GAUTREAUX, AND KOSTELKA  
AN ACT

To enact R.S. 47:463.131 and 463.132, relative to motor vehicle prestige license plates; to provide for the creation of a Support Our Troops prestige license plate; to provide for the creation of the Motorcycle Awareness Campaign prestige license plates for certain motor vehicles and motorcycles; to provide for the issuance of such plates; to provide relative to the fees for such plates; to provide for use of such fees; to authorize the promulgation of rules and regulations; and to provide for related matters.

**HOUSE BILL NO. 1294—**

BY REPRESENTATIVES QUEZAIRE, BEARD, AND DANIEL  
AN ACT

To amend and reenact R.S. 48:2073 and to enact R.S. 48:2072(C) and (D) and 2084 through 2084.15, relative to the Louisiana Transportation Authority; to provide relative to legislative findings; to authorize the Louisiana Transportation Authority to enter into public-private partnership agreements for the construction of certain transportation facility projects; to provide relative to definitions; to authorize the submission of transportation facility proposals by certain entities; to require the submission of certain proposals to the House and Senate Transportation, Highways and Public Works Committees; to provide for the requirements of transportation facility proposals; to provide relative to the adoption of certain guidelines; to provide relative to the powers and duties of private entities; to provide relative to the requirements of a comprehensive agreement; to authorize certain funding sources; to provide relative to material defaults under certain circumstances and remedies for such defaults; to provide authority for the acquisition of certain property; to provide relative to police powers; to provide relative to utility crossings; to provide for procurement guidelines and requirements; to provide relative to multimodal transportation facilities; and to provide for related matters.

**HOUSE BILL NO. 1306—**

BY REPRESENTATIVE QUEZAIRE AND SENATOR ELLINGTON  
AN ACT

To amend and reenact R.S. 48:250.3, relative to design-build contracts let by the Department of Transportation and Development; to provide relative to qualifications of competing firms; to provide relative to procedures for evaluation and selection of a design-builder; to provide relative to the compensation of competing firms for their proposals; to provide relative to hearings on final decisions; and to provide for related matters.

**HOUSE BILL NO. 1332—**

BY REPRESENTATIVE TOWNSEND  
AN ACT

To enact R.S. 41:1212(L), to authorize the Natchitoches Parish School Board to lease certain property to Waterworks District No. 2 of Natchitoches Parish for specified purposes; to provide relative to the term and cost of such lease; to provide conditions and limitations; to provide relative to access to the leased property; to provide an effective date; and to provide for related matters.

**HOUSE BILL NO. 1371 (Substitute for House Bill No. 1055 by Representative Pinac)—**

BY REPRESENTATIVE PINAC  
AN ACT

To amend and reenact R.S. 36:409(M) and 919.3 and R.S. 40:1646, to enact Subpart D-3 of Part III of Chapter 7 of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:1664.1 through 1664.16, and to repeal Subpart D of Part III of Chapter 7 of Title 40 of the Louisiana Revised Statutes of 1950, comprised of R.S. 40:1625 through 1638, Subpart E of Part III of Chapter 7 of Title 40 of the Louisiana Revised Statutes of 1950, comprised of R.S. 40:1651 through 1661, and Subpart F of Part III of Chapter 7 of Title 40 of the Louisiana Revised Statutes of 1950, comprised of R.S. 40:1662.1 through 1662.19, relative to life safety and property protection licensing; to provide for definitions; to provide for licensure; to provide for exemptions from licensing; to provide for a firm license; to provide for an individual license; to provide for background checks; to provide for fees; to provide for powers and duties of fire marshal; to provide for an advisory board; to provide for prohibited acts; to provide for revocation of license; to provide for penalties; to provide for effect on local regulation; to provide for effective date; and to provide for related matters.

**HOUSE BILL NO. 1372 (Substitute for House Bill No. 78 by Representative Gray)—**

BY REPRESENTATIVE GRAY  
AN ACT

To enact Code of Criminal Procedure Article 644.1, relative to sanity determinations involving juveniles; to provide for procedures for obtaining a sanity hearing when juveniles are transferred to criminal court; to provide with respect to procedures for conducting those proceedings; to provide with respect to the determination of capacity to proceed to trial for juveniles transferred to criminal court; and to provide for related matters.

**HOUSE BILL NO. 1373 (Substitute for House Bill No. 995 by Representative Gray)—**

BY REPRESENTATIVE GRAY  
AN ACT

To amend and reenact R.S. 15:587.1(A)(1), relative to criminal history background information; to provide with respect to criminal background information for persons applying for a position of supervisory or disciplinary authority over children; to provide that the Louisiana Bureau of Criminal Identification and Information shall provide information regarding all criminal convictions for a period of ten years prior to the request; and to provide for related matters.

**HOUSE BILL NO. 1385 (Substitute for House Bill No. 567 by Representative Toomy)—**

BY REPRESENTATIVES TOOMY AND ANSARDI  
AN ACT

To enact R.S. 15:571.11(N), relative to the Twenty-Fourth Judicial District Court; to provide concerning the operational funds of the court; to provide relative to the Criminal Court Fund; to provide for transcription of indigent felony cases; and to provide for related matters.

Respectfully submitted,  
DONALD RAY KENNARD  
Chairman

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

### **Suspension of the Rules**

On motion of Rep. Martiny, the rules were suspended to permit the Committee on Administration of Criminal Justice to meet on Thursday, June 1, 2006, and consider the following legislative instruments that were not listed on the weekly committee schedule as required by House Rule 14.23:

House Bill No. 1318

### **Suspension of the Rules**

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

House Concurrent Resolution No. 257

Senate Bill No. 745

### **Suspension of the Rules**

On motion of Rep. Schneider, the rules were suspended to permit the Committee on Retirement 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. 349, 1114, 1196, and 1313

Senate Bill Nos. 41, 43, 88, 258, 317, and 376

### **Suspension of the Rules**

On motion of Rep. Hammett, the rules were suspended to permit the Committee on Ways and Means to meet on Thursday, June 1, 2006, and consider the following legislative instruments that were not listed on the weekly committee schedule as required by House Rule 14.23:

House Bill Nos. 607 and 714

### **Leave of Absence**

Rep. Kennard - 1 day

### **Adjournment**

On motion of Rep. Kenney, at 7:16 P.M., the House agreed to adjourn until Thursday, June 1, 2006, at 1:00 P.M.

Acting Speaker John Smith declared the House adjourned until 1:00 P.M., Thursday, June 1, 2006.

ALFRED W. SPEER  
Clerk of the House

