

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

**FORTIETH 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, June 7, 2006

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

**Morning Hour**

**ROLL CALL**

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

**PRESENT**

Mr. Speaker	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	Martiny	White
Durand	McDonald	Winston
Erdey	McVea	Wooton
Fannin	Montgomery	
Total - 104		

**ABSENT**

Kennard  
Total - 1

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

**Prayer**

Prayer was offered by Rev. Charles Oatis, Sr.

**Pledge of Allegiance**

Rep. LaBruzzo 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. Badon, the reading of the Journal was dispensed with.

On motion of Rep. Strain, and under a suspension of the rules, the Journal of June 6, 2006, was corrected to reflect him as voting nay on final passage of House Bill No. 194.

On motion of Rep. Chandler, the Journal of June 6, 2006, was adopted.

**Petitions, Memorials and  
Communications**

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

**Message from the Senate**

**SENATE BILLS**

June 7, 2006

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

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

Senate Bill No. 754

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. 754 (Substitute of Senate Bill No. 100 by Senator Cravins)—**  
BY SENATOR CRAVINS

**AN ACT**

To enact Part II-H of Chapter 11 of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:2120.41 through 2120.47, relative to adult day health care providers; to provide for purpose; to provide for definitions; to provide for licensure; to provide for rules, regulations, and licensing standards; to

provide for license issuance, application, and onsite inspections; to provide for penalties; and to provide for related matters.

Read by title.

**House and House Concurrent Resolutions**

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

**HOUSE CONCURRENT RESOLUTION NO. 271—**  
BY REPRESENTATIVE WOOTON  
A CONCURRENT RESOLUTION

To extend the authority for the Forensic Strategic Task Force until July 1, 2008.

Read by title.

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

**Senate Concurrent Resolutions**

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

**SENATE CONCURRENT RESOLUTION NO. 122—**  
BY SENATOR AMEDEE AND REPRESENTATIVE SMILEY  
A CONCURRENT RESOLUTION

To express the sincere and heartfelt condolences of the Legislature of Louisiana upon the death of Johnny Gale Leveron.

Read by title.

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

**SENATE CONCURRENT RESOLUTION NO. 113—**  
BY SENATOR MARIONNEAUX  
A CONCURRENT RESOLUTION

To urge and request the Louisiana Supreme Court, through its Chief Justice, to establish a committee to study attorney advertising and the need and feasibility of creating a standing committee to evaluate such advertising, provide written advisory opinions thereon, develop a handbook on advertising, and recommend amendments to the Rules of Professional Conduct.

Called from the calendar.

Read by title.

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

**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. 158—**  
BY SENATOR MCPHERSON  
AN ACT

To amend and reenact R.S. 32:61, 63(A), and 141(D), to enact R.S. 32:79(3), and to repeal R.S. 32:62(A), relative to motor vehicles; to provide for removal of vehicles from the roadway following certain accidents and for traffic incident management which emphasizes motor vehicle traffic flow; to provide for the authority of the Department of Transportation and Development to increase or lower certain speed limits; to provide for

utilization of the shoulders of certain roadways; and to provide for related matters.

Read by title.

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

**SENATE BILL NO. 676—**  
BY SENATOR HINES AND REPRESENTATIVE WALKER  
AN ACT

To amend and reenact R.S. 30:2000.2(1), relative to the Atchafalaya Basin Program; to provide certain definitions; to provide relative to the definition of "Atchafalaya Basin"; and to provide for related matters.

Read by title.

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

**House and House Concurrent Resolutions Reported by Committee**

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

**HOUSE CONCURRENT RESOLUTION NO. 193—**  
BY REPRESENTATIVE PITRE AND SENATOR DUPRE  
A CONCURRENT RESOLUTION

To approve the Fiscal Year 2006-2007 Coastal Wetlands Protection and Restoration Plan as adopted by the Coastal Protection and Restoration Authority (authority).

Read by title.

Reported favorably by the Committee on Natural Resources.

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

**Senate Concurrent Resolutions Reported by Committee**

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

**SENATE CONCURRENT RESOLUTION NO. 9—**  
BY SENATORS KOSTELKA AND ULLO  
A CONCURRENT RESOLUTION

To urge and request the State Board of Elementary and Secondary Education to devise and implement a program to grant high school diplomas to qualifying Korean and Vietnam veterans

Read by title.

Reported favorably by the Committee on Education.

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

**SENATE CONCURRENT RESOLUTION NO. 13—**  
BY SENATOR DARDENNE  
A CONCURRENT RESOLUTION

To urge and request the Louisiana High School Athletic Association (LHSAA) to take certain steps to implement an online anabolic steroid awareness and prevention program, to require an anabolic steroid nonuse contract and consent form and inclusion of steroid testing on the LHSAA parental permission form as required for athletic participation, and to participate in a study to determine the feasibility of the development of other

programs to educate and prevent the use of steroids and performance-enhancing supplements by high school athletes.

Read by title.

Reported with amendments by the Committee on Education.

The committee amendments were read as follows:

#### HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Education to Engrossed Senate Concurrent Resolution No. 13 by Senator Dardenne

##### AMENDMENT NO. 1

On page 2, at the end of line 12, change the period "." to a semicolon ";" and insert "and"

##### AMENDMENT NO. 2

On page 2, between lines 12 and 13, insert the following:

"WHEREAS, current law, R.S. 40:5.12, provides for the establishment by the secretary of the Department of Health and Hospitals of an advisory board to develop a standard health form for use in all city, parish, and other public school systems for the purpose of eliminating the duplication of information submitted to schools and school nurses relative to immunizations, illnesses, allergies, and sports physicals."

##### AMENDMENT NO. 3

On page 2, line 19, after "includes" delete the remainder of the line and insert "provisions for testing student athletes for the presence of anabolic"

##### AMENDMENT NO. 4

On page 2, at the end of line 20, delete the period "." and insert "and work with the advisory board established by current law, R.S. 40:5.12, to assure that the consent portion of such form is included on the standard health form for sports physicals."

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

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

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

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

##### **HOUSE BILL NO. 1334—**

BY REPRESENTATIVE CROWE

AN ACT

To amend and reenact R.S. 17:415.1(C), relative to textbook adoption; to provide for duration of time, locations, and procedures relative to inspection and review of textbooks prior to state adoption; to provide for rules and regulations; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Education.

The committee amendments were read as follows:

#### HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Education to Original House Bill No. 1334 by Representative Crowe

##### AMENDMENT NO. 1

On page 1, line 12, after "in" and before "cooperating" delete "a" and insert "two"

##### AMENDMENT NO. 2

On page 1, line 12, after "library" and before "in" insert "branches"

##### AMENDMENT NO. 3

On page 1, line 12, after "in" and before "Baton" delete "New Orleans,"

##### AMENDMENT NO. 4

On page 1, line 13, after "Rouge," insert "in three cooperating public library branches in New Orleans to be determined by the New Orleans Public Library system, and in a cooperating public library in"

##### AMENDMENT NO. 5

On page 1, line 14, after "Hammond," insert "Metairie, Marrero, Bossier City, Natchitoches, Ruston, DeRidder, New Iberia, Opelousas, Bogalusa,"

##### AMENDMENT NO. 6

On page 2, at the end of line 2, insert the following: "The locations and dates of availability of such textbooks shall be posted by the state Department of Education on its web site in the form of a press release which shall remain posted online for the duration of the review period."

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

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

Under the rules, placed on the regular calendar.

##### **HOUSE BILL NO. 1403 (Substitute for House Bill No. 1318 by Representative Harris)—**

BY REPRESENTATIVES HARRIS AND RICHMOND

AN ACT

To enact Code of Criminal Procedure Article 334.1, relative to bail; to provide that a person arrested for a felony offense involving a firearm shall not be released on their own recognizance; and to provide for related matters.

Read by title.

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

Under the rules, placed on the regular calendar.

##### **HOUSE BILL NO. 1404 (Substitute for House Bill No. 337 by Representative M. Guillory)—**

BY REPRESENTATIVE M. GUILLORY

AN ACT

To amend and reenact R.S. 40:1300.52(A)(1), (B)(1), (C), (D)(2), and (E) and to enact R.S. 40:1300.52(B)(3), relative to nonlicensed persons and licensed ambulance personnel; to provide for security checks; and to provide for related matters.

Read by title.

On motion of Rep. Durand, 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. 6—**  
BY SENATOR SHEPHERD

AN ACT

To enact R.S. 40:1614, relative to fire protection; to require all mattresses and box springs sold in Louisiana to be fire retardant; to provide for open flame resistance standards; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Commerce.

The committee amendments were read as follows:

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Commerce to Reengrossed Senate Bill No. 6 by Senator Shepherd

AMENDMENT NO. 1

On page 1, line 8, after "for sale" delete "or manufacture" and insert "at retail"

AMENDMENT NO. 2

On page 2, delete lines 11 through 15 in their entirety

AMENDMENT NO. 3

On page 2, line 16, change "E." to "D."

Reported without amendments by the Legislative Bureau.

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

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

Under the rules, placed on the regular calendar.

**SENATE BILL NO. 7—**  
BY SENATOR NEVERS

AN ACT

To amend and reenact Part XIV-A of Chapter 5 of Title 3 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 3:557.21 and 557.22, relative to agricultural and seafood products; to require state agencies to assist the Department of Economic Development in the development, registration, and licensing of any trademark or label for use in promoting Louisiana agricultural and seafood products; to authorize the Department of Economic Development to sell licenses for such trademarks or labels; to create the Agricultural and Seafood Products Support Fund; to provide for the use of monies in the fund; to require the promulgation of rules and regulations; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Appropriations.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

**SENATE BILL NO. 95—**  
BY SENATOR BROOME

AN ACT

To enact R.S. 40:600.6(A)(4)(b)(x) and Chapter 3-C of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:600.27 and 600.28, relative to the Louisiana Housing Finance Agency; to create the Louisiana Habitat for Humanity Loan Purchase Program; to provide for the purposes, funding, and procedures of the loan purchase program; to provide for an effective date; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Ways and Means.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

**SENATE BILL NO. 137—**  
BY SENATORS DUPRE AND MURRAY

AN ACT

To amend and reenact R.S. 49:220.6, relative to the Louisiana Recovery Authority; to provide for the expenditure or disbursement of hazard mitigation grant funds; to provide for the expenditure or disbursement of such fund to certain parishes; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Appropriations.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

**SENATE BILL NO. 140—**  
BY SENATOR ELLINGTON

AN ACT

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

Read by title.

Reported with amendments by the Committee on Appropriations.

The committee amendments were read as follows:

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Appropriations to Reengrossed Senate Bill No. 140 by Senator Ellington

AMENDMENT NO. 1

On page 1, line 2, after "9:154(A)(3)" and before the comma "," insert "and 174"

AMENDMENT NO. 2

On page 1, at the end of line 3, after "abandoned" and the semicolon ";" insert "to provide relative to the award of attorney fees for enforcement;"

AMENDMENT NO. 3

On page 1, line 6, after "9:154(A)(3)" and before "hereby" delete "is" and insert "and 174 are"

AMENDMENT NO. 4

On page 2, after line 13, insert the following:

"§174. Enforcement

The administrator may maintain an action in this or another state to enforce this Chapter. The court may award reasonable attorney fees to the prevailing party administrator."

Reported without amendments by the Legislative Bureau.

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

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

Under the rules, placed on the regular calendar.

**SENATE BILL NO. 151—**  
BY SENATOR MCPHERSON

## AN ACT

To enact R.S. 39:199(G), relative to information technology; to provide for a program for the acquisition of data processing equipment and software that allows small businesses to participate; to provide for the establishment of procedures and to provide for related matters.

Read by title.

Reported favorably by the Committee on Appropriations.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

**SENATE BILL NO. 215—**  
BY SENATOR ELLINGTON

## AN ACT

To amend and reenact R.S. 9:154(A)(1), relative to unclaimed property; to reduce the time period under which travelers checks are presumed abandoned; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Appropriations.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

**SENATE BILL NO. 222—**  
BY SENATOR MOUNT

## AN ACT

To amend and reenact R.S. 32:402(B)(1)(a) and (c), 416, 417(A), and 427(A)(1), and to enact R.S. 14:92.2(A)(4) and (B)(3) and R.S. 32:417(D) and (E), relative to motor vehicles; to increase the penalties for any unlicensed person who operates a motor

vehicle; to increase the penalties for any person who allows an unlicensed minor to operate a motor vehicle; to provide for penalties when an unlicensed person is involved in an accident which results in the serious injury or death of another person; to provide for the improper supervision of a minor by a parent or legal custodian; to provide for exceptions; and to provide for related matters.

Read by title.

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

The committee amendments were read as follows:

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Transportation, Highways, and Public Works to Reengrossed Senate Bill No. 222 by Senator Mount

AMENDMENT NO. 1

On page 3, line 18, at the beginning the line before "road" insert "public"

AMENDMENT NO. 2

On page 4, line 3, before "road" insert "public"

Reported without amendments by the Legislative Bureau.

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

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

Under the rules, placed on the regular calendar.

**SENATE BILL NO. 241—**  
BY SENATOR SHEPHERD

## AN ACT

To enact R.S. 9:2941.1, relative to contracts; to provide relative to bond for deed contracts; to provide relative to recording of such contracts; to prohibit interest for subsequent filings by or against the bond for deed purchaser; to provide for the cancellation of certain mortgage records after registry of the sale of a bond for deed under certain circumstances; to provide relative to cancellation of a bond for deed contract upon default; to provide relative to tax sales; and to provide for related matters.

Read by title.

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

The committee amendments were read as follows:

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Civil Law and Procedure to Reengrossed Senate Bill No. 241 by Senator Shepherd

AMENDMENT NO. 1

On page 1, line 13, change "no" to "any"

AMENDMENT NO. 2

On page 1, line 17, after "shall" delete the remainder of the line and insert "be subject to the rights created by the bond for deed contract."

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## AMENDMENT NO. 3

On page 2, delete line 1 in its entirety

## AMENDMENT NO. 4

On page 2, line 7, after "sale" change the period "." to a comma "," and insert "after the note holder or lien holder has been given thirty days written notice and fails to execute a release."

## AMENDMENT NO. 5

On page 2, line 7, delete "certified"

## AMENDMENT NO. 6

On page 2, line 9, after "assigns" insert a comma "," and before "shall" insert "containing relevant recordation information."

Reported without amendments by the Legislative Bureau.

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

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

Under the rules, placed on the regular calendar.

## **SENATE BILL NO. 258—**

BY SENATORS BOASSO, BARHAM, DARDENNE, B. GAUTREUX, HOLLIS, SHEPHERD AND THEUNISSEN  
A JOINT RESOLUTION

Proposing to amend Article X, Section 29(E)(4) and (5) of the Constitution of Louisiana, relative to retirement and survivor's benefits; to limit creation of additional unfunded accrued liabilities for state retirement systems; and to specify an election for submission of the proposition to electors and provide a ballot proposition.

Read by title.

Reported with amendments by the Committee on Retirement.

The committee amendments were read as follows:

### **HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Retirement to Engrossed Senate Bill No. 258 by Senator Boasso

## AMENDMENT NO. 1

On page 2, line 14, after "new" delete the comma "," and insert "or"

## AMENDMENT NO. 2

On page 2, line 29, after "new" delete the comma "," and insert "or"

Reported without amendments by the Legislative Bureau.

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

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

Under the rules, placed on the regular calendar.

## **SENATE BILL NO. 269—**

BY SENATOR DUPRE

AN ACT

To enact R.S. 38:2212(A)(1)(d)(iv), relative to levees; to provide for the contract limit for certain projects providing for the restoration and rehabilitation of certain levees under certain

circumstances; to provide for the sunset of such provision; to provide an effective date; and to provide for related matters.

Read by title.

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

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

## **SENATE BILL NO. 284—**

BY SENATOR FONTENOT

AN ACT

To amend and reenact R.S. 32:407(E) and to enact R.S. 32:414(T) and 431.1, relative to motor vehicles; to provide relative to driver's licenses and learner's permits; to authorize the denial or suspension of a driver's license or learner's permit of a minor who is not enrolled in or has not completed school or an adult education program; to authorize school boards and nonpublic schools to adopt policies providing relative to such denial or suspensions; to provide for notification to the Department of Public Safety and Corrections when a minor drops out of school; to provide for reinstatement of driving privileges; to authorize issuance of a hardship license; to provide for an appeal process; to provide for the responsibilities of the department; to provide definitions; and to provide for related matters.

Read by title.

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

The committee amendments were read as follows:

### **HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Transportation, Highways, and Public Works to Re-Engrossed Senate Bill No. 284 by Senator Fontenot

## AMENDMENT NO. 1

On page 1, line 7, after "suspensions;" insert "to authorize the Louisiana Recovery District to adopt policies providing relative to such denials or suspension for schools managed by such district;"

## AMENDMENT NO. 2

On page 4, between lines 6 and 7, insert the following:

"(g) Enrolled in and is participating in a home school program."

## AMENDMENT NO. 3

On page 4, at the end of line 13, change "of" to "in"

## AMENDMENT NO. 4

On page 5, line 2, after "(1)" delete "A" and insert "The Recovery School District and any"

## AMENDMENT NO. 5

On page 5, line 4, after "if" and before "a" and insert "the Recovery School District or"

AMENDMENT NO. 6

On page 5, at the beginning of line 7, after "(2)" delete "Any" and insert "The Recovery School District or any"

AMENDMENT NO. 7

On page 6, after line 21, insert the following:

"Section 2. The provisions of this Act shall be void and shall have no effect after August 15, 2008."

Reported without amendments by the Legislative Bureau.

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

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

Under the rules, placed on the regular calendar.

**SENATE BILL NO. 285—**

BY SENATOR MARIONNEAUX

**AN ACT**

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

Read by title.

Reported with amendments by the Committee on Commerce.

The committee amendments were read as follows:

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Commerce to Reengrossed Senate Bill No. 285 by Senator Marionneaux

AMENDMENT NO. 1

On page 3, line 20, after "boxing" insert ", mixed technique event,"

AMENDMENT NO. 2

On page 9, line 5, after "commission" delete "and its staff,"

Reported without amendments by the Legislative Bureau.

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

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

Under the rules, placed on the regular calendar.

**SENATE BILL NO. 299—**

BY SENATOR DUPLESSIS

**AN ACT**

To amend and reenact R.S. 22:1068(C)(a) and (g), relative to the reduction of premium taxes paid by insurers who make qualified Louisiana investments; to provide that funds may be deposited

in a savings bank or trust company; to remove the requirement that insurers deposit funds in certain financial institutions domiciled in Louisiana in order to qualify for the reduction in premium tax; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Ways and Means.

The committee amendments were read as follows:

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Ways and Means to Engrossed Senate Bill No. 299 by Senator Duplessis

AMENDMENT NO. 1

On page 2, line 1, after "with" and before "one" insert "a main office or"

AMENDMENT NO. 2

On page 2, line 3, after "with" and before "one" insert "a main office or"

AMENDMENT NO. 3

On page 2, line 8, after "with" and before "one" insert "a main office or"

Reported without amendments by the Legislative Bureau.

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

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

Under the rules, placed on the regular calendar.

**SENATE BILL NO. 358—**

BY SENATOR ELLINGTON

**AN ACT**

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

Read by title.

Reported favorably by the Committee on Appropriations.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

**SENATE BILL NO. 383—**

BY SENATOR DARDENNE

**AN ACT**

To amend and reenact Chapter 1 of Title 10 of the Louisiana Revised Statutes of 1950, heretofore comprised of Parts 1 through 2 and consisting of R.S. 10:1-101 through 1-209, to be comprised of Parts 1 through 3 and consisting of R.S. 10:1-101 through 1-310, to amend and reenact R.S. 9:3306(12) and (26), 3353(A)(8), and 4770(B), R.S. 10:3-101 and 3-103(a)(10), R.S.

10:4-101, 4A-101, 4A-105(a)(6) and (7), 4A-106(a), and 4A-204(b), R.S. 10:5-101, 5-102(b), and 5-103(c), R.S. 10:7-101, R.S. 10:8-102(a)(10), and R.S. 10:9-102(a)(43), and to enact R.S. 10:5-102(a)(6.1), all relative to general provisions under the Louisiana Commercial laws; to revise the entirety of Chapter 1 to conform to revisions in the Uniform Commercial Code; to provide for definitions and general concepts; to provide for when value is given; to provide for usages of trade; to provide for when actions are taken within a reasonable time; to provide for the relation to Electronic Signatures in Global and National Commerce Act; to provide for the territorial applicability of the commercial laws and the parties' power to choose applicable law; to provide for the variation of the commercial laws by agreement; to provide for obligation of good faith; to provide for prima facie evidence by third-party documents; to provide for performance or acceptance under reservation of rights; to provide for the option to accelerate at will; to provide for subordinated obligations; to provide for the correction of cross referenced citations; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Commerce.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

**SENATE BILL NO. 393—**  
BY SENATOR ELLINGTON

AN ACT

To amend and reenact R.S. 39:1497, relative to the requirement of a cost-benefit analysis for the procurement of professional, personal, consulting, and social services; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Appropriations.

The committee amendments were read as follows:

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Appropriations to Engrossed Senate Bill No. 393 by Senator Ellington

AMENDMENT NO. 1

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

"(1) Either no employee of that agency is both competent and available to perform the services called for by the proposed contract or the services called for are not the type readily susceptible of being performed by persons who are employed by the state on a continuing basis.

(2) The services are not available as a product of a prior or existing professional, personal, consulting, or social service contract.

(3) The requirement for consultant and social services contracts, when applicable, have been publicized pursuant to R.S. 39:1503.

(4) The using agency has developed and fully intends to implement a written plan providing for:

(a) The assignment of specific using agency personnel to a monitoring and liaison function.

(b) The periodic review of interim reports or other indicia of performance to date.

(c) The ultimate use of the final product of the services."

Reported without amendments by the Legislative Bureau.

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

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

Under the rules, placed on the regular calendar.

**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.

Reported favorably by the Committee on Ways and Means.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

**SENATE BILL NO. 455—**  
BY SENATOR MALONE

AN ACT

To amend and reenact Section 6 of Act 169 of the 2005 Regular Session of the Legislature of Louisiana, relative to recordation of documents in the mortgage and conveyance records and the consolidation of the laws affecting the recordation of documents; to provide relative to mineral rights and certain civil actions; to provide an exemption for certain mineral leases; and to provide for related matters.

Read by title.

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

The committee amendments were read as follows:

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Civil Law and Procedure to Engrossed Senate Bill No. 455 by Senator Malone

AMENDMENT NO. 1

On page 1, line 5, after "actions," insert "to provide relative to notice of certain mineral leases;"

AMENDMENT NO. 2

On page 1, after line 17 insert:

"§112. Notice of lease; requirements and effect

\* \* \*

E. This Section ~~does not~~ shall apply to mineral leases that are subject to the provisions of the Louisiana Mineral Code.

\* \* \*"

AMENDMENT NO. 3

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

"\* \* \*"

Reported without amendments by the Legislative Bureau.

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

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

Under the rules, placed on the regular calendar.

**SENATE BILL NO. 471—**

BY SENATOR DUPLESSIS

AN ACT

To amend and reenact R.S. 20:1(A)(2) and (D) and to enact R.S. 13:3881(A)(7), relative to property exempt from seizure; to provide for insurance proceeds; to require that insurance proceeds issued to replace property exempt from seizure also be exempt from seizure; to provide for the homestead exemption from seizure and sale; to provide for an extension of such exemption to proceeds from any property insurance policy under certain natural disasters; to provide relative to the accounting for such proceeds; to provide relative to the value of such exemption; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Civil Law and Procedure.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

**SENATE BILL NO. 503—**

BY SENATOR HEITMEIER

AN ACT

To amend and reenact R.S. 39:1496.1(A) and (E)(1)(a) and (b), relative to performance-based energy efficiency contracts; to provide for the adoption of rules and regulations relative to such contracts; to provide for the review process for such contracts; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Appropriations.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

**SENATE BILL NO. 513—**

BY SENATOR BARHAM

AN ACT

To enact R.S. 42:808(A)(11) and 851(Q), relative to state group insurance; to provide for certain insurance coverage through the office of group benefits for certain state employees and officials after the conclusion of their state service; to provide relative to the eligibility of such persons to participate in programs sponsored by the office of group benefits; to provide for limitations; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Appropriations.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

**SENATE BILL NO. 522—**

BY SENATOR CHEEK

AN ACT

To enact R.S. 27:326, relative to the Video Draw Poker Devices Control Law; to provide with respect to promoting and encouraging the play of video draw poker devices; to provide for a restriction on the offering of food or beverages free of charge; to provide for applicability; and to provide for related matters.

Read by title.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

**SENATE BILL NO. 545—**

BY SENATOR SCHEDLER

AN ACT

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

Read by title.

Reported favorably by the Committee on Appropriations.

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. 545 by Senator Schedler

AMENDMENT NO. 1

On page 1, line 13, change "proposes" to "purposes"

AMENDMENT NO. 2

On page 2, line 4, change "Item" to "Subparagraph"

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

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

Under the rules, placed on the regular calendar.

**SENATE BILL NO. 546—**

BY SENATOR MOUNT

AN ACT

To enact R.S. 47:337.9(F), relative to sales and use taxes imposed by local governmental subdivisions, school boards, and other political subdivisions whose boundaries are not coterminous with the state; to exempt purchases of prescription drugs purchased through or pursuant to a Medicare Part D plan; to provide for an effective date; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Ways and Means.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

**SENATE BILL NO. 554—**

BY SENATOR ULLO

AN ACT

To amend and reenact R.S. 8:1(8), (9), (20), and (35), and 76(A), and 659(A)(1); relative to cemeteries; to provide for the sale and transfer of cemetery authority; to provide for cemetery activities by a limited liability company; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Commerce.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

**SENATE BILL NO. 575—**

BY SENATOR BARHAM

AN ACT

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

Read by title.

Reported favorably by the Committee on Appropriations.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

**SENATE BILL NO. 605—**

BY SENATOR MCPHERSON

AN ACT

To amend and reenact R.S. 40:2009.11(B)(2)(b), 2199(B)(2)(b) and (F)(1), to enact R.S. 40:2199.1, and to repeal R.S. 40:2009.11(B)(3) and 2199(B)(3), relative to nursing homes and

health care facilities; to amend Class B violations for nursing homes and other health care facilities licensed or certified by the Department of Health and Hospitals; to delete monthly aggregate fines for nursing homes or other health care facilities; to provide that monies collected for violations by health care facilities, other than nursing homes, be placed into a special trust fund; to provide for use of those monies; to provide for additional remedies against health care facilities which have repeated violations; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Appropriations.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

**SENATE BILL NO. 612—**

BY SENATORS MOUNT, BROOME, CHAISSON AND SCHEDLER

AN ACT

To enact R.S. 15:587(A)(1)(e), R.S. 32:412(I), R.S. 40:1321(J), and Chapter 24-C of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:2528, relative to sexual offenders; to require a restriction code which declares that a driver's license holder is a sex offender; to provide for a Predator Alert System; and to provide for related matters.

Read by title.

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

The committee amendments were read as follows:

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Transportation, Highways, and Public Works to Reengrossed Senate Bill No. 612 by Senator Mount

AMENDMENT NO. 1

On page 2, line 11, after "sex offender" change "and" to "which"

AMENDMENT NO. 2

On page 3, line 16, after "letters" delete the comma "," and delete "shall be" and insert "which are"

Reported without amendments by the Legislative Bureau.

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

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

Under the rules, placed on the regular calendar.

**SENATE BILL NO. 618—**

BY SENATORS HINES, ADLEY, DUPLESSIS, KOSTELKA, MALONE, MICHOT, MOUNT, MURRAY AND NEVERS

AN ACT

To amend and reenact R.S. 47:9 and 337.19(A), R.S. 37:2156(A) and (E), 2156.1(L), 2171.1, 2171.2, and 2175.2(C), to enact R.S. 47:1508(B)(23) and R.S. 37:2156.1(M), 2158(A)(11), and 2186(B)(7), and to repeal R.S. 47:306(D), relative to tax collection; to provide for registration, certification, and required

security for taxes from certain contractors; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Ways and Means.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

**SENATE BILL NO. 662—**  
BY SENATOR MICHOT

AN ACT

To enact Chapter 30 of Title 51 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 51:2101 and 2102, relative to immersive technologies; to create the Louisiana Immersive Technologies Enterprise Commission; to provide for the membership of the commission; to provide for the powers, duties, functions, and responsibilities of the commission; to authorize issuance of bonds; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Commerce.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

**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.

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

The committee amendments were read as follows:

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Transportation, Highways, and Public Works to Engrossed Senate Bill No. 673 by Senator Malone

AMENDMENT NO. 1

On page 1, line 12, change "five" to "one"

AMENDMENT NO. 2

On page 2, line 1, change "identity" to "legal name"

AMENDMENT NO. 3

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

"(c) If a partnership, limited liability company, or a privately-held corporation, the legal name of all partners, members, or shareholders who have a five percent or more ownership interest in such entity."

AMENDMENT NO. 4

On page 2, at the beginning of line 7, change "(e)"to "(d)"

AMENDMENT NO. 5

On page 2, at the beginning of line 10, change "(f)"to "(e)"

AMENDMENT NO. 6

On page 2, at the beginning of line 13, change "(g)"to "(f)"

AMENDMENT NO. 7

On page 2, after line 22, insert the following:

"(5) The provisions of this Subsection shall not apply to any contract let by the Department of Transportation and Development."

Reported without amendments by the Legislative Bureau.

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

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

Under the rules, placed on the regular calendar.

**SENATE BILL NO. 698—**  
BY SENATOR BAJOIE

AN ACT

To amend and reenact R.S. 37:1794 and to enact R.S. 37:1782(15), 1790(C), 1795(C), 1805(J), and 1861(B)(5), relative to pawnbrokers; to provide for Internet-based pawnbrokers; to provide for definitions; to provide for certain exemptions; to provide for procedures to operate as an Internet-based pawnbroker; to provide for compliance; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Commerce.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

**SENATE BILL NO. 723—**  
BY SENATORS MALONE AND ADLEY AND REPRESENTATIVES HOPKINS, MONTGOMERY, JANE SMITH AND WADDELL

AN ACT

To amend and reenact R.S. 34:3158(A) and to enact R.S. 34:3158(D), relative to the Caddo-Bossier Parishes Port Commission; to provide relative to the composition, membership, powers, duties, and functions of the port commission; and to provide for related matters.

Read by title.

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

The committee amendments were read as follows:

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Transportation, Highways, and Public Works to Reengrossed Senate Bill No. 723 by Senator Malone

AMENDMENT NO. 1

On page 2, line 8, after "Bossier" delete the remainder of the line and insert a period "." and delete line 9 in its entirety

Reported without amendments by the Legislative Bureau.

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

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

Under the rules, placed on the regular calendar.

**SENATE BILL NO. 743 (Substitute of Senate Bill No. 600 by Senator Murray)**  
BY SENATOR MURRAY

AN ACT

To enact Chapter 20 of Title 6 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 6:1401 through 1422, relative to loans; to provide for the Louisiana Motor Vehicle Title Loan Act; to provide for definitions; to provide requirements for title loan agreements; to require the lender to maintain certain records; to provide for lender's rights and remedies upon default; to provide for certain charges; to provide for the length of title loans; to provide for the borrower's rights and remedies; to prohibit certain acts; to provide requirements for licensure; to provide exceptions from licensure; to provide procedures for licensure; to provide for the denial, suspension, and revocation of a license; to provide for the powers and duties of the commissioner of financial institutions; to authorize a private right of action; to provide for the regulation of former licensees; to provide for certain exemptions from licensure; to provide for severability; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Commerce.

The committee amendments were read as follows:

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Commerce to Reengrossed Senate Bill No. 743 by Senator Murray

AMENDMENT NO. 1

On page 2, at the beginning of line 12, insert "A."

AMENDMENT NO. 2

On page 2, line 24, after "of the" delete the remainder of the line and insert "outstanding principal balance."

AMENDMENT NO. 3

On page 2, line 29, after "The" delete "costs of perfecting" and insert "fees paid to public officials to perfect"

AMENDMENT NO. 4

On page 3, line 2, after "lender's" insert "reasonable"

AMENDMENT NO. 5

On page 3, at the beginning of line 4, delete "including reasonable attorney fees"

AMENDMENT NO. 6

On page 3, line 6, after "any other" delete "applicable"

AMENDMENT NO. 7

On page 3, line 6, after "state" and before the comma "." insert "in which the vehicle may be located"

AMENDMENT NO. 8

On page 3, after line 29, insert the following:

"B. As a general rule of construction, persons may look to the federal Truth and in Lending Act and Regulation Z of the Board of Governors of the Federal Reserve System for guidance in further defining and interpreting terms and concepts not otherwise defined or specified under the provisions of this Chapter."

AMENDMENT NO. 9

On page 5, at the end of line 3, delete "an" and insert "a licensed"

AMENDMENT NO. 10

On page 5, at the end of line 7, delete "we" and at the beginning of line 8 delete "or" and insert "have"

AMENDMENT NO. 11

On page 5, line 8, after "agent" delete "may"

AMENDMENT NO. 12

On page 5, line 10, after "Louisiana" delete "or other" and after "law" and before the period "." insert "or the law of any state in which the vehicle is located"

AMENDMENT NO. 13

On page 5, line 26, delete "ENFORCED" and insert in lieu thereof "ADMINISTERED"

AMENDMENT NO. 14

On page 6, at the end of line 11, delete "the" and at the beginning of line 12, delete "lender or"

AMENDMENT NO. 15

On page 6, line 13, after "that the" delete "lender or a"

AMENDMENT NO. 16

On page 6, line 22, after "of any" delete "applicable state" and insert in lieu thereof "state in which the vehicle is located"

AMENDMENT NO. 17

On page 7, line 1, after "borrower" delete "acted fraudulently with respect to" and insert "provides false information to the lender in connection with"

AMENDMENT NO. 18

On page 7, line 1, after "loan" and before the period "." insert "or any extension thereof"

AMENDMENT NO. 19

On page 7, between lines 4 and 5, insert the following:

"(5) The borrower prevents the lender from enforcing its security interest by withholding the vehicle after the lender has requested that it be surrendered or sells the vehicle."

AMENDMENT NO. 20

On page 7, line 8, after "unsatisfied." delete "The" and insert "One-thirtieth of the"

AMENDMENT NO. 21

On page 7, line 9, after "shall be" delete "deemed to be" and after "earned" delete ".due and owing" and insert in lieu thereof "each day"

AMENDMENT NO. 22

On page 7, line 10, after "R.S. 6:1407(B)" delete the remainder of the line and on line 11, delete "is made and on the date of each extension"

AMENDMENT NO. 23

On page 7, at the end of line 11, delete "a" and insert in lieu thereof "this" and on line 12, after "charge" delete "on a per diem basis after maturity on" and insert in lieu thereof "on the outstanding balance of"

AMENDMENT NO. 24

On page 7, line 13, after "extension" insert "thereof on which the lender has declared a default" and after "until" insert "such time as"

AMENDMENT NO. 25

On page 7, at the beginning of line 14, insert "the" and after "purpose of" delete "the"

AMENDMENT NO. 26

On page 7, line 14, after "disposition" and before the period "." insert "or until sixty days from the date of such default, whichever occurs first"

AMENDMENT NO. 27

On page 7, line 14, after "disposition." delete the remainder of the line and delete line 15 in its entirety and insert "All payments received in connection with a title loan will be applied first to interest, then to principal, and finally to fees."

AMENDMENT NO. 28

On page 7, line 27, delete "amount financed" and insert "outstanding principal balance" and on line 28 after "amount" and before the period "." insert "financed"

AMENDMENT NO. 29

On page 7, line 29, delete "amount financed" and insert in lieu thereof "outstanding principal balance"

AMENDMENT NO. 30

On page 8, line 1, after "amount" insert "financed"

AMENDMENT NO. 31

On page 8, line 2, after "declare the" delete "amount financed" and insert in lieu thereof "outstanding principal balance"

AMENDMENT NO. 32

On page 8, line 3, after "charges" insert "and fees" and after "to be" insert "in default and"

AMENDMENT NO. 33

On page 8, line 4, delete "amount financed" and insert in lieu thereof "outstanding principal balance"

AMENDMENT NO. 34

On page 8, line 5, after "reduced by" delete "an amount equal to" and insert in lieu thereof "any amount paid by the borrower to reduce the outstanding principal balance, but in no event less than"

AMENDMENT NO. 35

On page 8, line 8, delete "accrue" and insert "subject to further"

AMENDMENT NO. 36

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

"H. Notwithstanding the right to extend a title loan as provided in Subsection G of this Section, a title lender may not grant more than two such extensions if the borrower does not make any payment of interest or principal in connection with the extension.

I. The lender may contract for and receive those fees and charges described in R.S. 6:1403A(6)(i)-(iv)."

AMENDMENT NO. 37

On page 8, line 22, after "processing" and before the period "." insert "by the Louisiana Department of Public Safety or other state agency that issues vehicle titles."

AMENDMENT NO. 38

On page 8, line 26, after "Falsify or" delete "intentionally"

AMENDMENT NO. 39

On page 8, line 29, after "inspect" delete "completed"

AMENDMENT NO. 40

On page 9, delete lines 3 through 6 in their entirety

AMENDMENT NO. 41

On page 9, line 7, change "(5)" to "(3)"

AMENDMENT NO. 42

On page 9, line 9, change "(6)" to "(4)"

AMENDMENT NO. 43

On page 9, line 11, after "available" insert "unaffiliated"

AMENDMENT NO. 44

On page 9, line 13, change "(7)" to "(5)"

AMENDMENT NO. 45

On page 9, line 14, after "possession" and before the period "." insert "from loss, fire, theft or water damage"

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## AMENDMENT NO. 46

On page 9, line 15, change "(8)" to "(6)"

## AMENDMENT NO. 47

On page 9, line 17, after "processing" and before the comma "," insert "by the Louisiana Department of Public Safety or other state agency that issues vehicle titles"

## AMENDMENT NO. 48

On page 9, line 20, change "(9)" to "(7)"

## AMENDMENT NO. 49

On page 9, line 23, change "(10)" to "(8)"

## AMENDMENT NO. 50

On page 9, line 27, change "(11)" to "(9)"

## AMENDMENT NO. 51

On page 9, line 29, change "(12)" to "(10)"

## AMENDMENT NO. 52

On page 10, line 3, change "(13)" to "(11)"

## AMENDMENT NO. 53

On page 10, line 5, change "(14)" to "(12)"

## AMENDMENT NO. 54

On page 10, line 8, change "(15)" to "(13)"

## AMENDMENT NO. 55

On page 10, line 10, change "(16)" to "(14)"

## AMENDMENT NO. 56

On page 10, line 13, change "(17)" to "(15)"

## AMENDMENT NO. 57

On page 10, between lines 14 and 15 insert the following:

"(16) Take a security interest in anything other than a vehicle certificate of title or a vehicle in connection with a title loan."

## AMENDMENT NO. 58

On page 11, line 9, after "brought within" delete "sixty" and insert "one hundred eighty"

## AMENDMENT NO. 59

On page 11, line 22, after "charges" insert "or collect fees"

## AMENDMENT NO. 60

On page 11, line 26, after "other than a" delete "supervised financial organization," and insert "financial institution whose deposits are federally insured,"

## AMENDMENT NO. 61

On page 12, line 11, after "§1412," delete "Powers" and insert "Enforcement powers"

## AMENDMENT NO. 62

On page 12, line 16, after "agreements with" delete "lenders" and insert "persons"

## AMENDMENT NO. 63

On page 13, line 24, delete "Engages" and insert "Repeatedly engages"

## AMENDMENT NO. 64

On page 13, line 27, after "Violates any" delete "material"

## AMENDMENT NO. 65

On page 14, line 9, after "commissioner" insert "or"

## AMENDMENT NO. 66

On page 14, line 17, after "conduct" delete the remainder of the line and insert a period "."

## AMENDMENT NO. 67

On page 15, line 20, after "Engages in" delete "a pattern or practice of" and insert "the"

## AMENDMENT NO. 68

On page 15, line 21, after "facts or" insert "makes"

## AMENDMENT NO. 69

On page 15, line 27, after "perpetrates" delete "an intentional" and insert "a"

## AMENDMENT NO. 70

On page 16, between lines 1 and 2 insert the following:

"(u) Knowingly engages in any transaction, practice or course of business which perpetrates a fraud upon any person in connection with the making, purchasing or sale of any title loan."

## AMENDMENT NO. 71

On page 17, line 19, after "Chapter" delete the remainder of the line and line 20 in its entirety and on line 21 delete "violation"

## AMENDMENT NO. 72

On page 18, delete lines 19 through 29 in their entirety and on page 19 delete lines 1 and 2 in their entirety and insert the following:

"(c) Any records to be retained pursuant to this Chapter or regulations promulgated hereunder may be reproduced by any photographic, photostatic, microfilm, microcard, or miniature or microphotographic process, or by any mechanical or electronic means recording electronic or optical imaging, chemical process, or other process or technique which accurately reproduces the original or forms or creates durable medium for accurately reproducing the original."

## AMENDMENT NO. 73

On page 19, line 3, change "M." to "L."

## AMENDMENT NO. 74

On page 19, line 16, change "N.(1)" to "M.(1)"

AMENDMENT NO. 75

On page 20, line 2, change "O.(1)" to "N.(1)"

AMENDMENT NO. 76

On page 20, line 18, change "P." to "O."

AMENDMENT NO. 77

On page 20, delete lines 20 through 29 in their entirety and on page 21, delete lines 1 and 2 in their entirety and insert the following:

"P. Subject to the provisions of R.S. 13:4521 and 4581, all estimated costs of appeal, including those involved in the preparation of the administrative record of appeal, taken by a person in connection with an adverse ruling of an administrative law judge in connection with a hearing held pursuant to this Chapter and the Administrative Procedures Act, shall be paid by that person within sixty days of the filing of the petition for appeal in the district court. Failure to pay such estimated costs within the time prescribed shall result in the appeal being dismissed with prejudice and without the necessity of any further action being taken by any party."

AMENDMENT NO. 78

On page 21, delete lines 4 through 6 in their entirety

AMENDMENT NO. 79

On page 21, line 7, change "B." to "A."

AMENDMENT NO. 80

On page 21, line 17, change "C." to "B."

AMENDMENT NO. 81

On page 22, line 15, after "loan" insert "or lending" and after "states" and before the period ";" insert "within fifteen days of issuance"

AMENDMENT NO. 82

On page 22, delete lines 23 and 24 in their entirety

AMENDMENT NO. 83

On page 23, delete line 2 in its entirety and insert "this Chapter."

AMENDMENT NO. 84

On page 23, line 15, after "lender" delete the comma "," and insert "or"

AMENDMENT NO. 85

On page 23, line 22, after "lender" delete the comma "," and insert "or"

AMENDMENT NO. 86

On page 23, line 23, after "solvency" delete "in the form of" and insert "by providing"

AMENDMENT NO. 87

On page 23, line 24, after "credit" insert "from a financial institution whose deposits are federally insured"

AMENDMENT NO. 88

On page 23, line 26, after "or (b)" delete the remainder of the line and line 27 in its entirety and insert the following:

"an additional surety bond issued by a surety company authorized to do business in Louisiana in favor of the office of financial institutions in the amount of five hundred thousand dollars; or (c) a deposit of funds subject to a pledge agreement acceptable to the commissioner in the amount of five hundred thousand dollars at a financial institution acceptable to the commissioner whose deposits are federally insured."

AMENDMENT NO. 89

On page 24, delete lines 10 through 17 in their entirety and insert in lieu thereof the following:

"F. Whenever a person becomes licensed by the commissioner, pursuant to this Chapter, such person shall provide a physical address to the commissioner that may be used as a basis for service or notification of any order or other issuance or communication by the commissioner to such person. Whenever such person changes his physical address, he shall notify the commissioner at least thirty days prior to the change. Notification or service of any order, notice, or other issuance or communication by the commissioner by certified mail to the address most recently provided to him by the person shall satisfy all requisites of service required for any registration, administrative, enforcement, or other action undertaken by him pursuant to the Louisiana Administrative Procedure Act or otherwise in connection with such person."

AMENDMENT NO. 90

On page 25, line 9, after "Any" delete the remainder of the line and on line 10 delete "bank, savings and loan association, or similar"

AMENDMENT NO. 91

On page 25, line 10, after "financial institution" delete the remainder of the line and delete lines 11 and 12 in their entirety and insert "whose deposits are federally insured."

AMENDMENT NO. 92

On page 26, line 23, after "licensed" insert "title"

AMENDMENT NO. 93

On page 26, line 27, after "control of" delete "fifty" and insert "fifty-one"

AMENDMENT NO. 94

On page 27, line 21, after "a licensed" insert "title" and on line 22, after "a licensed" insert "title"

AMENDMENT NO. 95

On page 27, line 23, delete "R.S. 6:1419" and insert "this Chapter"

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. 743 by Senator Murray

AMENDMENT NO. 1

In House Committee Amendment No. 35 proposed by the House Committee on Commerce on page 4, line 2, change Amendment No. 35 to read "On page 8, line 7, delete "entitled to" and on line 8 delete "accrue" and insert "subject to further"

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

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

Under the rules, placed on the regular calendar.

**SENATE BILL NO. 747 (Substitute of Senate Bill No. 602 by Senator Murray)—**  
BY SENATOR MURRAY

AN ACT

To amend and reenact R.S. 33:9108(D) and to enact R.S. 33:9106.2 and 9108(E), relative to the Orleans Parish Communication District; to authorize a fixed rate for emergency telephone service charges; to provide for the services for which the 9-1-1 charges are applicable; to provide for a termination date of the fixed rate emergency telephone service charge; to provide relative to limiting liability of the district; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Commerce.

Reported without amendments by the Legislative Bureau.

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

**House and House Concurrent Resolutions**

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

**Motion**

On motion of Rep. Martiny, the Committee on Administration of Criminal Justice was discharged from further consideration of House Concurrent Resolution No. 271.

**HOUSE CONCURRENT RESOLUTION NO. 271—**

BY REPRESENTATIVE WOOTON

A CONCURRENT RESOLUTION

To extend the authority for the Forensic Strategic Task Force until July 1, 2008.

Read by title.

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

**House and House Concurrent Resolutions on Third Reading for Final Consideration**

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

**HOUSE CONCURRENT RESOLUTION NO. 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.

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

Ordered to the Senate.

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

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

**SENATE CONCURRENT RESOLUTION NO. 103—**

BY SENATOR HINES

A CONCURRENT RESOLUTION

To direct the secretary of the Department of Health and Hospitals to establish a committee to study and develop a methodology to provide needs assessments for federally qualified health centers and freestanding rural health clinics to systematically promote the expansion of primary and preventive health care services, develop and stimulate services provided by others to ensure better access to quality primary health care services, without adversely affecting Louisiana's established rural hospitals, their provider-based rural health clinics and the established medical practices of primary care physicians on the active medical staff of such rural hospital.

Read by title.

Rep. Walker moved the concurrence of the resolution.

By a vote of 97 yeas and 1 nay, the resolution was concurred in.

**SENATE CONCURRENT RESOLUTION NO. 68—**

BY SENATOR BARHAM

A CONCURRENT RESOLUTION

To establish and provide for the Louisiana Prescribed Fire Council within the Department of Agriculture and Forestry.

Read by title.

Rep. Walsworth moved the concurrence of the resolution.

By a vote of 97 yeas and 0 nays, the resolution was concurred in.

**SENATE CONCURRENT RESOLUTION NO. 28—**

BY SENATOR BOASSO

A CONCURRENT RESOLUTION

To urge and request the governor and the Louisiana Recovery Authority to provide to each member of the legislature seven days before submitting for approval by a committee or by a house of the legislature any instrument which provides for expenditures of ten million dollars or more accurate detailed information explaining the proposal.

Read by title.

On motion of Rep. Scalise, the resolution was concurred in.

**House Concurrent Resolutions Returned from the Senate with Amendments**

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

**HOUSE CONCURRENT RESOLUTION NO. 142—**

BY REPRESENTATIVE BARROW

**A CONCURRENT RESOLUTION**

To urge and request the Louisiana State University Health Sciences Center-Health Care Services Division to take all necessary measures to name the library located at the Earl K. Long Medical Center in Baton Rouge the "Jane Lambremont LSU Library" in honor of former library director Jane Lambremont.

Read by title.

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

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Senate and Governmental Affairs to Engrossed House Concurrent Resolution No. 142 by Representative Barrow

**AMENDMENT NO. 1**

On page 1, line 2 delete "Health Sciences Center-"

**AMENDMENT NO. 2**

On page 1, line 4 after "Center" insert "or its successor institution"

**AMENDMENT NO. 3**

On page 2, line 24 delete "Health Sciences Center-"

**AMENDMENT NO. 4**

On page 2, line 26 after "Center" insert "or its successor institution"

**AMENDMENT NO. 5**

On page 2, line 29 delete "Health" and on line 30 delete "Sciences Center-"

**AMENDMENT NO. 6**

On page 2, line 30 after "and to" insert "the family of"

On motion of Rep. Barrow, the amendments proposed by the Senate were concurred in.

**Suspension of the Rules**

On motion of Rep. Cravins, 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 CONCURRENT RESOLUTION NO. 236—**

BY REPRESENTATIVE HEBERT

**A CONCURRENT RESOLUTION**

To urge and request the commissioner of insurance to reconsider the decision to allow Louisiana Farm Bureau Mutual Insurance Company to exclude wind and hail coverages from its homeowners' policies.

Read by title.

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

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Insurance to Original House Concurrent Resolution No. 236 by Representative Hebert

**AMENDMENT NO. 1**

On page 1, line 2 delete "urge and request" and insert "direct"

**AMENDMENT NO. 2**

On page 2, line 14 delete "urge and request" and insert "direct"

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

By a vote of 76 yeas and 24 nays, the amendments proposed by the Senate were concurred in by the House.

**House Bills and Joint Resolutions  
Returned from the Senate with Amendments**

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

**HOUSE BILL NO. 109—**

BY REPRESENTATIVE BRUNEAU AND SENATOR MURRAY

**AN ACT**

To amend and reenact R.S. 24:51(5) and to enact R.S. 24:56(G) and 58.1, relative to lobbying of the legislature; to provide for the regulation of lobbying of the legislature; to provide for the definition of lobbyist; to provide for certain prohibited conduct; to provide for penalties and remedies, including the defeat or voidability of certain contracts; to provide for enforcement; and to provide for related matters.

Read by title.

**Motion**

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

**HOUSE BILL NO. 355—**BY REPRESENTATIVES TRICHE, DOERGE, AND DURAND AND  
SENATOR LENTINI**AN ACT**

To amend and reenact R.S. 46:236.15(C), relative to child support enforcement; to grant limited administrative authority to access certain information; and to provide for related matters.

Read by title.

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

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Chaisson to Engrossed House Bill No. 355 by Representative Triche

**AMENDMENT NO. 1**

On page 1, line 12, after "Notwithstanding any other provision of law," insert the following:

"subject to the safeguards on privacy and information security, and subject to the nonliability of entities that afford such access according to this Subparagraph."

**AMENDMENT NO. 2**

On page 2, line 7, after "(9)" change "Records" to the following:

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"The names and addresses of individuals who owe or are owed support, or against or with respect to whom a support obligation is sought, and the names and addresses of employers of such individuals, as appearing in customer records"

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 99

NAYS

Total - 0

ABSENT

Table listing names of representatives under the ABSENT category: Burrell, Erdey, Glover, Kennard, McVea, Smith, J.H.-8th.

Total - 6

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

HOUSE BILL NO. 792— BY REPRESENTATIVE K. CARTER AN ACT

To amend and reenact R.S. 22:213.3, 221(B), 2027(C), and 2059, relative to health and accident insurance policies and health maintenance organization contracts; to provide for a thirty-day grace period prior to cancellation for failure to pay premiums or prepaid charges; to provide for a fifteen-day notice to policyholders, subscribers, or enrollees prior to expiration of the

grace period; to provide for applicability; and to provide for related matters.

Read by title.

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

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Cain to Reengrossed House Bill No. 792 by Representative K. Carter

AMENDMENT NO. 1

On page 3, line 3, change "thirty-one" to "thirty"

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 100

NAYS

Total - 0

ABSENT

Table listing names of representatives under the ABSENT category: Erdey, Kennard, LaFleur, McVea, Smith, J.R.-30th.

Total - 5

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

**HOUSE BILL NO. 797—**  
BY REPRESENTATIVE K. CARTER  
AN ACT

To amend and reenact R.S. 40:1241(A), relative to public market places; to provide for exemptions for permanent open-air public market buildings; to require the development of food service operational guidelines; and to provide for related matters.

Read by title.

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

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Health and Welfare to Reengrossed House Bill No. 797 by Representative K. Carter

AMENDMENT NO. 1

On page 1, line 16, after "1701," delete the remainder of the line and delete line 17, and insert the following:

"and 3505(A). The lessor shall"

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

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. Speaker	Frith	Odinet
Alario	Gallot	Pierre
Alexander	Geymann	Pinac
Ansardi	Glover	Pitre
Arnold	Gray	Powell, M.
Badon	Greene	Powell, T.
Baldone	Guillory, E.	Quezaire
Baudoin	Guillory, M.	Richmond
Baylor	Hammett	Ritchie
Beard	Harris	Robideaux
Bowler	Heaton	Romero
Bruce	Hebert	Scalise
Bruneau	Hill	Schneider
Burns	Honey	Smiley
Burrell	Hopkins	Smith, G.
Carter, K.	Hunter	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
Damico	Kleckley	Townsend
Daniel	LaBruzzo	Trahan
Dartez	LaFleur	Triche
DeWitt	LaFonta	Tucker
Doerge	Lambert	Waddell
Dorsey	Lancaster	Walker
Dove	Marchand	Walsworth
Downs	Martiny	White
Durand	McDonald	Winston
Fannin	Montgomery	Wooton
Farrar	Morrell	
Faucheux	Morrish	
Total - 100		

NAYS

Total - 0

ABSENT

Barrow	Erdey	McVea
Curtis	Kennard	
Total - 5		

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

**HOUSE BILL NO. 109—**  
BY REPRESENTATIVE BRUNEAU AND SENATOR MURRAY  
AN ACT

To amend and reenact R.S. 24:51(5) and to enact R.S. 24:56(G) and 58.1, relative to lobbying of the legislature; to provide for the regulation of lobbying of the legislature; to provide for the definition of lobbyist; to provide for certain prohibited conduct; to provide for penalties and remedies, including the defeat or voidability of certain contracts; to provide for enforcement; and to provide for related matters.

Called from the calendar.

Read by title.

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

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Senate and Governmental Affairs to Reengrossed House Bill No. 109 by Representative Bruneau

AMENDMENT NO. 1

On page 2, line 7 after "Part" insert "₂" and delete remainder of line and line 8

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Murray to Reengrossed House Bill No. 109 by Representative Bruneau

AMENDMENT NO. 1

On page 1, line 14, after "employed" and before "to act" insert "or engaged for compensation"

AMENDMENT NO. 2

On page 1, line 16, after "employment" and before the period "." insert "or engagement"

AMENDMENT NO. 3

On page 1, line 17, after "kind" and before "to act" insert ", including reimbursement of expenditures,"

AMENDMENT NO. 4

On page 2, line 5, after "employed" and before "and" insert "or engaged"

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

**ROLL CALL**

The roll was called with the following result:

YEAS

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

Total - 96

NAYS

Total - 0

ABSENT

Badon	Durand	Katz
Dartez	Erdey	Kennard
Downs	Guillory, M.	Montgomery

Total - 9

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

**Suspension of the Rules**

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

**HOUSE BILL NO. 909—**

BY REPRESENTATIVE BRUNEAU

AN ACT

To amend and reenact R.S. 18:104(A)(16)(introductory paragraph), 115(F)(2)(d)(ii), 132, 133(A), 401.3(D)(4), 425(B)(1), 426(A)(1), 434(B)(7), 441(B)(1), 533(A), 553(B)(1)(b) and (2), 571, 572(A)(1), 573(A)(2), 583(D)(1), 601, 654, 1309(B), 1313(F)(1), 1334(heading), 1351(12), 1353(C)(4), and 1355(12), (13), (14), (15), (16), and (17), to enact R.S. 18:18(D), 101.1, 104(G), 115(F)(2)(d)(iii), 152.1, 425(A)(4), 1308.3(C), 1314(F), and 1351(13), and to repeal R.S. 18:1353(C)(5) and 1355(18), relative to the election code; to make changes to the election code; to authorize the secretary of state to enter into certain agreements with other states; to provide for procedures for verification of registration information; to provide relative to the forms of identification an applicant may use when registering to vote; to require the

registrar to verify that a displaced person applying to vote absentee by mail has not registered in another jurisdiction; to provide relative to the offices and branch offices of the registrars of voters when an emergency has affected such office; to provide relative to the re-creation of destroyed records of the registrar; to provide relative to procedures for tabulating legislative ballots regarding the secretary of state's emergency plan; to authorize and provide for the use of additional commissioners from other parishes when a parish has a shortage due to an emergency; to provide relative to the requirements for the selection of commissioners; to provide relative to the requirements to have the political party designation of a candidate on the ballot; to provide for certification of polling places as handicapped accessible; to provide relative to the location of multiple precincts within a polling location; to specify when the filling of an anticipated vacancy is premature; to specify certain requirements for a notice of retirement or resignation to become effective; to provide for the beginning of legislative service for certain purposes; to remove references to voting machines, equipment, and paraphernalia no longer in use; and to provide for related matters.

Read by title.

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

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Senate and Governmental Affairs to Reengrossed House Bill No. 909 by Representative Bruneau

AMENDMENT NO. 1

On page 12, line 9 after "office" insert "." and delete remainder of line and line 10

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Jones to Reengrossed House Bill No. 909 by Representative Bruneau

AMENDMENT NO. 1

On page 1, line 4, after "553(B)(1)(b) and (2)," and before "571," insert "564(D)(2),"

AMENDMENT NO. 2

On page 2, line 6, after "purposes;" insert "to provide relative to proof of eligibility to vote with assistance;"

AMENDMENT NO. 3

On page 2, line 10, after "533(A)," and before "583(D)(1)," insert "564(D)(2)."

AMENDMENT NO. 4

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

"§564. Assistance in voting

	*	*	*
D.			
	*	*	*

(2) A voter shall also be entitled to assistance without having filed with the registrar a statement setting forth the necessity and reasons for this assistance if, on election day, the voter presents to the

commissioner-in-charge a physician's certificate indicating the voter's inability to vote without assistance because of a physical handicap, or a current mobility-impaired identification card bearing a photograph of the voter and the international symbol of accessibility issued by the secretary of the Department of Public Safety and Corrections as authorized by the provisions of R.S. 47:463.4. The commissioner-in-charge shall place the any physician's certificate presented by a voter in the envelope marked "Registrar of Voters" and attach the envelope to the precinct register.

\* \* \*

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Murray to Reengrossed House Bill No. 909 by Representative Bruneau

AMENDMENT NO. 1

Delete Senate Committee Amendment No. 1 proposed by the Senate Committee on Senate and Governmental Affairs and adopted by the Senate on May 25, 2006.

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. Speaker	Faucheux	Martiny
Alario	Frith	McDonald
Ansardi	Gallot	McVea
Arnold	Geymann	Montgomery
Badon	Glover	Morrell
Baldone	Gray	Odinet
Barrow	Guillory, E.	Pierre
Baudoin	Hammett	Pinac
Baylor	Harris	Pitre
Bruce	Heaton	Powell, M.
Bruneau	Hebert	Quezaire
Burrell	Hill	Ritchie
Carter, R.	Honey	Romero
Cazayoux	Hopkins	Smith, G.
Crane	Hunter	Smith, J.D.—50th
Cravins	Hutter	Smith, J.H.—8th
Curtis	Jackson	Smith, J.R.—30th
Damico	Jefferson	St. Germain
Dartez	Johns	Strain
DeWitt	Kenney	Thompson
Doerge	Kleckley	Toomy
Dorsey	LaFleur	Townsend
Dove	LaFonta	Tucker
Erdey	Lambert	Walker
Fannin	Lancaster	White
Farrar	Marchand	Winston
Total - 78		

**NAYS**

Alexander	Durand	Scalise
Bowler	Greene	Schneider
Burns	LaBruzzo	Smiley
Carter, K.	Powell, T.	Trahan
Daniel	Richmond	Walsworth
Downs	Robideaux	Wooton
Total - 18		

**ABSENT**

Beard	Guillory, M.	Morrish
Chandler	Katz	Triche
Crowe	Kennard	Waddell
Total - 9		

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

**Suspension of the Rules**

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

**Explanation of Vote**

Rep. Waddell disclosed a possible conflict of interest and recused himself from casting his vote on the final passage of the above bill.

**HOUSE BILL NO. 1003—**

BY REPRESENTATIVES SALTER AND SCALISE  
AN ACT

To enact R.S. 47:337.9(F), relative to the Uniform Local Sales Tax Code; to exempt purchases of prescription drugs purchased through or pursuant to a Medicare Part D plan; to provide for an effective date; and to provide for related matters.

Read by title.

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

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Mount to Reengrossed House Bill No. 1003 by Representative Salter

AMENDMENT NO. 1

On page 1, delete line 7 and insert in lieu thereof the following:

"§337.9. Exemptions applicable to local tax in Chapters 2, 2-A, and 2-B; other exemptions applicable"

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

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

Crane	Hunter	Smith, G.
Cravins	Hutter	Smith, J.D.—50th
Crowe	Jackson	Smith, J.H.—8th
Curtis	Jefferson	Smith, J.R.—30th
Damico	Johns	St. Germain
Daniel	Katz	Strain
Dartez	Kenney	Thompson
DeWitt	Kleckley	Toomy
Doerge	LaBruzzo	Trahan
Dorsey	LaFleur	Triche
Dove	LaFonta	Tucker
Downs	Lambert	Walker
Durand	Lancaster	Walsworth
Erdey	Marchand	White
Fannin	Martiny	Winston
Farrar	McDonald	Wooton

Total - 96

NAYS

Total - 0

ABSENT

Alexander	Chandler	Smiley
Burrell	Kennard	Townsend
Carter, R.	Morrish	Waddell

Total - 9

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

**HOUSE BILL NO. 1010—**

BY REPRESENTATIVE GARY SMITH  
AN ACT

To enact R.S. 32:300.3, relative to operating motor vehicles; to prohibit the operator or a passenger in a motor vehicle from smoking when children of a certain age are present; to provide relative to penalties for violations; to provide relative to citations issued for violations; to prohibit certain actions by law enforcement officers; and to provide for related matters.

Read by title.

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

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Marionneaux to Reengrossed House Bill No. 1010 by Representative Gary Smith

AMENDMENT NO. 1

On page 1, line 2, after "R.S. 32:300.3," insert "and Part LXIII of Chapter 5 of Title 40 of the Louisiana Revised Statute of 1950, to be comprised of R.S. 40:1300.251 through 1300.253, 1300.255, 1300.261 through 1300.263, relative to providing restrictions on the use of tobacco;"

AMENDMENT NO. 2

On page 1, at the end of line 7, insert the following:

"to create the Louisiana Clean Indoor Air Act;"

AMENDMENT NO. 3

On page 7, between lines 15 and 16, insert the following:

"Section 2. PART LXIII. LOUISIANA CLEAN INDOOR AIR ACT SUBPART A. GENERAL PROVISIONS

§1300.251. Short title

This Part shall be known and may be cited as the "Louisiana Clean Indoor Air Act."

§1300.252. Purpose

The legislature finds and determines that it is in the best interest of the people of this state to protect nonsmokers from involuntary exposure to environmental tobacco smoke in most indoor areas open to the public, public meetings, food service establishments, and places of employment. The legislature further finds and determines that a balance should be struck between the health concerns of nonconsumers of tobacco products and the need to minimize unwarranted governmental intrusion into and regulation of private spheres of conduct and choice with respect to the use or nonuse of tobacco products in certain designated public areas and in private places. Therefore, the legislature hereby declares that the purpose of this Part is to preserve and improve the health, comfort, and environment of the people of this state by limiting exposure to tobacco smoke.

§1300.253. Definitions

A. For the purposes of this Part, the following terms shall have the following meanings unless the context clearly indicates otherwise:

(1) "Airport smoking concession" means a bar or restaurant, or both, in a public airport with regularly scheduled domestic and international commercial passenger flights, in which bar or restaurant smoking is allowed in a fully enclosed and independently ventilated area by the terms of the concession.

(2) "Bar" means any indoor area that is operated and licensed under Chapter 1, Title 26 of the Louisiana Revised Statutes of 1950, primarily for the sale and service of alcoholic beverages for on-premises consumption of such beverages.

(3) "Department" means the Department of Health and Hospitals.

(4) "Employer" means any person, partnership, association, corporation, or nonprofit entity that employs four or more persons. "Employer" includes, without limitation, the legislative, executive, and judicial branches of state government; any parish, city, or town, or instrumentality thereof, or any other political subdivision of the state, special district, authority, commission, or agency; or any other separate corporate instrumentality or unit of state or local government.

(5) "Environmental tobacco smoke" also known as "ETS" or "Secondhand Smoke" means the complex mixture formed from the escaping smoke of a burning tobacco product (also known as "sidestream smoke") and smoke exhaled by the smoker.

(6) "Food service establishment" means any indoor area or portion thereof in which the principal business is the sale of food for on-premises consumption. The term includes, without limitation, restaurants, cafeterias, coffee shops, diners, sandwich shops, and short-order cafes.

(7) "Indoor area" means any enclosed area or portion thereof. The opening of windows or doors, or the temporary removal of wall panels, does not convert an indoor area into an outdoor area.

(8) "Local authority" means a municipal or parish governing authority.

(9) "Place of employment" means any indoor area or portion thereof under the control of an employer in which employees of the employer perform services for, or on behalf of, the employer.

(10) "Public building" means any building owned or operated by any of the following:

(a) The state, including the legislative, executive, and judicial branches of state government.

(b) Any parish, city, or town, or instrumentality thereof, or any other political subdivision of the state, special district, authority, commission, or agency.

(c) Any other separate corporate instrumentality or unity of state or local government.

(11) "Secretary" means the secretary of the Department of Health and Hospitals.

(12) "Smoke-free work area" means an indoor area in a place of employment where no smoking occurs.

(13) "Smoking" means inhaling, exhaling, burning, carrying, or possessing any lighted tobacco product, including cigarettes, cigars, pipe tobacco, and any other lighted tobacco product.

(14) "Tobacco business" means a sole proprietorship, corporation, partnership, limited liability company, or other enterprise engaged primarily in the sale, manufacture, or promotion of tobacco, tobacco products, or smoking devices or accessories, either at wholesale or retail, and in which the sale, manufacture, or promotion of other products is merely incidental.

(15) "Work area" means an area in a place of employment where one or more employees are routinely assigned and perform services for or on behalf of their employer.

#### SUBPART B. RESTRICTIONS AND EXEMPTIONS

##### §1300.255. General Smoking Restrictions; exemptions

A. Except as otherwise provided in Subsection B of this Section, and in order to reduce the levels of exposure to environmental tobacco smoke, smoking shall not be permitted and no person shall smoke in an enclosed indoor area, including but not limited to any of the following:

(1) Public meetings.

(2) Buildings, offices, shops, or elevators.

(3) Buses, trains, and other forms of public transportation.

(4) Shopping malls, retail stores, grocery stores, or arcades.

(5) Libraries, theaters, concert halls, museums, art galleries, planetariums, historical sites, auditoriums, or arenas.

(6) Jury waiting and deliberation rooms.

(7) Courtrooms.

(8) Child day care facilities.

(9) Health care facilities, including hospitals, health care clinics, doctor offices, and other health-care related facilities.

(10) Any place of employment that is not exempted.

(11) Restrooms, lobbies, reception areas, hallways, and other common-use areas.

(12) Restaurants, cafes, or cafeterias.

(13) Gymnasiums, indoor sports arenas, and sports and fitness facilities.

(14) Lobbies, hallways, and other common areas in apartment buildings, condominiums, and other multi-unit residential facilities.

(15) Lobbies, hallways, elevators, restaurants, cafeterias, and other common areas in hotels and motels.

(16) Retirement facilities, assisted living facilities, and nursing homes, except for specially designated smoking areas not located near residential quarters.

(17) Public and non-public schools; and other educational and vocational institutions.

B. Nothing in this Part shall prohibit smoking in any of the following places:

(1) Private homes, private residences, and private automobiles; except that this Section shall apply if any such home, residence, or vehicle is being used for child care or day care or if a private vehicle is being used for the public transportation of children or as part of health care or day care transportation.

(2) Limousines under private hire.

(3) A hotel or motel room designated as a smoking room and rented to a guest.

(4) Any retail tobacco business.

(5) Any tobacco bar.

(6) Any bar as defined in R.S. 40:1300.252(A)(2).

(7) Any airport smoking concession.

(8) The room of a hospice patient in a hospice facility, so long as such room is appropriately segregated from the rooms and common facilities of other hospice patients.

(9) The outdoor area of any business; except that the owner or manager of such business may post signs prohibiting smoking in any such outdoor area, which shall have the effect of making that outdoor area an area in which smoking is prohibited under the provisions of this Part.

(10) The licensed premises, as defined in Chapter 4 and 11 of Title 4 and Chapters 4, 5, 6, and 7 of Title 27 of the Louisiana Revised Statutes of 1950, or any other gaming operations authorized by law.

C. In the case of employers otherwise exempted from this Part, each such employer shall provide a smoke-free work area for every employee requesting not to have to breathe environmental tobacco smoke.

D. This Part expressly preempts regulation of smoking to the state and supersedes any municipal or parish ordinance on the subject.

#### SUBPART C. PENALTIES AND RULES AND REGULATIONS

##### §1300.261. Responsibilities of proprietors

The proprietor or other person in charge of a public place where smoking is prohibited shall make reasonable efforts to prevent smoking in such place by taking the following actions:

(1) Posting appropriate signs.

(2) Arranging seating to provide a smoke-free area.

(3) Requesting smokers to extinguish the tobacco product.

(4) Any other means deemed appropriate by the proprietor or other person in charge.

§1300.262. Penalties

A. Any person who violates the provisions of R.S. 40:1300.255(A) shall be subject to a civil penalty of not more than one hundred dollars for the first violation and not more than five hundred dollars for each subsequent violation. Jurisdiction shall be with the appropriate court having jurisdiction over misdemeanors in the parish or municipality of the domicile of the facility.

B.(1) It shall be unlawful for any person who owns, manages, operates, or otherwise controls the use of any premises subject to this Part to violate any provision of this Part.

(2) Whoever violates the provisions of Paragraph (B)(1) shall be subject to a civil penalty of not less than two hundred fifty dollars nor more than seven hundred fifty dollars for the first violation and not less than five hundred dollars nor more than two thousand dollars for each subsequent violation. Jurisdiction shall be with the appropriate court having jurisdiction over misdemeanors in the parish or municipality of the domicile of the facility.

§1300.263. Rules and regulations

The secretary of the department shall adopt and promulgate rules and regulations necessary to carry out the provisions of this Part in accordance with the Administrative Procedure Act."

AMENDMENT NO. 4

On page 9, line 16, change "Section 2" to "Section 3"

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

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

Dorsey	LaFonta	Trahan
Dove	Lambert	Triche
Downs	Lancaster	Tucker
Durand	Marchand	Waddell
Erdey	Martiny	White
Fannin	McDonald	Wooton
Farrar	McVea	
Total - 92		

NAYS

Carter, K.	Dartez	Walsworth
Cravins	Powell, M.	Winston
Daniel	Robideaux	
Total - 8		

ABSENT

Ansardi	Kennard	Walker
Geymann	Kleckley	
Total - 5		

The amendments proposed by the Senate were rejected.

Conference committee appointment pending.

**Conference Committee Appointment**

The Speaker appointed the following conferees on the part of the House to confer with a like committee from the Senate on the disagreement to House Bill No. 1010: Reps. Gary Smith, Quezaire, and Baldone.

**HOUSE BILL NO. 1137—**

BY REPRESENTATIVE PINAC

AN ACT

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

Read by title.

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

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Commerce, Consumer Protection and International Affairs to Engrossed House Bill No. 1137 by Representative Pinac

AMENDMENT NO. 1

On page 1, line 2, between "45:" and "844.31(A)" insert "844.14(A)(1) and (3)(b) and"

AMENDMENT NO. 2

On page 1, line 2, after "844.31(A)" insert "and to repeal R.S. 45:844.14(B)"

AMENDMENT NO. 3

On page 1, line 4, after "exceptions;" insert "to delete the requirement that a telephone subscriber who has requested a private or unlisted number be placed on the do not call list; to provide solicitors the option to provide a surety bond upon registration; to delete requirement that persons who sell, lease, or rent telephonic solicitation listings include numbers appearing on the "do not call" listing;"

AMENDMENT NO. 4

On page 1, line 6, delete "45:844.31(A) is" and insert "45:844.14(A)(1) and (3)(B) and 844.31(A) are"

AMENDMENT NO. 5

On page 1, between lines 6 and 7, insert the following:

"§844.14. Listing procedures; prohibited acts

A.(1) Any residential telephonic subscriber desiring to be placed on a "do not call" listing shall be placed on that listing upon the commission's receipt of a request form. This listing shall be effective for five years and renewed by the commission upon receipt of a renewal notice. ~~Any residential telephone subscriber that has previously requested that their number shall be listed as private or unlisted will automatically be placed on a "do not call" list.~~

\* \* \*

(3)

\* \* \*

(b) In order to obtain copies of the "do not call" listing, a telephonic solicitor shall, in addition to paying the applicable fee, register with the commission, pay any registration fee as required by the commission, and provide all necessary documentation as required by the commission. Such telephonic solicitor, as defined in this Chapter, ~~shall also be required to~~ may maintain a bond in the amount of twenty thousand dollars in favor of the state of Louisiana to guarantee the payment of any administrative penalties assessed pursuant to this Chapter and file a copy of such bond with the commission.

\* \* \*

AMENDMENT NO. 6

On page 3, after line 14, insert the following:

"Section 2. R.S. 45:844.14(B) is hereby repealed."

**LEGISLATIVE BUREAU AMENDMENTS**

Amendments proposed by Legislative Bureau to Engrossed House Bill No. 1137 by Representative Pinac

AMENDMENT NO. 1

In Senate Committee Amendment No. 4 proposed by the Senate Committee on Commerce, Consumer Protection and International Affairs and adopted by the Senate on May 25, 2006 on line 12, change "(3)(B)" to "(3)(b)"

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

**ROLL CALL**

The roll was called with the following result:

YEAS

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

Total - 99

NAYS

Total - 0

ABSENT

Ansardi	Carter, R.	Morrish
Burrell	Kennard	Pierre
Total - 6		

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

**HOUSE BILL NO. 1254—**

BY REPRESENTATIVE DURAND  
AN ACT

To amend and reenact R.S. 40:2844(B)(introductory paragraph) and (C)(1) and (2) and to enact R.S. 40:2844(B)(17) through (20), relative to the Louisiana Emergency Response Network Board; to provide for the addition of members; and to provide for related matters.

Read by title.

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

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Health and Welfare to Engrossed House Bill No. 1254 by Representative Durand

AMENDMENT NO. 1

On page 1, line 3 after "(20)" insert "and 2844(E)"

AMENDMENT NO. 2

On page 1, line 8 after "(20)" insert "and 2844(E)"

AMENDMENT NO. 3

On page 2, after line 9 insert the following:

"E. The number of board members necessary to constitute a quorum for the transaction of business shall never be less than one third of the entire membership of the board. A majority vote of the board members constituting a quorum shall be necessary for any action taken by the board."

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

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

Total - 102

**NAYS**

Total - 0

**ABSENT**

Ansardi	Dartez	Kennard
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Total - 3

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

**HOUSE BILL NO. 1265—**  
BY REPRESENTATIVE FAUCHEUX  
AN ACT

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

Read by title.

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

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Commerce, Consumer Protection and International Affairs to Engrossed House Bill No. 1265 by Representative Faucheux

AMENDMENT NO. 1

On page 2, between lines 3 and 4, insert the following:

"(4) At the time of the telephonic call by the excavator or demolisher, the regional notification center or centers serving the area in which the proposed excavation or demolition is to take place shall notify the excavator or demolisher who wishes to excavate or demolish in the parishes listed in Paragraph (3) of this Subsection, that the mark-by-time is ninety-six hours in those parishes. The regional notification center or centers shall also adequately notify the excavator or demolisher by placing in bold type on the call ticket, that the "mark-by-time" period in the area is for ninety-six hours."

**LEGISLATIVE BUREAU AMENDMENTS**

Amendments proposed by Legislative Bureau to Engrossed House Bill No. 1265 by Representative Faucheux

AMENDMENT NO. 1

In Senate Committee Amendment No. 1 proposed by the Senate Committee on Commerce, Consumer Protection and International Affairs and adopted by the Senate on May 25, 2006, on line 6, change "Paragraph (3)" to "Paragraph (2)"

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. Speaker	Farrar	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	Harris	Ritchie
Bowler	Heaton	Robideaux
Bruce	Hebert	Romero
Bruneau	Hill	Scalise
Burns	Honey	Schneider
Burrell	Hopkins	Smiley
Carter, K.	Hunter	Smith, G.
Carter, R.	Hutter	Smith, J.D.—50th
Cazayoux	Jackson	Smith, J.H.—8th
Chandler	Jefferson	Smith, J.R.—30th
Crane	Johns	St. Germain
Cravins	Katz	Strain
Crowe	Kenney	Thompson
Curtis	Kleckley	Toomy
Damico	LaBruzzo	Townsend
Daniel	LaFleur	Trahan
Dartez	LaFonta	Triche

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

Total - 102

NAYS

Total - 0

ABSENT

Durand	Hammett	Kennard
--------	---------	---------

Total - 3

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

**HOUSE BILL NO. 1321—**

BY REPRESENTATIVE DORSEY

AN ACT

To amend and reenact R.S. 40:2116(B)(1) and to enact Part V-A of Chapter 11 of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:2163.1 through 2163.8, relative to adult residential care providers; to provide for purpose and definitions; to provide licensure, rules, regulations, standards, and fees; to provide for license issuance, inspection, and on-site application; to provide for operation without a license and penalties; to provide for community service provider fees and their disposition; to provide for an effective date; and to provide for related matters.

Read by title.

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

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Jackson to Engrossed House Bill No. 1321 by Representative Dorsey

AMENDMENT NO. 1

On page 6, line 25, after "provider" and before "and" insert the following:

"as well as any other provider of services offered in lieu of institutional placement"

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

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. Speaker	Faucheux	Montgomery
Alario	Frith	Morrell
Ansardi	Gallot	Morrish
Arnold	Glover	Odinet
Badon	Gray	Pierre
Baldone	Guillory, E.	Pinac
Barrow	Guillory, M.	Pitre
Baudoin	Hammett	Powell, T.
Baylor	Harris	Quezaire
Bruce	Heaton	Richmond
Bruneau	Hebert	Ritchie
Burrell	Hill	Robideaux
Carter, K.	Honey	Romero

Carter, R.	Hopkins	Schneider
Cazayoux	Hunter	Smith, G.
Chandler	Hutter	Smith, J.D.—50th
Crane	Jackson	Smith, J.R.—30th
Cravins	Jefferson	St. Germain
Curtis	Johns	Strain
Damico	Kenney	Thompson
Daniel	Kleckley	Toomy
Dartez	LaBruzzo	Townsend
DeWitt	LaFleur	Trahan
Doerge	LaFonta	Triche
Dorsey	Lambert	Waddell
Dove	Lancaster	Walker
Downs	Marchand	White
Durand	Martiny	Winston
Fannin	McDonald	Wooton
Farrar	McVea	

Total - 89

NAYS

Alexander	Erdey	Smiley
Beard	Greene	Smith, J.H.—8th
Bowler	Katz	Tucker
Burns	Powell, M.	
Crowe	Scalise	

Total - 13

ABSENT

Geymann	Kennard	Walsworth
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Total - 3

The amendments proposed by the Senate, having received a two-thirds vote of the elected members, were concurred in by the House.

**HOUSE BILL NO. 1325—**

BY REPRESENTATIVE BURRELL

AN ACT

To amend and reenact R.S. 51:941(3), relative to economic development; to provide for a definition of "small and emerging business"; and to provide for related matters.

Read by title.

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

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Commerce, Consumer Protection and International Affairs to Engrossed House Bill No. 1325 by Representative Burrell

AMENDMENT NO. 1

On page 1, line 2, after "51:941(3)" insert "and to enact R.S. 51:1926(A)(5),"

AMENDMENT NO. 2

On page 1, line 3, between the semicolon ";" and "and" insert "to provide for certain qualified investments by certified capital companies; to provide for the purpose of such investments; to provide for the powers and duties of the commissioner;"

AMENDMENT NO. 3

On page 1, line 5, after "reenacted" insert "and R.S. 51:1926(A)(5) is hereby enacted"

AMENDMENT NO. 4

On page 1, after line 15, insert the following:

"\* \* \*

§1926. Requirements for continuance of certification

A. A certified Louisiana capital company is required to comply with all of the requirements of this Section in order to continue certification of its investment pools as certified capital. To continue the certification of any investment pools as certified capital, a certified Louisiana capital company must make qualified investments from each investment pool according to the following schedule:

\* \* \*

(5) Notwithstanding any other provision of law to the contrary, for purposes of this Chapter, a qualified investment shall include an investment received by a business prior to August 29, 2005, that was either made by or participated to a certified capital company for the purpose of moving the headquarter operations of the business to Louisiana and which business ceased its operations subsequent to August 29, 2005, but prior to the completion of the relocation to Louisiana. The commissioner shall determine if an investment meets the requirements of this Paragraph.

\* \* \*

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Jackson to Engrossed House Bill No. 1325 by Representative Burrell

AMENDMENT NO. 1

On page 1, line 2, after "reenact" delete "R.S. 51:941(3)," and insert "R.S. 39:1503.1(A)(introductory paragraph) and R.S. 51:941(3) and to enact R.S. 51:946 and 947,"

AMENDMENT NO. 2

On page 1, line 3, after "business""; insert "to provide for the mentor-protégé program; to provide for legislative findings; to provide for executive branch agency participation;"

AMENDMENT NO. 3

On page 1, line between lines 4 and 5, insert the following:

"Section 1. R.S. 39:1503.1(A)(introductory paragraph) is hereby amended and reenacted to read as follows:

§1503.1. Incentives for participation in mentor-protégé program

A. Any request for proposal for any contract governed by the provisions of this Chapter may include incentives as provided herein to encourage participation in the mentor-protégé program as provided by R.S. ~~51:1753.1 and 1753.2~~ 51:946 and 947, including:

\* \* \*

AMENDMENT NO. 4

On page 1, delete line 5 and insert the following:

"Section 2. R.S. 51:941(3) is hereby amended and reenacted and R.S. 51:946 and 947 are hereby enacted to read as follows:"

AMENDMENT NO. 5

On page 1, after line 15, insert the following:

"§946. Mentor-protégé program; legislative findings; purposes; implementation

A. It is the finding of the Legislature of Louisiana that the overall economic health of the state would be improved by enabling the growth or formation of more viable small businesses. The legislature also finds that one way to facilitate the growth and formation of small businesses is to establish a mentor-protégé program to enable economically disadvantaged businesses to break down barriers and build economic self-sufficiency and capacity. The legislature finds that the establishment of a mentor-protégé program would benefit the state as the program would facilitate the creation of mutually beneficial relationships to assist in the transfer of managerial and technical skills and in the provision of one-on-one technical assistance from companies which are self-sufficient and thriving to companies which are attempting to succeed economically. The legislature further finds that an important element in facilitating companies to become economically viable includes development of the capacity to compete for public and private sector contracting and purchasing opportunities.

B. There is hereby established within the division the mentor-protégé program which shall be administered by the division. The division shall provide for implementation of the program through the adoption and promulgation of rules and regulations which, at a minimum, provide for the following:

(1) Terms, conditions, and criteria for participation, which at a minimum shall include eligibility as economically disadvantaged businesses and persons.

(2) Development of a departmental marketing plan identifying business sectors to target for mentor-protégé activities and identifying potential firms to participate.

(3) Establishment of a database of protégé companies throughout the state to identify companies based on the type of enterprise in which they are involved.

(4) Guidelines for participation by mentor firms, including the following:

(a) Demonstrated capacity in managerial or technical skills.

(b) Participation requirements, including the time frame of the mentor-protégé relationship, specific business processes, procedures, or skills which will be transferred, and other evidence that a bona fide mentor-protégé business relationship exists.

(5) Guidelines for participation by the protégé firms, including:

(a) Eligibility criteria, including a net worth threshold and other business capacity measures.

(b) Eligibility for governmental contracting.

(6) Development and approval of a mentor-protégé plan between qualified firms detailing the following:

(a) The duties and responsibilities to be performed by each party in the joint, reciprocal relationship, including the transfer of managerial and technical skills and the development of competence, competitive position, and shared opportunity.

(b) Prohibition of mentor-protégé participation in the source selection process pursuant to R.S. 51:947 within one hundred and twenty days after a mentor-protégé plan between two companies has been approved.

(c) Provisions for termination, including provisions relative to competition between the mentor and protégé firms once the relationship is ended.

(7) Measures of performance to evaluate each individual mentor-protégé plan approved by the division including measures of the change in protégé firm's business capacity and capability, numbers and dollar value of contracts under the plan, and progress toward graduation from protégé status.

(8) Provisions for nonperformance by either the mentor firm or the protégé firm.

(9) Provisions for conflict resolution between the two parties in the relationship.

(10) Implementation of internal departmental controls over the program and the participants.

§947. Executive branch agency participation in mentor-protégé program

Any state agency may develop a plan for participation in the mentor-protégé program which plan shall be consistent with the rules and regulations adopted pursuant to R.S. 51:946. Additionally, each plan shall specify the conditions for participation for that agency in accordance with the statutes governing public bid and procurement."

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. Speaker	Fannin	Morrell
Alario	Farrar	Morrish
Alexander	Faucheux	Odinet
Ansardi	Frith	Pierre
Arnold	Gallot	Pinac
Badon	Geymann	Pitre
Baldone	Glover	Powell, M.
Barrow	Gray	Powell, T.
Baudoin	Greene	Quezaire
Baylor	Guillory, E.	Richmond
Beard	Guillory, M.	Ritchie
Bowler	Hammett	Robideaux
Bruce	Harris	Romero
Bruneau	Heaton	Scalise
Burns	Hebert	Schneider
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	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	White
Downs	Martiny	Winston
Durand	McDonald	Wooton
Erdey	Montgomery	

Total - 101

**NAYS**

Total - 0

**ABSENT**

Johns	McVea
Kennard	Walsworth
Total - 4	

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

**HOUSE BILL NO. 1377 (Substitute for House Bill No. 502 by Representative Pinac)—**

BY REPRESENTATIVE PINAC

**AN ACT**

To enact Chapter 4-C of Title 32 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 32:781 through 822, and to repeal Chapter 4-A of Title 32 of the Louisiana Revised Statutes of 1950, comprised of R.S. 32:751 through 766, and Chapter 4-B of Title 32 of the Louisiana Revised Statutes of 1950, comprised of R.S. 32:771 through 780, relative to the Louisiana Recreational and Used Motor Vehicle Commission; to provide for definitions; to provide for jurisdiction and authority; to provide for appointment and the powers and duties of the commission; to provide for licensing requirements for dealers; to provide for injunctions; to provide for penalties; to provide for application and bond requirements for a used motor vehicle dealer license; to provide for suspension or revocation of license; to provide for rent with option-to-purchase program; to provide for water-damaged vehicles; to provide for prohibition of black market sales; to provide for licensing requirements for dismantlers, parts recyclers, used parts dealers, and motor vehicle crushers; to provide for suspension of licenses; to provide for requirement to keep records; to provide for transfers of title; to provide for salvage pools; to provide for salvage dealers and manufacturers; to provide for unlawful acts and suspension of license; to provide for indemnity requirements; to provide for areas of responsibility; to provide for repurchase requirements; and to provide for related matters.

Read by title.

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

**LEGISLATIVE BUREAU AMENDMENTS**

Amendments proposed by Legislative Bureau to Reengrossed House Bill No. 1377 by Representative Pinac

**AMENDMENT NO. 1**

On page 47, line 5, change "(B)(4)(f)" to "(B)(4)(e)"

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. Speaker	Farrar	Morrish
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	Montgomery	
Fannin	Morrell	
Total - 103		

NAYS

Total - 0

ABSENT

Kennard	McVea
Total - 2	

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

**Suspension of the Rules**

On motion of Rep. Richmond, 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. 295—**

BY REPRESENTATIVE RICHMOND  
A JOINT RESOLUTION

Proposing to add Article VII, Section 18.1 of the Constitution of Louisiana, to provide for a state tax assessor and to repeal Article VII, Section 24, to repeal the provisions authorizing the election of a tax assessor in each parish and seven assessors in Orleans Parish; to provide for submission of the proposed amendment to the electors; and to provide for related matters.

Read by title.

Rep. Richmond moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

YEAS

Baylor	Hebert	Romero
Carter, K.	Honey	Smith, G.

Cazayoux	Hopkins	St. Germain
Curtis	Jefferson	Townsend
Frith	LaFonta	Triche
Gray	Quezaire	
Heaton	Richmond	
Total - 19		

NAYS

Mr. Speaker	Erdey	Odinet
Alario	Fannin	Pierre
Alexander	Farrar	Pinac
Ansardi	Faucheux	Pitre
Baldone	Gallot	Powell, M.
Barrow	Geymann	Powell, T.
Baudoin	Glover	Ritchie
Beard	Greene	Robideaux
Bowler	Guillory, E.	Scalise
Bruce	Guillory, M.	Schneider
Bruneau	Hammett	Smiley
Burns	Harris	Smith, J.D.-50th
Burrell	Hill	Smith, J.H.-8th
Carter, R.	Hunter	Smith, J.R.-30th
Chandler	Hutter	Strain
Crane	Jackson	Thompson
Cravins	Johns	Toomy
Crowe	Katz	Trahan
Damico	Kenney	Tucker
Daniel	Kleckley	Waddell
Dartez	LaBruzzo	Walker
DeWitt	Lambert	Walsworth
Doerge	Lancaster	White
Dorsey	Martiny	Winston
Dove	McDonald	Wooton
Downs	Montgomery	
Durand	Morrish	
Total - 79		

ABSENT

Arnold	LaFleur	Morrell
Badon	Marchand	
Kennard	McVea	
Total - 7		

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

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

**Suspension of the Rules**

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

**HOUSE BILL NO. 370—**

BY REPRESENTATIVE DAMICO  
AN ACT

To enact R.S. 42:851(Q), relative to state group insurance; to provide with respect to certain contributions for premiums for certain persons taking an early retirement pursuant to Act No. 194 of the 2004 Regular Session of the Legislature; to provide for an effective date; 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	Fannin	Montgomery
Alario	Farrar	Morrell
Alexander	Faucheux	Morrish
Ansardi	Frith	Odinet
Arnold	Gallot	Pierre
Badon	Geymann	Pitre
Baldone	Glover	Powell, M.
Barrow	Greene	Powell, T.
Baudoin	Guillory, E.	Quezaire
Baylor	Hammett	Richmond
Beard	Harris	Ritchie
Bowler	Heaton	Robideaux
Bruce	Hebert	Romero
Bruneau	Hill	Scalise
Burns	Honey	Schneider
Burrell	Hopkins	Smiley
Carter, R.	Hunter	Smith, G.
Cazayoux	Hutter	Smith, J.D.—50th
Chandler	Jackson	Smith, J.H.—8th
Crane	Jefferson	Smith, J.R.—30th
Cravins	Johns	St. Germain
Crowe	Katz	Strain
Curtis	Kenney	Thompson
Damico	Kleckley	Toomy
Daniel	LaBruzzo	Townsend
Dartez	LaFleur	Trahan
DeWitt	LaFonta	Triche
Doerge	Lambert	Tucker
Dorsey	Lancaster	Waddell
Dove	Marchand	Walker
Downs	Martiny	Walsworth
Durand	McDonald	White
Erdey	McVea	Wooton
Total - 99		

NAYS

Total - 0

ABSENT

Carter, K.	Guillory, M.	Pinac
Gray	Kennard	Winston
Total - 6		

The Chair declared the above bill 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.

**Suspension of the Rules**

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

**HOUSE BILL NO. 642—**  
BY REPRESENTATIVES BADON AND SCALISE  
A JOINT RESOLUTION

Proposing to amend Article VII, Section 24 of the Constitution of Louisiana, to provide for a single tax assessor in Orleans Parish; to provide for submission of the proposed amendment to the electors; and to provide for related matters.

Read by title.

**Motion**

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

**HOUSE BILL NO. 656—**

BY REPRESENTATIVES BADON AND SCALISE  
AN ACT

To amend and reenact R.S. 9:1425, R.S. 11:1481(2)(b)(i), (c), and (d)(i), R.S. 13:4405, R.S. 18:602(C), R.S. 35:281, R.S. 42:261(D)(2), R.S. 44:205, R.S. 47:1901, 1901.1, 1903, 1903.2, 1904(A) and (B), 1905, 1906, 1907(A), 1908(C), 1925.3(A), 1931, 1932, 1952(F), 1956(A), 1958(E), 1959, 1964, 1969, 1987(A), 1992(F), 1993(D)(1), and 1997 and to repeal R.S. 47:1909, 1910, 1910.1, 1910.2, 1960, and 1992(G), relative to assessors; to provide for the consolidation of the assessors of Orleans Parish; to provide for changes to various provisions of law pertaining to assessment of property for ad valorem tax purposes to reflect a single assessor in Orleans Parish; to provide for an effective date; and to provide for related matters.

Read by title.

**Motion**

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

**HOUSE BILL NO. 728—**

BY REPRESENTATIVES LAMBERT, CAZAYOUX, AND MCDONALD  
AN ACT

To amend and reenact R.S. 47:481 and to enact Part XI-A of Chapter 1 of Title 48 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 48:194, relative to certain state highways; to create the State Highway Improvement Fund as a special fund in the state treasury; to provide for the deposit and use of monies in the fund; to provide for an effective date; and to provide for related matters.

Read by title.

Rep. Lambert moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. Speaker	Fannin	Montgomery
Alario	Farrar	Morrell
Alexander	Faucheux	Morrish
Ansardi	Frith	Odinet
Arnold	Gallot	Pierre
Badon	Geymann	Pitre
Baldone	Glover	Powell, M.
Barrow	Gray	Powell, T.
Baudoin	Greene	Quezaire
Baylor	Guillory, E.	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
Total - 102		

NAYS

Total - 0

ABSENT

Guillory, M.	Kennard	Pinac
Total - 3		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

**Suspension of the Rules**

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

**HOUSE BILL NO. 899—**

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

**AN ACT**

To amend and reenact R.S. 33:2002(A)(1), 2218.2(A)(1) and (2)(a), and 2218.8(B) and (G), relative to fire and police departments; to provide with respect to extra compensation and supplemental pay for firemen, police officers, law enforcement officers of certain state agencies and political subdivisions providing police services within certain municipalities, deputy sheriffs, and full-time deputy sheriffs employed as field representatives or process servers; to increase such extra compensation of supplemental pay; to provide for effectiveness; and to provide for related matters.

Read by title.

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Jack Smith to Engrossed House Bill No. 899 by Representative Alario

AMENDMENT NO. 1

On page 4, between lines 11 and 12, insert the following:

"Section 2. The legislature does hereby urge and request the State Police Commission and the State Civil Service Commission to increase the salary for commissioned law enforcement officers of the Department of Public Safety and Corrections, office of state police, and commissioned law enforcement agents of the Department of Wildlife and Fisheries by an amount equal to the amount of supplemental pay provided in R.S. 33:2218.2. Upon approval of the State Police Commission, the State Civil Service Commission, and the governor and out of monies appropriated for purposes of this Act or other monies appropriated for this purpose, the salaries of commissioned law enforcement officers of the Department of Public Safety and Corrections, office of state police, and commissioned law enforcement agents of the Department of Wildlife and Fisheries shall be increased by an amount equal to the amount of supplemental pay provided in R.S. 33:2218.2."

AMENDMENT NO. 2

On page 4, line 12, change "Section 2" to "Section 3"

On motion of Rep. Jack Smith, the amendments were adopted.

Rep. Alario 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
Burns	Hebert	Scalise
Burrell	Hill	Schneider
Carter, K.	Honey	Smiley
Carter, R.	Hopkins	Smith, G.
Cazayoux	Hunter	Smith, J.D.—50th
Chandler	Hutter	Smith, J.H.—8th
Crane	Jackson	Smith, J.R.—30th
Cravins	Jefferson	St. Germain
Crowe	Johns	Strain
Curtis	Katz	Thompson
Daniel	Kenney	Toomy
Dartez	Kleckley	Townsend
DeWitt	LaBruzzo	Trahan
Doerge	LaFonta	Triche
Dorsey	Lambert	Tucker
Dove	Lancaster	Waddell
Downs	Marchand	Walker
Durand	Martiny	Walsworth
Erdey	McDonald	White
Fannin	McVea	Winston
	Montgomery	Wooton
Total - 102		

NAYS

Total - 0

ABSENT

Damico	Kennard	LaFleur
Total - 3		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Alario 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. 1064—**  
BY REPRESENTATIVE WINSTON  
AN ACT

To amend and reenact R.S. 47:103(D), 306(A)(4), 337.18(A)(4) and 1514, relative to extension of time to file returns and pay state taxes; to provide for an extension of time to file returns and pay state taxes; to provide for an effective date; and to provide for related matters.

Read by title.

Rep. Winston moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

YEAS

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

Total - 97

NAYS

Total - 0

ABSENT

Beard	Hebert	Townsend
Crowe	Kennard	Trahan
Dartez	Morrish	

Total - 8

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.

**HOUSE BILL NO. 1400 (Substitute for House Bill No. 880 by Representative Hunter)—**  
BY REPRESENTATIVE HUNTER  
AN ACT

To amend and reenact R.S. 23:1203(B) and 1310.3(E) and to enact R.S. 23:1034.3, relative to medical service agreements; to provide for workers' compensation medical provider reimbursement agreements; to provide for definitions; to provide for a compliance date; to provide for required provisions of a valid agreement; to provide for notice of changes; to provide for penalties; to provide for jurisdiction of disputes; and to provide for related matters.

Read by title.

Rep. Hunter moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. Speaker	Frith	Morrish
Alario	Gallot	Odinot
Alexander	Geymann	Pierre
Arnold	Glover	Pinac
Badon	Gray	Pitre
Baldone	Greene	Powell, T.
Barrow	Guillory, E.	Quezaire
Baudoin	Guillory, M.	Richmond
Baylor	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
Curtis	Katz	Thompson
Damico	Kenney	Toomy
Daniel	Kleckley	Townsend
Dartez	LaFleur	Triche
DeWitt	LaFonta	Tucker
Doerge	Lambert	Waddell
Dorsey	Lancaster	Walker
Dove	Marchand	Walsworth
Durand	Martiny	White
Erdey	McDonald	Winston
Fannin	McVea	Wooton
Farrar	Montgomery	
Faucheux	Morrell	

Total - 97

NAYS

Powell, M.  
Total - 1

ABSENT

Ansardi Downs Trahan
Beard Kennard
Crowe LaBruzzo
Total - 7

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. 1402 (Substitute for House Bill No. 1050 by Representative Frith)
BY REPRESENTATIVE FRITH

AN ACT

To enact R.S. 6:1421.1 and 1421.2, relative to loans; to provide for fees for a license to make title loans; to provide for a change of control fee; to provide for penalties; and to provide for related matters.

Read by title.

Motion

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

Notice of Intention to Call

Pursuant to House Rule No. 8.26(A), Rep. Frith gave notice of his intention to call House Bill No. 1402 from the calendar for future action.

HOUSE BILL NO. 173
BY REPRESENTATIVE JACK SMITH
AN ACT

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

Called from the calendar.

Read by title.

Rep. Jack Smith moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker Dorsey Marchand
Alario Durand Martiny
Ansardi Fannin McDonald

Arnold Farrar Montgomery
Badon Faucheux Morrell
Baldone Frith Odinet
Barrow Gallot Pierre
Baudoin Glover Pinac
Baylor Gray Powell, T.
Bruce Guillory, E. Quezaire
Burrell Guillory, M. Richmond
Carter, K. Hammett Ritchie
Cazayoux Harris Romero
Chandler Heaton Smith, G.
Crane Hill Smith, J.D.-50th
Cravins Honey Thompson
Curtis Hunter Townsend
Damico Jackson Triche
Daniel Jefferson Waddell
Dartez Kenney Walker
DeWitt LaFleur Wooton
Doerge LaFonta
Total - 65

NAYS

Alexander Johns Smith, J.H.-8th
Beard Katz Smith, J.R.-30th
Bowler Kleckley Strain
Carter, R. LaBruzzo Toomy
Dove Lambert Trahan
Erdey McVea Tucker
Geymann Powell, M. Walsworth
Greene Robideaux Winston
Hebert Scalise
Hutter Smiley
Total - 28

ABSENT

Bruneau Hopkins Pitre
Burns Kennard Schneider
Crowe Lancaster St. Germain
Downs Morrish White
Total - 12

The Chair declared the above bill failed to pass.

Suspension of the Rules

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

HOUSE BILL NO. 315
BY REPRESENTATIVE BOWLER
AN ACT

To amend and reenact R.S. 9:315.9 and 335(A)(2), relative to shared custodial arrangements; to clarify the definition of shared custody; to authorize a six-month trial period; to provide for the calculation of the child support obligation; to provide relative to the feasibility and presumptions of certain physical custody orders; and to provide for related matters.

Called from the calendar.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Bowler to Engrossed House Bill No. 315 by Representative Bowler

AMENDMENT NO. 1

On page , line 14, after "a" and before the period "." change "shared custody decree" to "joint custody order which provides for a shared custody support calculation"

AMENDMENT NO. 2

On page 1, line 15, change "shared custody" to "a shared custody support calculation"

AMENDMENT NO. 3

On page 1, line 17, after "the" and before "child" delete "same"

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

**Motion**

On motion of Rep. Bowler, the bill, as amended, was returned to the calendar.

**Motion**

Rep. Walsworth moved to call House Bill No. 1236 from the calendar.

Rep. Pinac objected.

By a vote of 48 yeas and 44 nays, the bill was called from the calendar.

**HOUSE BILL NO. 1236—**  
BY REPRESENTATIVE WALSWORTH  
AN ACT

To amend and reenact R.S. 42:1114.3(C) and (D) and to enact R.S. 42:1113(E), relative to the Code of Governmental Ethics; to prohibit certain public servants, immediate family members of such persons, and certain related legal entities from engaging in certain activity involving remunerative contracts arising from certain declared emergencies or disasters; to provide for the disclosure of certain such contracts; to remove certain provisions relative to initial disclosure; and to provide for related matters.

Called from the calendar.

Read by title.

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Walsworth to Engrossed House Bill No. 1236 by Representative Walsworth

AMENDMENT NO. 1

On page 1, line 2, after "To" delete the remainder of the line and insert "enact R.S. 42:1113(E), relative to"

AMENDMENT NO. 2

On page 1, line 6, after "disasters;" delete the remainder of the line and delete line 7 and insert "to provide exceptions; and to provide for related"

AMENDMENT NO. 3

On page 1, line 10, after "Section 1." delete the remainder of the line and insert "R.S."

AMENDMENT NO. 4

On page 1, line 16, change "has a substantial economic interest" to "owns ten percent or more"

AMENDMENT NO. 5

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

"(2) The provisions of Paragraph (1) of this Subsection shall not apply to any of the following:

(a) Retail sales.

(b) Any contract, subcontract, or other transaction which is let through a competitive, public bid process."

AMENDMENT NO. 6

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

AMENDMENT NO. 7

On page 2, delete lines 11 through 29 and delete pages 3 and 4 and insert the following:

"Section 2. This Act shall become effective on November 1, 2006."

Rep. Wooton moved to lay the entire subject matter on the table.

Rep. Walsworth objected.

By a vote of 51 yeas and 41 nays, the House agreed to lay the entire subject matter on the table.

**HOUSE BILL NO. 94—**  
BY REPRESENTATIVE SCHNEIDER  
AN ACT

To enact Part V-A of Chapter 1 of Title 51 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 51:201, relative to time standards; to facilitate trade and shipping by eliminating the change between daylight saving time and standard times; and to provide for related matters.

Called from the calendar.

Read by title.

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Richmond to Engrossed House Bill No. 94 by Representative Schneider

AMENDMENT NO. 1

On page 1, line 14, change "2007" to "2008"

On motion of Rep. Richmond, 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	Robideaux
Arnold	Frith	Romero
Badon	Harris	Schneider

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Baldone	Hopkins	Smiley
Barrow	Hutter	Smith, G.
Beard	Jackson	Smith, J.D.—50th
Bruce	LaBruzzo	Strain
Bruneau	Pierre	Triche
Crane	Pinac	Tucker
Crowe	Pitre	Walker
Damico	Powell, T.	Walsworth
Downs	Richmond	
Durand	Ritchie	
Total - 37		

## NAYS

Alario	Gallot	McDonald
Alexander	Geymann	McVea
Ansardi	Gray	Montgomery
Baudoin	Greene	Morrell
Baylor	Guillory, E.	Morrish
Bowler	Guillory, M.	Odinet
Burrell	Hammatt	Powell, M.
Carter, K.	Hebert	Quezaire
Carter, R.	Hill	Scalise
Cazayoux	Honey	Smith, J.H.—8th
Chandler	Hunter	Smith, J.R.—30th
Cravins	Jefferson	St. Germain
Daniel	Johns	Toomy
Dartz	Katz	Townsend
DeWitt	Kenney	Trahan
Doerge	Kleckley	Waddell
Dorsey	LaFleur	White
Dove	Lambert	Winston
Erdey	Lancaster	Wooton
Fannin	Marchand	
Faucheux	Martiny	
Total - 61		

## ABSENT

Burns	Heaton	Thompson
Curtis	Kennard	
Glover	LaFonta	
Total - 7		

The Chair declared the above bill failed to pass.

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

## Suspension of the Rules

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

## Petitions, Memorials and Communications

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

## Message from the Senate

### HOUSE CONCURRENT RESOLUTIONS

June 7, 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. 5  
Returned without amendments

House Concurrent Resolution No. 30  
Returned without amendments

House Concurrent Resolution No. 34  
Returned without amendments

House Concurrent Resolution No. 69  
Returned without amendments

House Concurrent Resolution No. 143  
Returned without amendments

House Concurrent Resolution No. 227  
Returned without amendments

House Concurrent Resolution No. 257  
Returned without amendments

House Concurrent Resolution No. 269  
Returned without amendments

House Concurrent Resolution No. 270  
Returned without amendments

House Concurrent Resolution No. 272  
Returned without amendments

House Concurrent Resolution No. 277  
Returned without amendments

House Concurrent Resolution No. 280  
Returned without amendments

Respectfully submitted,

GLENN A. KOEPP  
Secretary of the Senate

## Message from the Senate

### HOUSE BILLS

June 7, 2006

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

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

House Bill No. 5  
Returned with amendments

House Bill No. 39  
Returned without amendments

House Bill No. 226  
Returned without amendments

House Bill No. 241  
Returned without amendments

House Bill No. 251  
Returned without amendments

House Bill No. 456  
Returned without amendments

House Bill No. 479  
Returned with amendments.

House Bill No. 510  
Returned without amendments

House Bill No. 517  
Returned without amendments

House Bill No. 578  
Returned with amendments

House Bill No. 914  
Returned without amendments

House Bill No. 934  
Returned without amendments

House Bill No. 1001  
Returned without amendments

House Bill No. 1185  
Returned without amendments

House Bill No. 1193  
Returned without amendments

House Bill No. 1205  
Returned without amendments

House Bill No. 1241  
Returned without amendments

House Bill No. 1272  
Returned without amendments

House Bill No. 1298  
Returned without amendments

House Bill No. 1328  
Returned without amendments

House Bill No. 1368  
Returned without amendments

House Bill No. 1370  
Returned without amendments

Respectfully submitted,  
GLENN A. KOEPP  
Secretary of the Senate

**Message from the Senate**  
**DISAGREEMENT TO SENATE BILL**

June 7, 2006

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

I am directed to inform your honorable body that the Senate has refused to concur in the proposed House Amendments to Senate Bill No. 568 by Sen. Dardenne, and ask the Speaker to appoint a committee to confer with a like committee from the Senate on the disagreement.

Respectfully submitted,  
GLENN A. KOEPP  
Secretary of the Senate

**Message from the Senate**

**DISAGREEMENT TO SENATE BILL**

June 7, 2006

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

I am directed to inform your honorable body that the Senate has refused to concur in the proposed House Amendments to Senate Bill No. 573 by Sen. N. Gautreaux, and ask the Speaker to appoint a committee to confer with a like committee from the Senate on the disagreement.

Respectfully submitted,  
GLENN A. KOEPP  
Secretary of the Senate

**Message from the Senate**

**ADOPTION OF  
CONFERENCE COMMITTEE REPORT**

June 7, 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 the report of the Conference Committee on the disagreement to House Bill No. 66.

Respectfully submitted,  
GLENN A. KOEPP  
Secretary of the Senate

**Message from the Senate**

**ADOPTION OF  
CONFERENCE COMMITTEE REPORT**

June 7, 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 the report of the Conference Committee on the disagreement to House Bill No. 419.

Respectfully submitted,  
GLENN A. KOEPP  
Secretary of the Senate

**Message from the Senate**

**ASKING CONCURRENCE IN  
SENATE CONCURRENT RESOLUTIONS**

June 7, 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. 111 and 123

Respectfully submitted,

GLENN A. KOEPP  
Secretary of the Senate

**Message from the Senate**

**SENATE BILLS**

June 7, 2006

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

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

Senate Bill No. 486

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. 486—**  
BY SENATOR JACKSON

AN ACT

To enact R.S. 39:2(49) and 36(A)(6), relative to the contents and format of the executive budget; to provide for certain comparative statements; to provide for an effective date; and to provide for related matters.

Read by title.

**Message from the Senate**

**SIGNED SENATE CONCURRENT RESOLUTIONS**

June 7, 2006

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

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

Senate Concurrent Resolution Nos. 116, 118, and 120

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

Respectfully submitted,

GLENN A. KOEPP  
Secretary of the Senate

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

**Message from the Senate**

**SIGNED SENATE BILLS AND JOINT RESOLUTIONS**

June 7, 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. 32, 55, 57, 78, 79, 92, 125, 147, 189, 190, 240, 308, 344, 354, 357, 359, 373, 390, and 562

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

Respectfully submitted,

GLENN A. KOEPP  
Secretary of the Senate

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

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

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

**HOUSE RESOLUTION NO. 93—**  
BY REPRESENTATIVE DURAND

A RESOLUTION

To commend Glenda McGee upon her retirement as principal of Parks Primary School and for her outstanding accomplishments during her thirty-eight-year career in the education field and her dedicated service to the St. Martin Parish School System.

Read by title.

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

**HOUSE CONCURRENT RESOLUTION NO. 281—**  
BY REPRESENTATIVE HAMMETT AND SENATOR MICHOT

A CONCURRENT RESOLUTION

To direct the Louisiana State Law Institute to review the provisions of law regarding criminal trespass as they relate to professional land surveyors and make recommendations to the Louisiana Legislature prior to the 2008 Regular Session.

Read by title.

Lies over under the rules.

**HOUSE CONCURRENT RESOLUTION NO. 282—**  
BY REPRESENTATIVE QUEZAIRE AND SENATOR AMEDEE

A CONCURRENT RESOLUTION

To commend Ascension Catholic High School Principal Gene Harrell upon his retirement.

Read by title.

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

Ordered to the Senate.

**HOUSE CONCURRENT RESOLUTION NO. 283—**

BY REPRESENTATIVE TOOMY

**A CONCURRENT RESOLUTION**

To urge and request the Supreme Court of Louisiana to adopt a more specified and detailed policy or a rule of court that provides for a uniform travel policy that applies to each judge and their employees in all tiers of court and is in conformity with the travel procedures applicable to the legislative and executive branches of government.

Read by title.

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

Ordered to the Senate.

**Reports of Committees**

The following reports of committees were received and read:

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

June 7, 2006

To the Speaker and Members of the House of Representatives:

Pursuant to a meeting held on June 6, 2006, I am directed by your Committee on House and Governmental Affairs to submit the following report:

Senate Concurrent Resolution No. 6, by Jones  
Reported with amendments. (6-0)

Senate Concurrent Resolution No. 20, by Schedler  
Reported favorably. (7-0)

Senate Concurrent Resolution No. 38, by Broome  
Reported with amendments. (6-0)

Senate Concurrent Resolution No. 61, by Cain  
Reported favorably. (6-0)

Senate Bill No. 18, by Fields  
Reported with amendments. (6-1) (Regular)

Senate Bill No. 86, by Jones  
Reported with amendments. (6-0) (Regular)

Senate Bill No. 160, by Jones  
Reported favorably. (7-0) (Regular)

Senate Bill No. 286, by Fields  
Reported with amendments. (6-0) (Regular)

Senate Bill No. 411, by Malone  
Reported with amendments. (7-0) (Regular)

Senate Bill No. 427, by Chaisson  
Reported favorably. (7-0) (Regular)

Senate Bill No. 476, by Cain  
Reported with amendments. (6-0) (Regular)

Senate Bill No. 691, by Adley  
Reported with amendments. (6-0) (Regular)

CHARLES D. LANCASTER, JR.  
Chairman

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

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

June 7, 2006

To the Speaker and Members of the House of Representatives:

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

House Concurrent Resolution No. 231, by Glover  
Reported favorably. (12-0)

House Concurrent Resolution No. 246, by Morrish  
Reported favorably. (13-0)

House Concurrent Resolution No. 258, by Durand  
Reported favorably. (11-0)

House Concurrent Resolution No. 259, by Durand  
Reported favorably. (12-0)

Senate Concurrent Resolution No. 99, by Bajoie  
Reported favorably. (13-0)

Senate Bill No. 48, by Fontenot  
Reported with amendments. (11-0) (Regular)

Senate Bill No. 467, by Fontenot  
Reported favorably. (13-0) (Regular)

Senate Bill No. 613, by Cheek  
Reported with amendments. (15-0) (Regular)

Senate Bill No. 679, by McPherson  
Reported with amendments. (12-0) (Regular)

Senate Bill No. 742, by Marionneaux  
Reported with amendments. (13-1) (Regular)

SYDNIE MAE DURAND  
Chairman

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

**Privileged Report of the Legislative Bureau**

June 7, 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. 10  
Reported without amendments.

Senate Bill No. 30  
Reported without amendments.

Senate Bill No. 111  
Reported without amendments.

Senate Bill No. 141  
Reported without amendments.

Senate Bill No. 338  
Reported without amendments.

Senate Bill No. 340  
Reported without amendments.

Senate Bill No. 353  
Reported with amendments.

Senate Bill No. 417  
Reported without amendments.

Senate Bill No. 450  
Reported with amendments.

Senate Bill No. 596  
Reported without amendments.

Senate Bill No. 614  
Reported without amendments.

Senate Bill No. 624  
Reported with amendments.

Senate Bill No. 645  
Reported with amendments.

Senate Bill No. 647  
Reported without amendments.

Senate Bill No. 664  
Reported without amendments.

Senate Bill No. 666  
Reported without amendments.

Senate Bill No. 701  
Reported without amendments.

Senate Bill No. 727  
Reported without amendments.

Senate Bill No. 737  
Reported with amendments.

Senate Bill No. 749  
Reported without amendments.

Respectfully submitted,

CHARLES MCDONALD  
Chairman

**Privileged Report of the Committee on Enrollment**

June 7, 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. 90—**  
BY REPRESENTATIVE BADON

A RESOLUTION

To commend the Louisiana Engineering Advancement Program and the University of New Orleans' College of Engineering.

**HOUSE RESOLUTION NO. 91—**  
BY REPRESENTATIVE DORSEY

A RESOLUTION

To designate Wednesday, June 7, 2006, as PICO LIFT Day at the Louisiana House of Representatives.

**HOUSE RESOLUTION NO. 92—**  
BY REPRESENTATIVE WALKER

A RESOLUTION

To express sincere and heartfelt condolences upon the untimely and tragic deaths of Fred Mayeaux, Jr. and Kim Danielle Mayeaux of Hessmer.

Respectfully submitted,

DONALD RAY KENNARD  
Chairman

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

**Privileged Report of the Committee on Enrollment**

June 7, 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. 265—**  
BY REPRESENTATIVE T. POWELL

A CONCURRENT RESOLUTION

To commend the Patient Relations Section of the Louisiana State University Health Care Services Division and the individual patient representatives whose work has made the section a success.

**HOUSE CONCURRENT RESOLUTION NO. 267—**  
BY REPRESENTATIVE BADON

A CONCURRENT RESOLUTION

To express sincere and heartfelt condolences upon the death of Peter W. "Champ" Clark, Sr., a man who broke down barriers and leaves a remarkable legacy.

Respectfully submitted,

DONALD RAY KENNARD  
Chairman

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

**Privileged Report of the Committee on Enrollment**

June 7, 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 Joint Resolution has been properly enrolled:

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

A JOINT RESOLUTION

Proposing to amend Article V, Section 15(A) of the Constitution of Louisiana, to authorize the legislature by law to establish new judgeships for district courts with the new division having

limited or specialized jurisdiction within the territorial jurisdiction of the district court and subject matter jurisdiction over family or juvenile matters as provided by law; to provide for submission of the proposed amendment to the electors; and to provide for related matters.

Respectfully submitted,  
DONALD RAY KENNARD  
Chairman

The above Joint Resolution 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 Secretary of State in accordance with the rules of the House.

### Privileged Report of the Committee on Enrollment

June 7, 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. 16—**  
BY REPRESENTATIVE ANSARDI  
AN ACT

To amend and reenact R.S. 39:1311(B), relative to budgetary procedures for political subdivisions; to provide for the applicability of certain requirements for written notification in the budgetary process; and to provide for related matters.

**HOUSE BILL NO. 291—**  
BY REPRESENTATIVE CAZAYOUX  
AN ACT

To enact Children's Code Article 611(C), relative to the reporting of child abuse and neglect; to provide relative to the burden of proof in establishing the liability of a person filing a false report; to provide for penalties; and to provide for related matters.

**HOUSE BILL NO. 350—**  
BY REPRESENTATIVE M. POWELL  
AN ACT

To amend and reenact R.S. 13:1565(D) and to enact R.S. 13:1565.1, relative to the Juvenile Court for Caddo Parish; to require the clerk of court for the First Judicial District Court to be ex officio clerk of court for the Juvenile Court of Caddo Parish; to provide for expenses and salaries for the operation of the clerk of court for the Juvenile Court of Caddo Parish; and to provide for related matters.

**HOUSE BILL NO. 365—**  
BY REPRESENTATIVES FANNIN AND TOWNSEND AND SENATOR SMITH  
AN ACT

To enact R.S. 33:1236(31)(b)(iii) and R.S. 30:2057(B)(5)(c), relative to the regulation of burning by certain parish governing authorities; to provide for ordinances regulating the burning of certain flammable materials in certain parishes under certain circumstances; to provide exceptions; and to provide for related matters.

**HOUSE BILL NO. 422—**  
BY REPRESENTATIVES TOOMY AND ANSARDI  
AN ACT

To amend and reenact Code of Civil Procedure Article 4843, relative to city court jurisdiction; to reorganize and clarify Code of Civil Procedure Article 4843; and to provide for related matters.

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

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

**HOUSE BILL NO. 566—**  
BY REPRESENTATIVES CRAVINS AND BOWLER  
AN ACT

To amend and reenact R.S. 23:1196(A)(5), relative to workers' compensation insurance; to provide for reinsurance; and to provide for related matters.

**HOUSE BILL NO. 577—**  
BY REPRESENTATIVE T. POWELL  
AN ACT

To amend and reenact R.S. 23:1196(A)(5) and (H) and 1197(C), relative to insurance cost containment; to provide relative to workers' compensation self-insurance funds; to provide for reinsurance; to provide for deficit of fund; to provide for examination of the fund; and to provide for related matters.

**HOUSE BILL NO. 702—**  
BY REPRESENTATIVE ODINET AND SENATOR DUPRE  
AN ACT

To amend and reenact R.S. 56:433(B)(1) and (C), relative to harvest of oysters; to provide for season opening and closing dates for harvest from the public seed grounds; and to provide for related matters.

**HOUSE BILL NO. 802—**  
BY REPRESENTATIVE FRITH AND SENATOR N. GAUTREAUX  
AN ACT

To amend and reenact R.S. 56:435.1(A), (F), and (G) and 435.1.1(A), (C), and (D), to enact R.S. 56:435.1(H), and to repeal R.S. 56:435.2, relative to the oyster harvest in Calcasieu Lake and Sabine Lake; to provide for the use of mechanical dredges; to authorize the Wildlife and Fisheries Commission to set closing dates and harvest limits; to provide for limited transplanting of oysters and cultch in Vermilion Bay; and to provide for related matters.

**HOUSE BILL NO. 838—**  
BY REPRESENTATIVES ST. GERMAIN, PIERRE, LAMBERT, AND JACK SMITH AND SENATORS MALONE AND MCPHERSON  
AN ACT

To amend and reenact R.S. 56:328(B), (C), and (D) and to enact R.S. 56:328(E), relative to invasive, noxious aquatic plants; to require the Department of Wildlife and Fisheries to maintain and promulgate a list of prohibited noxious aquatic plants; to require the department to take necessary steps to control and eradicate such plants; and to provide for related matters.

**HOUSE BILL NO. 839—**  
BY REPRESENTATIVES ST. GERMAIN, LAMBERT, AND JACK SMITH AND SENATOR N. GAUTREAUX  
AN ACT

To amend and reenact R.S. 56:306(A)(2)(a), 306.2(A)(3), 306.6(A), and 332(K) and to repeal Subpart I of Part VI of Chapter 1 of Title 56 of the Louisiana Revised Statutes of 1950, comprised of R.S. 56:309 through 309.4, relative to soft shell crab shedders license; to eliminate the soft shell crab shedders license; and to provide for related matters.

**HOUSE BILL NO. 993—**  
BY REPRESENTATIVE LAMBERT  
AN ACT

To amend and reenact R.S. 32:735 and 737(A)(introductory paragraph) and (2), (4), (10), and (11), (B), and (C) and R.S. 47:532.1(A)(1) and to enact R.S. 32:737(A)(12), relative to auto

title companies; to provide for the contracting of auto title companies; to provide for surety bond requirements; to provide for contracts; and to provide for related matters.

**HOUSE BILL NO. 1025—**

BY REPRESENTATIVE DANIEL

AN ACT

To enact R.S. 48:194, relative to construction on highways in the state highway system in East Baton Rouge Parish; to provide relative to certain projects that may be fully funded by the governing authority of East Baton Rouge Parish; to provide limitations and procedures; and to provide for related matters.

**HOUSE BILL NO. 1161—**

BY REPRESENTATIVE ST. GERMAIN

AN ACT

To enact R.S. 56:322.2(I), relative to taking of shad; to authorize the use of unattended nets overnight during the open season in Lake Palourde and Lake Verret; to provide for certain restrictions; and to provide for related matters.

**HOUSE BILL NO. 1219—**

BY REPRESENTATIVE BOWLER

AN ACT

To amend and reenact R.S. 35:131 through 133, 191(C)(1) and (2) and (E), and 191.1 and to enact R.S. 35:191(V), relative to notaries public; to authorize the secretary of state to grant leaves of absence for notaries; to provide for the application, qualification, and administration process for taking the notary examination; to provide for certain fees; to provide for the continued exercise of notarial functions by notaries displaced by Hurricane Katrina or Rita; to provide for the development of uniform statewide examination standards; to provide for regional testing centers; and to provide for related matters.

**HOUSE BILL NO. 1249—**

BY REPRESENTATIVES ODINET AND BALDONE AND SENATOR DUPRE

AN ACT

To amend and reenact R.S. 56:423(A) and (B)(1), 424(H), 425(A) and (C), 427.1, 428(A) and (B), 429, and 432.1, to enact R.S. 56:424(I), 425(E), and 432.2, and to repeal R.S. 56:428.1, 428.2, 428.3, and 430.1, relative to oyster leases; to authorize the acquisition by the state of oyster leases directly impacted by coastal protection, conservation, or restoration projects; to establish a hierarchy of rights; to establish limitations on actions against the state, its political subdivision, or the United States; to provide for lease terms; to establish a lease acquisition and compensation program in the Department of Natural Resources; to provide for annual reports; and to provide for related matters.

**HOUSE BILL NO. 1278—**

BY REPRESENTATIVES BRUNEAU, DANIEL, DOVE, DOWNS, ERDEY, FANNIN, HUTTER, LAMBERT, PITRE, M. POWELL, SMILEY, AND ST. GERMAIN

AN ACT

To enact R.S. 32:402(C)(3), relative to drivers' licenses; to authorize the waiver of certain commercial motor vehicle driver's license requirements for military personnel during a state of emergency; to provide relative to certain restrictions; and to provide for related matters.

**HOUSE BILL NO. 1308—**

BY REPRESENTATIVE KENNARD

AN ACT

To amend and reenact R.S. 32:1305(I), relative to motor vehicle safety inspection programs; to revise the programs relative to motor vehicles transporting general freight and commodities; and to provide for related matters.

**HOUSE BILL NO. 1330—**

BY REPRESENTATIVE JOHNS

AN ACT

To enact R.S. 23:921(I), relative to noncompete agreements; to provide for an exclusion for automobile salesmen; and to provide for related matters.

**HOUSE BILL NO. 1342—**

BY REPRESENTATIVES HONEY, BADON, BARROW, DOWNS, GREENE, AND TRAHAN

AN ACT

To enact R.S. 17:1855.2, to authorize the Board of Supervisors of Southern University and Agricultural and Mechanical College to increase tuition for students attending the university laboratory school; to provide for the amounts of such increase; to provide for effectiveness; and to provide for related matters.

**HOUSE BILL NO. 1381 (Substitute for House Bill No. 421 by Representative Burrell)—**

BY REPRESENTATIVES BURRELL, ALARIO, ALEXANDER, ARNOLD, BADON, BAUDON, BAYLOR, BEARD, BRUCE, BURNS, K. CARTER, CRANE, CRAVINS, CROWE, CURTIS, DAMICO, DANIEL, DARTEZ, DOERGE, DORSEY, DURAND, ERDEY, FANNIN, FAUCHEUX, FRITH, GRAY, GREENE, E. GUILLORY, M. GUILLORY, HARRIS, HEBERT, HOPKINS, HUTTER, JEFFERSON, KATZ, KENNEY, LABRUZZO, LAFLEUR, LAFONTA, MARTINY, MCDONALD, MCVEA, PIERRE, M. POWELL, T. POWELL, QUEZAIRE, RITCHIE, ROMERO, SALTER, SCALISE, SMILEY, GARY SMITH, JANE SMITH, JOHN SMITH, ST. GERMAIN, STRAIN, THOMPSON, TOWNSEND, TRAHAN, TRICHE, TUCKER, WADDELL, WALKER, WALSWORTH, AND WHITE AND SENATORS BROOME, N. GAUTREAU, KOSTELKA, LENTINI, AND ROMERO

AN ACT

To enact R.S. 14:91.14, relative to offenses affecting the health and morals of minors; to provide with respect to the sale, exhibition, or distribution of material harmful to minors; to provide for definitions; to create the crime of prohibited sales of computer or video games to minors; to provide for definitions; to provide for penalties; and to provide for related matters.

**HOUSE BILL NO. 1388 (Substitute for House Bill No. 1191 by Representative Thompson) (Duplicate of Senate Bill No. 748)—**

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

AN ACT

To amend and reenact R.S. 29:725(E) through (H) and R.S. 49:191(3), to enact R.S. 29:722(C), 725(I), 725.1, 725.2, and 726(E)(21) through (24), and to repeal Section 10 of Act No. 35 of the 2006 First Extraordinary Session of the Legislature of Louisiana, relative to the purpose of the Louisiana Homeland Security and Emergency Assistance and Disaster Act and policy of the state; to provide for application of the principles of the National Incident Management System; to provide for the powers, duties, and functions of the Governor's Office of Homeland Security and Emergency Preparedness; to provide for appointment of a deputy director, assistant deputy directors, legal counsel, regional coordinators and assistant coordinators, and their duties, functions, and responsibilities and employment status of all agency employees; to authorize the establishment of homeland security and emergency preparedness regions; to provide for appointment of statewide regional advisory committees and their duties; to provide for additional duties of the office; to provide for confidentiality of certain records; to provide for sunset provisions for the office; to repeal provisions for the office; to repeal provisions terminating Act No. 35 of the First Extraordinary Session of the Louisiana Legislature in 2006; and to provide for related matters.

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. Thompson, the rules were suspended to permit the Committee on Agriculture, Forestry, Aquaculture, and Rural Development to meet on Thursday, June 8, 2006, without giving the notice required by House Rule 14.248(A) 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. 772

### **Suspension of the Rules**

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

House Bill No. 868

### **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:

Senate Bill Nos. 42, 62, 183, 184, 262, 316, 318, 332, and 708

### **Leave of Absence**

Rep. Kennard - 1 day

### **Adjournment**

On motion of Rep. Kenney, at 5:10 P.M., the House agreed to adjourn until Thursday, June 8, 2006, at 1:30 P.M.

The Speaker of the House declared the House adjourned until 1:30 P.M., Thursday, June 8, 2006.

ALFRED W. SPEER  
Clerk of the House

