

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

FORTY-FIFTH DAY'S PROCEEDINGS

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

House of Representatives
State Capitol
Baton Rouge, Louisiana

Thursday, June 15, 2006

The House of Representatives was called to order at 9:00 A.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	McVea
Alario	Faucheux	Montgomery
Alexander	Frith	Morrish
Ansardi	Gallot	Odinet
Arnold	Geymann	Pierre
Badon	Glover	Pinac
Baldone	Gray	Pitre
Baudoin	Greene	Powell, M.
Baylor	Guillory, E.	Quezaire
Beard	Guillory, M.	Richmond
Bowler	Hammett	Ritchie
Bruce	Harris	Robideaux
Bruneau	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
Damico	Kennard	Toomy
Daniel	Kenney	Townsend
Dartez	Kleckley	Trahan
DeWitt	LaBruzzo	Triche
Doerge	LaFleur	Tucker
Dorsey	LaFonta	Waddell
Dove	Lambert	Walker
Downs	Lancaster	Walsworth

Durand	Marchand	White
Erdey	Martiny	Wooton
Fannin	McDonald	
Total - 101		

ABSENT

Barrow	Powell, T.	Winston
Total - 3		

The Speaker announced that there were 101 members present and a quorum.

Prayer

Prayer was offered by Rep. Bruneau.

Pledge of Allegiance

Rep. St. Germain 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. John Smith, the reading of the Journal was dispensed with.

On motion of Rep. Honey, the Journal of June 14, 2006, was adopted.

Senate Concurrent Resolutions

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

SENATE CONCURRENT RESOLUTION NO. 130—

BY SENATORS N. GAUTREAU, BARHAM, BOASSO, CAIN, CRAVINS, DARDENNE, HOLLIS, LENTINI, MALONE, MCPHERSON, MICHOT, MURRAY, NEVERS, QUINN, SCHEDLER, THEUNISSEN, AMEDEE, BROOME, CHEEK, DUPRE, ELLINGTON, FONTENOT, B. GAUTREAU, MARIONNEAUX, ROMERO, SHEPHERD AND ULLO

A CONCURRENT RESOLUTION

To urge and request the governor and the Louisiana Recovery Authority to add a link to its Internet website which will list all state spending of federal hurricane-related aid in detail, and to keep the information updated on a monthly basis.

Read by title.

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

SENATE CONCURRENT RESOLUTION NO. 131—

BY SENATOR QUINN

A CONCURRENT RESOLUTION

To establish the Property Insurance Task Force to study property insurance issues; to provide for the membership of the task force; and to provide that the task force report its findings to the legislature, with any recommendations for legislation, prior to the next regular session.

Read by title.

Motion

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

SENATE CONCURRENT RESOLUTION NO. 135—

BY SENATOR ELLINGTON

A CONCURRENT RESOLUTION

To express the sincere condolences of the Legislature of Louisiana upon the death of Lamar Eugene Little, D.D.S., World War II Marine veteran, a practicing dentist in Winnsboro for more than sixty years, devoted husband, father, grandfather, and devout Christian.

Read by title.

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

Suspension of the Rules

On motion of Rep. Fannin, the rules were suspended in order to take up and consider Senate Concurrent Resolutions on Third Reading for Final Consideration at this time.

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. 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.

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

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.

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

SENATE CONCURRENT RESOLUTION NO. 6—

BY SENATOR JONES

A CONCURRENT RESOLUTION

To create a task force to identify and locate displaced Louisiana citizens and to aid in their return to Louisiana.

Read by title.

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

SENATE CONCURRENT RESOLUTION NO. 20—

BY SENATOR SCHEDLER

A CONCURRENT RESOLUTION

To urge and request the Senate Committee on Environmental Quality and the House Committee on the Environment to meet and function as a joint committee to study and make recommendations regarding recycling and disposal options relative to computers and other electronic equipment.

Read by title.

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

SENATE CONCURRENT RESOLUTION NO. 38—

BY SENATOR BROOME

A CONCURRENT RESOLUTION

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

Read by title.

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

SENATE CONCURRENT RESOLUTION NO. 61—

BY SENATOR CAIN

A CONCURRENT RESOLUTION

To direct the governor to have lowered the United States and Louisiana flags flying over the State Capitol Building to half-staff in observance of the death of each state resident in the armed forces of the United States who is killed in war.

Read by title.

Rep. Walsworth moved the concurrence of the resolution.

By a vote of 89 yeas and 0 nays, the resolution was concurred in.

SENATE CONCURRENT RESOLUTION NO. 99—

BY SENATOR BAJOEIE

A CONCURRENT RESOLUTION

To urge and request the United States Department of Veterans Affairs and the Louisiana State University Health Care Services Division to execute to the fullest the terms established in the February 23, 2006 Memorandum of Understanding.

Read by title.

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

SENATE CONCURRENT RESOLUTION NO. 76—

BY SENATOR DARDENNE

A CONCURRENT RESOLUTION

To urge and request the Senate Committee on Agriculture, Forestry, Aquaculture and Rural Development and the House Committee on Agriculture, Forestry, Aquaculture and Rural Development to meet and function as a joint committee to study the feasibility of creating a Louisiana agricultural and seafood surplus products purchase program and the creation of a purchasing board to oversee the program; and to report its findings, together with any recommendations for legislation, to the legislature.

Read by title.

Motion

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

SENATE CONCURRENT RESOLUTION NO. 106—

BY SENATOR JONES

A CONCURRENT RESOLUTION

To direct the Department of Public Safety and Corrections to notify inmates under its supervision of the revisions to the laws and regulations relating to the Louisiana Risk Review Panel, good time and diminution of sentence.

Read by title.

Rep. Hunter moved the concurrence of the resolution.

By a vote of 78 yeas and 3 nays, the resolution was concurred in.

SENATE CONCURRENT RESOLUTION NO. 119—

BY SENATOR MOUNT

A CONCURRENT RESOLUTION

To create the Louisiana Task Force on Domestic Violence to study current law, policies, and practices in response to domestic and dating violence and make recommendations for legislation to the Legislature of Louisiana no later than April 1, 2007.

Read by title.

Motion

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

SENATE CONCURRENT RESOLUTION NO. 94—
BY SENATORS B. GAUTREAU, BOASSO, DARDENNE AND SHEPHERD

A CONCURRENT RESOLUTION

To authorize the board of trustees of the Louisiana State Employees' Retirement System to grant a cost-of-living increase to eligible benefit recipients; to provide for the maximum amount of such increase; and to provide for an effective date.

Read by title.

Rep. Schneider moved the concurrence of the resolution.

By a vote of 92 yeas and 0 nays, the resolution was concurred in.

SENATE CONCURRENT RESOLUTION NO. 105—
BY SENATOR JONES

A CONCURRENT RESOLUTION

To urge and request the secretary of state to determine the practical and legal needs that must be taken to enable eligible voters displaced by a declared disaster to have the opportunity to vote on election day at locations in the state other than in the parish in which they are registered for all elections to be conducted in the parish in which the voter is registered, whether state, local, or federal elections.

Read by title.

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

SENATE CONCURRENT RESOLUTION NO. 117—
BY SENATOR JONES

A CONCURRENT RESOLUTION

To create the Louisiana Sentencing Practices Commission to study the current and history of sentencing practices of the state and make a report of its findings, together with any recommendations for changes in legislation, to the Louisiana Legislature no later than April 1, 2007.

Read by title.

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

SENATE CONCURRENT RESOLUTION NO. 121—
BY SENATORS HINES AND JONES AND REPRESENTATIVES SALTER AND BRUNEAU

A CONCURRENT RESOLUTION

To adopt Joint Rule No. 20 of the Joint Rules of the Senate and House of Representatives relative to the limitations on the filing and consideration of matters intended to have the effect of law and certain amendments thereto during regular sessions held in odd-numbered years.

Read by title.

Rep. Bruneau moved the concurrence of the resolution.

By a vote of 93 yeas and 0 nays, the resolution was concurred in.

SENATE CONCURRENT RESOLUTION NO. 76—
BY SENATOR DARDENNE

A CONCURRENT RESOLUTION

To urge and request the Senate Committee on Agriculture, Forestry, Aquaculture and Rural Development and the House Committee on Agriculture, Forestry, Aquaculture and Rural Development

to meet and function as a joint committee to study the feasibility of creating a Louisiana agricultural and seafood surplus products purchase program and the creation of a purchasing board to oversee the program; and to report its findings, together with any recommendations for legislation, to the legislature.

Called from the calendar.

Read by title.

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

Suspension of the Rules

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

Senate Bills and Joint Resolutions on Third Reading and Final Passage

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

Regular Calendar

SENATE BILL NO. 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.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Hammett to Reengrossed Senate Bill No. 618 by Senator Hines

AMENDMENT NO. 1

On page 12, line 22, after "R.S. 47:9" and the period "." delete the remainder of the line and delete lines 23 through 25 in their entirety.

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

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Hammett to Reengrossed Senate Bill No. 618 by Senator Hines

AMENDMENT NO. 1

On page 4, at the end of line 20, delete "The" and delete lines 21 through 23 in their entirety and insert "This certification shall"

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

Motion

Rep. Bruneau moved the bill be indefinitely postponed.

Rep. Hammett objected.

By a vote of 42 yeas and 49 nays, the House refused to indefinitely postpone the bill.

Motion

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

Notice of Intention to Call

Pursuant to House Rule No. 8.26(A), Rep. Burns gave notice of his intention to call Senate Bill No. 545 from the calendar for future action.

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.

Rep. Trahan moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Frith	Montgomery
Alario	Gallot	Morrish
Alexander	Geymann	Odinet
Ansardi	Glover	Pierre
Arnold	Gray	Pinac
Badon	Greene	Pitre
Baldone	Guillory, E.	Powell, M.
Baudoin	Guillory, M.	Quezaire
Baylor	Hammett	Richmond
Beard	Harris	Ritchie
Bowler	Heaton	Robideaux
Bruce	Hebert	Romero
Bruneau	Hill	Scalise
Burns	Honey	Schneider
Burrell	Hopkins	Smiley
Carter, K.	Hunter	Smith, G.
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	Kennard	Thompson
Daniel	Kenney	Toomy
Dartez	Kleckley	Townsend
DeWitt	LaBruzzo	Trahan
Doerge	LaFleur	Triche
Dorsey	LaFonta	Tucker
Downs	Lambert	Waddell
Durand	Marchand	Walker

Fannin	Martiny	Walsworth
Farrar	McDonald	White
Faucheux	McVea	Wooton
Total - 96		

NAYS

Total - 0

ABSENT

Barrow	Dove	Powell, T.
Carter, R.	Erdey	Winston
Damico	Lancaster	
Total - 8		

The Chair declared the above bill was finally passed.

Rep. Trahan 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. Jack Smith, the rules were suspended to make Senate Bill No. 607 Special Order of the Day No. 2 for Thursday, June 15, 2006.

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.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Bowler to Engrossed Senate Bill No. 673 by Senator Malone

AMENDMENT NO. 1

On page 1, lines 15 and 16, change "and notarized declaration:" to "declaration sworn to and subscribed before a notary public:"

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

Rep. Michael Powell moved the final passage of the bill, as amended.

ROLL CALL

The roll was called with the following result:

YEAS

Alexander	Frith	Ritchie
Baudoin	Geymann	Robideaux
Beard	Greene	Scalise
Bruneau	Johns	Schneider
Burns	Katz	Smiley
Carter, R.	Kleckley	Smith, J.H.—8th
Cazayoux	LaBruzzo	Strain
Chandler	Lambert	Trahan
Crowe	Lancaster	Triche

Dove	Martiny	Tucker
Downs	Montgomery	Waddell
Erdey	Morrish	Walsworth
Fannin	Powell, M.	White
Total - 39		

NAYS

Mr. Speaker	Durand	LaFonta
Alario	Farrar	Marchand
Ansardi	Faucheux	McDonald
Arnold	Gallot	McVea
Badon	Gray	Odinot
Baylor	Guillory, E.	Pinac
Bowler	Hammett	Pitre
Burrell	Harris	Quezaire
Carter, K.	Hebert	Romero
Crane	Hill	Smith, G.
Curtis	Hunter	Smith, J.D.—50th
Daniel	Hutter	Smith, J.R.—30th
Dartez	Jackson	St. Germain
DeWitt	Kennard	Toomy
Doerge	Kenney	Townsend
Dorsey	LaFleur	Walker
Total - 48		

ABSENT

Baldone	Guillory, M.	Powell, T.
Barrow	Heaton	Richmond
Bruce	Honey	Thompson
Cravins	Hopkins	Winston
Damico	Jefferson	Wooton
Glover	Pierre	
Total - 17		

The Chair declared the above bill failed to pass.

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

Acting Speaker Hammett in the Chair

SENATE BILL NO. 698—
BY SENATOR BAJOEIE

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.

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

ROLL CALL

The roll was called with the following result:

YEAS

Badon	Gray	Marchand
Baylor	Guillory, E.	Morrish
Burrell	Harris	Pierre

Carter, K.	Hill	Pinac
Carter, R.	Honey	Richmond
Cazayoux	Hunter	Ritchie
Dorsey	Jefferson	
Farrar	LaFleur	
Total - 22		

NAYS

Alario	Fannin	Pitre
Alexander	Faucheux	Powell, M.
Ansardi	Gallot	Quezaire
Arnold	Geymann	Robideaux
Baldone	Greene	Romero
Baldoin	Guillory, M.	Scalise
Beard	Hammett	Schneider
Bowler	Hebert	Smiley
Bruce	Hopkins	Smith, G.
Bruneau	Hutter	Smith, J.D.—50th
Burns	Jackson	Smith, J.H.—8th
Chandler	Johns	Smith, J.R.—30th
Crane	Katz	St. Germain
Cravins	Kennard	Strain
Crowe	Kenney	Thompson
Curtis	Kleckley	Toomy
Damico	LaBruzzo	Townsend
Daniel	LaFonta	Trahan
Dartez	Lambert	Tucker
DeWitt	Lancaster	Waddell
Doerge	Martiny	Walker
Dove	McDonald	Walsworth
Downs	McVea	White
Durand	Montgomery	Wooton
Erdey	Odinot	
Total - 74		

ABSENT

Mr. Speaker	Glover	Triche
Barrow	Heaton	Winston
Frith	Powell, T.	
Total - 8		

The Chair declared the above bill failed to pass.

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

Notice of Intention to Call

Pursuant to House Rule No. 8.26(A), Rep. Hebert gave notice of his intention to call Senate Bill No. 732 from the calendar for future action.

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.

Suspension of the Rules

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

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.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Frith to Reengrossed Senate Bill No. 743 by Senator Murray

AMENDMENT NO. 1

On page 6, line 27, after "have no" delete "in personam" and insert "personal"

AMENDMENT NO. 2

On page 8, line 24, after "lender or" and before "other" insert "such"

AMENDMENT NO. 3

On page 10, line 12, after "R.S. 6:1406" and before the period ":" insert "(I)"

AMENDMENT NO. 4

On page 10, line 28, after "In" insert "the"

AMENDMENT NO. 5

Delete House Committee Amendment No. 63 proposed by the House Committee on Commerce and adopted by the House of Representatives on June 5, 2006.

AMENDMENT NO. 6

On page 13, delete lines 24 through 26 in their entirety and insert the following:

"(a) Violates any provision of this Chapter or any rule or regulation promulgated, or any order, including a cease and desist order, issued pursuant to this Chapter, and such violation remains uncorrected for more than thirty days after the lender has received written violation and suggested corrective action from the commissioner, or after corrective action is taken continues or repeats the violation."

AMENDMENT NO. 7

On page 17, line 21, after "violation." delete the remainder of the line and delete line 22 in its entirety.

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

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Alario to Reengrossed Senate Bill No. 743 by Senator Murray

AMENDMENT NO. 1

On page 7, at the beginning of line 7, change "twenty-five" to "two"

AMENDMENT NO. 2

On page 7, delete lines 25 through 29 in their entirety and on page 8, delete lines 1 through 8 in their entirety

Rep. Alario moved the adoption of the amendments.

Rep. Frith objected.

By a vote of 93 yeas and 1 nay, the amendments were adopted.

Motion

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

Notice of Intention to Call

Pursuant to House Rule No. 8.26(A), Rep. DeWitt gave notice of his intention to call Senate Bill No. 455 from the calendar for future action.

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.

Point of Order

Rep. Bowler asked for a ruling from the Chair as to whether the House can consider the above bill as it provides for a fee and originated in the Senate.

Ruling of the Chair

The Chair ruled the bill provides for an authorization for a local government to impose a fee, and therefore can originate in either house.

Rep. LaFonta moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Downs	Marchand
Alario	Durand	Martiny
Ansardi	Fannin	McDonald

Arnold	Farrar	Odinet
Badon	Faucheux	Pierre
Baldone	Frith	Pinac
Baudoin	Gallot	Pitre
Baylor	Gray	Quezaire
Bruce	Guillory, E.	Ritchie
Bruneau	Guillory, M.	Romero
Burrell	Hammett	Smith, G.
Carter, K.	Harris	Smith, J.D.-50th
Carter, R.	Heaton	Smith, J.R.-30th
Cazayoux	Hebert	St. Germain
Chandler	Hill	Strain
Crane	Hopkins	Thompson
Cravins	Hunter	Toomy
Curtis	Hutter	Townsend
Damico	Jackson	Triche
Daniel	Kenney	Walker
Dartez	Kleckley	White
DeWitt	LaFleur	Wooton
Doerge	LaFonta	
Dorsey	Lancaster	
Total - 70		

NAYS

Alexander	Katz	Schneider
Bowler	LaBruzzo	Smiley
Burns	Lambert	Smith, J.H.-8th
Crowe	McVea	Trahan
Dove	Montgomery	Tucker
Erdey	Morrish	Waddell
Geymann	Powell, M.	Walsworth
Greene	Robideaux	
Johns	Scalise	
Total - 25		

ABSENT

Barrow	Honey	Powell, T.
Beard	Jefferson	Richmond
Glover	Kennard	Winston
Total - 9		

The Chair declared the above bill was finally passed.

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

SENATE BILL NO. 10—
BY SENATOR N. GAUTREAUX

AN ACT

To amend and reenact R.S. 14:35.3(F)(2), (I), and (K), relative to penalties for the crime of domestic abuse battery; to provide for enhancement of penalties under certain circumstances; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Scalise to Engrossed Senate Bill No. 10 by Senator N. Gautreaux

AMENDMENT NO. 1

On page 2, line 20, change "sixty days" to "six months"

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Erdey	McVea
Alario	Fannin	Montgomery
Alexander	Farrar	Morrish
Ansardi	Faucheux	Pierre
Arnold	Frith	Pinac
Badon	Gallot	Pitre
Baldone	Geymann	Powell, M.
Baudoin	Gray	Quezaire
Baylor	Greene	Richmond
Beard	Guillory, E.	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	Johns	Thompson
Curtis	Katz	Toomy
Damico	Kenney	Townsend
Daniel	Kleckley	Trahan
Dartez	LaBruzzo	Triche
DeWitt	LaFonta	Tucker
Doerge	Lambert	Waddell
Dorsey	Lancaster	Walker
Dove	Marchand	Walsworth
Downs	Martiny	Wooton
Durand	McDonald	
Total - 95		

NAYS

Total - 0

ABSENT

Barrow	Kennard	Powell, T.
Glover	LaFleur	White
Guillory, M.	Odinet	Winston
Total - 9		

The Chair declared the above bill was finally passed.

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

Speaker Salter in the Chair

SENATE BILL NO. 30—

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

AN ACT

To enact R.S. 41:16 and R.S. 56:109.2, relative to public lands, wildlife management areas, wildlife refuges, public hunting grounds and recreation areas; to provide for no net loss of acreage of certain public lands, wildlife management areas, wildlife refuges, public hunting grounds and recreation areas that are available for public hunting and fishing; to require an annual report of public lands, wildlife management areas,

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wildlife refuges, public hunting grounds and recreation areas that are available for public hunting and fishing; to provide definitions, terms, conditions and procedures; and to provide for related matters.

Read by title.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Faucheux	Morrish
Alario	Frith	Odinot
Alexander	Gallot	Pierre
Badon	Geymann	Pinac
Baldone	Gray	Pitre
Baudoin	Greene	Powell, M.
Baylor	Guillory, E.	Quezaire
Beard	Guillory, M.	Richmond
Bowler	Hammett	Ritchie
Bruce	Harris	Robideaux
Bruneau	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
Damico	Kenney	Toomy
Daniel	Kleckley	Townsend
Dartez	LaBruzzo	Trahan
DeWitt	LaFleur	Triche
Doerge	LaFonta	Tucker
Dorsey	Lambert	Waddell
Dove	Lancaster	Walker
Downs	Marchand	Walsworth
Durand	Martiny	White
Erdey	McDonald	Wooton
Fannin	McVea	
Farrar	Montgomery	

Total - 97

NAYS

Total - 0

ABSENT

Ansardi	Glover	Winston
Arnold	Kennard	
Barrow	Powell, T.	

Total - 7

The Chair declared the above bill was finally passed.

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

SENATE BILL NO. 111— BY SENATOR NEVERS

AN ACT

To enact R.S. 17:263, relative to secondary education curricula; to provide relative to required courses of study; to require certain topics to be included in certain courses of study; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Martiny to Engrossed Senate Bill No. 111 by Senator Nevers

AMENDMENT NO. 1

On page 1, line 12, after "from" and before "high", insert "public"

AMENDMENT NO. 2

On page 1, between lines 12 and 13, insert the following:

"B. Adoption awareness shall be required instruction in nonpublic secondary schools in a manner that is the sole discretion of the nonpublic secondary school."

AMENDMENT NO. 3

On page 1, line 13, change "B" to "C"

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Farrar	Montgomery
Alario	Faucheux	Morrish
Alexander	Frith	Odinot
Ansardi	Gallot	Pierre
Arnold	Geymann	Pinac
Badon	Gray	Pitre
Baldone	Greene	Powell, M.
Baudoin	Guillory, E.	Quezaire
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
Crane	Jefferson	St. Germain
Cravins	Johns	Strain
Crowe	Katz	Thompson
Curtis	Kenney	Toomy
Damico	Kleckley	Townsend
Daniel	LaBruzzo	Trahan
DeWitt	LaFleur	Triche
Doerge	LaFonta	Tucker
Dorsey	Lambert	Waddell
Dove	Lancaster	Walker
Downs	Marchand	Walsworth
Durand	Martiny	White
Erdey	McDonald	Wooton
Fannin	McVea	

Total - 95

NAYS

Total - 0

ABSENT

Barrow	Glover	Powell, T.
Chandler	Guillory, M.	Richmond
Dartez	Kennard	Winston
Total - 9		

The Chair declared the above bill was finally passed.

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

SENATE BILL NO. 338—
BY SENATOR AMEDEV

AN ACT

To amend and reenact R.S. 13:4207, relative to judges; to provide relative to rendition of judgments; to provide relative to oral judgment in open court; to require written judgments when oral reasons for judgment are not rendered; to provide for an extension of such time limits under certain circumstances; 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	Farrar	Morrish
Alario	Faucheux	Odinet
Alexander	Frith	Pierre
Arnold	Geymann	Pinac
Badon	Gray	Pitre
Baldone	Greene	Powell, M.
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	Kenney	Thompson
Curtis	Kleckley	Toomy
Damico	LaBruzzo	Trahan
Daniel	LaFleur	Triche
DeWitt	LaFonta	Tucker
Doerge	Lambert	Waddell
Dorsey	Lancaster	Walker
Dove	Marchand	Walsworth
Durand	Martiny	White
Erdey	McDonald	Wooton
Fannin	McVea	
Total - 92		

NAYS

Total - 0

ABSENT

Ansardi	Gallot	Montgomery
Barrow	Glover	Powell, T.
Dartez	Katz	Townsend
Downs	Kennard	Winston
Total - 12		

The Chair declared the above bill was finally passed.

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.

SENATE BILL NO. 340—
BY SENATOR CAIN

AN ACT

To amend and reenact R.S. 14:91.11(A)(1) and (2), (B), and (D) and to enact R.S. 14:91.11(A)(4), and (5), and (E), 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 provide that the provisions apply to persons under the age of eighteen years; to require identification prior to selling materials harmful to minors; and to provide for related matters.

Read by title.

Rep. Burrell moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Faucheux	Montgomery
Alario	Frith	Morrish
Alexander	Gallot	Odinet
Ansardi	Geymann	Pierre
Arnold	Gray	Pinac
Badon	Greene	Pitre
Baldone	Guillory, E.	Powell, M.
Baudoin	Guillory, M.	Quezaire
Baylor	Hammett	Richmond
Beard	Harris	Robideaux
Bowler	Heaton	Romero
Bruce	Hebert	Scalise
Bruneau	Hill	Schneider
Burns	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
DeWitt	LaFleur	Triche
Doerge	LaFonta	Tucker
Dorsey	Lambert	Waddell
Dove	Lancaster	Walker
Durand	Marchand	Walsworth
Erdey	Martiny	White
Fannin	McDonald	Wooton
Farrar	McVea	
Total - 95		

NAYS

Total - 0

ABSENT

Barrow	Downs	Powell, T.
Burrell	Glover	Ritchie
Dartez	Kennard	Winston
Total - 9		

The Chair declared the above bill was finally passed.

Rep. Burrell 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.

Motion

On motion of Rep. Lambert, the motion to reconsider the vote by which Senate Bill No. 338 finally passed was called from the table.

Suspension of the Rules

On motion of Rep. Lambert, the rules were suspended to reconsider the vote by which Senate Bill No. 338 finally passed on the same legislative day.

Reconsideration

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

SENATE BILL NO. 338—
BY SENATOR AMEDEE

AN ACT

To amend and reenact R.S. 13:4207, relative to judges; to provide relative to rendition of judgments; to provide relative to oral judgment in open court; to require written judgments when oral reasons for judgment are not rendered; to provide for an extension of such time limits under certain circumstances; and to provide for related matters.

Read by title.

On motion of Rep. Lambert, the vote by which the above Senate Bill finally passed was reconsidered.

Returned to the calendar under the rules.

Suspension of the Rules

On motion of Rep. Martiny, and under a suspension of the rules, Senate Bill No. 338 was called from the calendar at this time.

SENATE BILL NO. 338—
BY SENATOR AMEDEE

AN ACT

To amend and reenact R.S. 13:4207, relative to judges; to provide relative to rendition of judgments; to provide relative to oral judgment in open court; to require written judgments when oral reasons for judgment are not rendered; to provide for an extension of such time limits under certain circumstances; and to provide for related matters.

Called from the calendar.

Read by title.

Rep. Martiny moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Fannin	McVea
Alario	Farrar	Montgomery
Alexander	Faucheux	Morrish
Ansardi	Frith	Odinet
Arnold	Gallot	Pierre

Badon	Geymann	Pinac
Baldone	Gray	Pitre
Baudoin	Greene	Powell, M.
Baylor	Guillory, E.	Quezaire
Beard	Guillory, M.	Richmond
Bowler	Hammett	Ritchie
Bruce	Harris	Robideaux
Bruneau	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
Damico	Kenney	Toomy
Daniel	Kleckley	Townsend
Dartez	LaBruzzo	Trahan
DeWitt	LaFleur	Tucker
Doerge	LaFonta	Waddell
Dorsey	Lambert	Walker
Dove	Lancaster	Walsworth
Downs	Marchand	White
Durand	Martiny	Wooton
Erdey	McDonald	

Total - 98

NAYS

Total - 0

ABSENT

Barrow	Kennard	Triche
Glover	Powell, T.	Winston
Total - 6		

The Chair declared the above bill was finally passed.

SENATE BILL NO. 353—
BY SENATOR MURRAY

AN ACT

To amend and reenact R.S. 27:372.1(A), relative to the Pari-Mutuel Live Racing Facility Economic Redevelopment and Gaming Control Act; to provide for slot machine gaming at an eligible facility; to provide for the maximum number of slot machines at such facility; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Bruneau to Engrossed Senate Bill No. 353 by Senator Murray

AMENDMENT NO. 1

In House Committee Amendment No. 1, proposed by the House Committee on Administration of Criminal Justice and adopted by the House of Representatives on June 8, 2006, at the end of line 2, change "and 392(C)(2)" to "and 392(C)(1) and (2)"

AMENDMENT NO. 2

In House Committee Amendment No. 2, proposed by the House Committee on Administration of Criminal Justice and adopted by the House of Representatives on June 8, 2006, on line 6, change "Fund"

to "Fund and the Beautification and Improvement of the New Orleans City Park Fund"

AMENDMENT NO. 3

In House Committee Amendment No. 3, proposed by the House Committee on Administration of Criminal Justice and adopted by the House of Representatives on June 8, 2006, on line 9, change "R.S. 27:392(C)(2) is" to "R.S. 27:392(C)(1) and (2) are" and on line 17, delete the asterisks "***" and insert the following:

"(1) Thirty percent, not to exceed ~~one two million three hundred thousand~~ dollars, shall be deposited in and credited to the Beautification and Improvement of the New Orleans City Park Fund. Monies in the fund shall be used solely and exclusively for the purposes as specified in R.S. 27:392(B)(7)."

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Downs	McVea
Alario	Durand	Morrish
Ansardi	Farrar	Odinot
Arnold	Faucheux	Pierre
Badon	Frith	Pinac
Baldone	Gray	Pitre
Baylor	Guillory, E.	Quezaire
Bowler	Guillory, M.	Richmond
Bruce	Hammitt	Ritchie
Bruneau	Heaton	Romero
Burns	Hebert	Smith, G.
Carter, R.	Honey	Smith, J.D.—50th
Cazayoux	Hunter	Smith, J.R.—30th
Crane	Hutter	St. Germain
Cravins	Jackson	Strain
Curtis	Jefferson	Toomy
Damico	Johns	Townsend
Daniel	LaFleur	Tucker
Dartez	LaFonta	Walker
DeWitt	Lancaster	Wooton
Dorsey	Marchand	
Dove	Martiny	
Total - 64		

NAYS

Alexander	Harris	Scalise
Baudoin	Hill	Schneider
Beard	Katz	Smiley
Carter, K.	Kenney	Smith, J.H.—8th
Chandler	Kleckley	Thompson
Crowe	LaBruzzo	Triche
Doerge	Lambert	Waddell
Erdey	Montgomery	Walsworth
Geymann	Powell, M.	White
Greene	Robideaux	
Total - 29		

ABSENT

Barrow	Glover	Powell, T.
Burrell	Hopkins	Trahan
Fannin	Kennard	Winston
Gallot	McDonald	
Total - 11		

The Chair declared the above bill was finally passed.

Rep. Bruneau 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 joint motion of Reps. Kenney, Montgomery, Jane Smith, Thompson, and Waddell, and under a suspension of the rules, the above roll call was corrected to reflect them as voting nay.

Recess

On motion of Rep. Dorsey, the Speaker declared the House at recess until 1:30 P.M.

After Recess

Speaker Salter called the House to order at 1:30 P.M.

Suspension of the Rules

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

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. 72—

BY REPRESENTATIVE MCVEA

A CONCURRENT RESOLUTION

To direct the Department of Health and Hospitals and the Department of Public Safety and Corrections to jointly study the feasibility of permitting eligible prisoners currently in the custody of the Department of Public Safety and Corrections to seek the status of medically paroled in order to be transferred to the Villa Feliciana Medical Complex and report its findings to the legislature prior to February 1, 2007.

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 Judiciary C to Engrossed House Concurrent Resolution No. 72 by Representative McVea

AMENDMENT NO. 1

On page 1, line 2, change "direct" to "urge and request"

AMENDMENT NO. 2

On page 2, line 13, change "direct" to "urge and request"

AMENDMENT NO. 3

On page 2, line 17, delete "legislature directs the"

AMENDMENT NO. 4

On page 2, line 18, delete "to"

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

Suspension of the Rules

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

Senate Bills and Joint Resolutions on Third Reading and Final Passage

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

Regular Calendar

SENATE BILL NO. 417—
BY SENATOR BAJOEI

AN ACT

To enact Part VI of Chapter 5 of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:1181, relative to kidney disease; to require that clinical laboratories determine the estimated glomerular filtration rate of certain patients; and to provide for related matters.

Read by title.

Rep. Strain moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Dove	Morrish
Alario	Downs	Pinac
Alexander	Durand	Pitre
Ansardi	Erdey	Powell, M.
Arnold	Fannin	Ritchie
Badon	Farrar	Robideaux
Baldone	Faucheux	Scalise
Beard	Gallot	Schneider
Bowler	Greene	Smiley
Bruneau	Guillory, M.	Smith, G.
Burns	Hammett	Smith, J.D.—50th
Carter, R.	Hebert	Smith, J.H.—8th
Cazayoux	Hill	Strain
Chandler	Jackson	Toomy
Crane	Katz	Townsend
Cravins	LaBruzzo	Trahan
Crowe	LaFleur	Triche
Damico	Lambert	Tucker
Daniel	Martiny	Walker
Dartez	McDonald	Walsworth
DeWitt	McVea	White
Doerge	Montgomery	Wooton
Total - 66		

NAYS

Total - 0

ABSENT

Barrow	Harris	Marchand
Baudoin	Heaton	Odinet
Baylor	Honey	Pierre
Bruce	Hopkins	Powell, T.
Burrell	Hunter	Quezaire
Carter, K.	Hutter	Richmond

Curtis	Jefferson	Romero
Dorsey	Johns	Smith, J.R.—30th
Frith	Kennard	St. Germain
Geymann	Kenney	Thompson
Glover	Kleckley	Waddell
Gray	LaFonta	Winston
Guillory, E.	Lancaster	
Total - 38		

The Chair declared the above bill was finally passed.

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

SENATE BILL NO. 450—
BY SENATOR JACKSON

AN ACT

To enact R.S. 46:2605(B)(41) and to repeal R.S. 46:2605(B)(17) and (35), relative to the Children's Cabinet Advisory Board; to provide for members of such board; and to provide for related matters.

Read by title.

Motion

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

SENATE BILL NO. 596—
BY SENATOR SCHEDLER

AN ACT

To enact R.S. 28:185, relative to mental health; to provide for penalties for performing mental health or substance abuse counseling without a license; and to provide for related matters.

Read by title.

Rep. Strain moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Erdey	Odinet
Alario	Fannin	Pinac
Alexander	Farrar	Pitre
Ansardi	Faucheux	Powell, M.
Arnold	Frith	Ritchie
Badon	Gallot	Robideaux
Baldone	Geymann	Scalise
Baudoin	Greene	Schneider
Beard	Guillory, M.	Smiley
Bruce	Hammett	Smith, G.
Bruneau	Hebert	Smith, J.D.—50th
Burns	Hill	Smith, J.H.—8th
Carter, R.	Hopkins	Smith, J.R.—30th
Cazayoux	Jackson	St. Germain
Chandler	Johns	Strain
Crane	Katz	Toomy
Cravins	Kenney	Townsend
Crowe	Kleckley	Trahan
Damico	LaBruzzo	Triche
Daniel	LaFleur	Tucker
Dartez	Lambert	Waddell
DeWitt	Martiny	Walker
Doerge	McDonald	Walsworth
Dove	McVea	White
Downs	Montgomery	Wooton
Durand	Morrish	
Total - 77		

NAYS

Total - 0

ABSENT

Barrow	Guillory, E.	Lancaster
Baylor	Harris	Marchand
Bowler	Heaton	Pierre
Burrell	Honey	Powell, T.
Carter, K.	Hunter	Quezaire
Curtis	Hutter	Richmond
Dorsey	Jefferson	Romero
Glover	Kennard	Thompson
Gray	LaFonta	Winston
Total - 27		

The Chair declared the above bill was finally passed.

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

SENATE BILL NO. 614—
BY SENATOR BAJOEIE

AN ACT

To amend and reenact R.S. 46:2116, 2116.1(2), the introductory paragraph of 2116.1(3) and (3)(e) and (5), 2116.2(A) and (B)(1), (2), (3) and (4), the introductory paragraph of (C) and (C)(1), (2), and (3), and (D)(1) and (2), 2116.3(A), 2116.5(A) and (D), relative to the personal care assistants program; to provide for flexibility by Department of Social Services, office of rehabilitation services for the standards of eligibility; to provide for definitions for individuals determined to be in need of personal care assistants; provides for members to the advisory panel to develop criteria for prioritization; and to provide for related matters.

Read by title.

Motion

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

SENATE BILL NO. 624—
BY SENATOR MCPHERSON

AN ACT

To amend and reenact R.S. 28:2(21) and (22), 52(D) and (H)(2)(b), 53(B)(1) and (2), (F), (G)(1), (J)(1) and (2), (K)(1)(a) and (c), and (O)(2), 53.2(A)(5) and (C), 55(I)(1)(a) and (c), 63(A)(1) and (B), 94(B)(2), 96.1(A), (E), and (F), 141, 171(D)(3), (5) and (8), (F), (G), (N) and (P), relative to mental health; to provide for duties and responsibilities of physicians, psychiatrists, and psychologists; to add duties and responsibilities of nurse practitioners and psychiatric mental health nurse practitioners; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Durand to Reengrossed Senate Bill No. 624 by Senator McPherson

AMENDMENT NO. 1

In House Committee Amendment No. 11 proposed by the House Committee on Health and Welfare and adopted by the House of Representatives on June 6, 2006, on page 2, delete lines 22 through 24 and insert in lieu thereof the following:

"or psychiatrist, rendering mental health care services to a person including a psychologist, medical psychologist, or psychiatric mental health nurse practitioner."

AMENDMENT NO. 2

In House Committee Amendment No.74 proposed by the House Committee on Health and Welfare and adopted by the House of Representatives on June 6, 2006, on page 9, line 28, after "physician," delete "psychologist."

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Frith	Odinet
Alario	Gallot	Pinac
Ansardi	Geymann	Richmond
Baylor	Guillory, M.	Ritchie
Bruce	Hammett	Romero
Bruneau	Hebert	Smith, G.
Burns	Hill	Smith, J.D.—50th
Carter, R.	Hutter	Smith, J.R.—30th
Cravins	Johns	Strain
Damico	Katz	Toomy
Dartez	Kenney	Townsend
DeWitt	Kleckley	Trahan
Downs	McDonald	Walker
Farrar	Montgomery	
Faucheux	Morrish	
Total - 43		

NAYS

Alexander	Kennard	Smiley
Baldone	LaBruzzo	Smith, J.H.—8th
Baudoin	LaFleur	Thompson
Bead	Lancaster	Tucker
Chandler	Martiny	Waddell
Crane	Pitre	Walsworth
Dove	Powell, M.	White
Erdey	Robideaux	Wooton
Fannin	Scalise	
Greene	Schneider	
Total - 28		

ABSENT

Arnold	Dorsey	Jefferson
Badon	Durand	LaFonta
Barrow	Glover	Lambert
Bowler	Gray	Marchand
Burrell	Guillory, E.	McVea
Carter, K.	Harris	Pierre
Cazayoux	Heaton	Powell, T.
Crowe	Honey	Quezaire
Curtis	Hopkins	St. Germain
Daniel	Hunter	Triche
Doerge	Jackson	Winston
Total - 33		

Failed to pass.

Motion to reconsider pending.

SENATE BILL NO. 664—
BY SENATOR DUPRE

AN ACT

To amend and reenact R.S. 41:1702(D)(2)(a), relative to reclamation and restoration of certain lands; to provide relative to certain powers of the secretary of the Department of Natural Resources;

to provide relative to certain agreements concerning the acquisition of land by certain entities for coastal projects; to provide certain requirements, procedures and definitions; to provide for the adoption of rules and regulations; to provide relative to agreements concerning ownership of minerals; to provide certain terms, conditions, and procedures; and to provide for related matters.

Read by title.

Motion

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

SENATE BILL NO. 666—
BY SENATOR SCHEDLER

AN ACT

To amend and reenact R.S. 40:2198.11(4) and 2198.12(A) and (D)(1), relative to pain management clinics; to provide for definitions; to provide for licensure; and to provide for related matters.

Read by title.

Rep. Burns moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Farrar	Montgomery
Alario	Faucheux	Morrish
Alexander	Frith	Odinot
Ansardi	Gallot	Pinac
Arnold	Geymann	Pitre
Badon	Gray	Powell, M.
Baldone	Greene	Quezaire
Baudoin	Guillory, M.	Richmond
Baylor	Hammett	Ritchie
Beard	Harris	Robideaux
Bruce	Heaton	Romero
Bruneau	Hebert	Scalise
Burns	Hill	Schneider
Burrell	Honey	Smiley
Cazayoux	Hopkins	Smith, G.
Chandler	Hutter	Smith, J.D.—50th
Crane	Jackson	Smith, J.H.—8th
Cravins	Jefferson	Smith, J.R.—30th
Crowe	Johns	St. Germain
Damico	Katz	Strain
Daniel	Kennard	Thompson
Dartez	Kenney	Toomy
DeWitt	Kleckley	Townsend
Doerge	LaBruzzo	Trahan
Dorsey	LaFleur	Triche
Dove	Lambert	Tucker
Downs	Lancaster	Walker
Durand	Martiny	Walsworth
Erdey	McDonald	White
Fannin	McVea	Wooton
Total - 90		

NAYS

Total - 0

ABSENT

Barrow	Glover	Pierre
Bowler	Guillory, E.	Powell, T.
Carter, K.	Hunter	Waddell

Carter, R.	LaFonta	Winston
Curtis	Marchand	
Total - 14		

The Chair declared the above bill was finally passed.

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

SENATE BILL NO. 450—
BY SENATOR JACKSON

AN ACT

To enact R.S. 46:2605(B)(41) and to repeal R.S. 46:2605(B)(17) and (35), relative to the Children's Cabinet Advisory Board; to provide for members of such board; and to provide for related matters.

Called from the calendar.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Gray to Engrossed Senate Bill No. 450 by Senator Jackson

AMENDMENT NO. 1

Delete House Committee Amendment No. 1 proposed by the House Committee on Health and Welfare and adopted by the House of Representatives on June 6, 2006

AMENDMENT NO. 2

Delete Amendments No. 1 and 2 proposed by the Legislative Bureau on Health and Welfare and adopted by the House of Representatives on June 6, 2006

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Erdey	McVea
Alario	Fannin	Montgomery
Alexander	Farrar	Morrish
Ansardi	Faucheux	Odinot
Arnold	Frith	Pinac
Badon	Gallot	Pitre
Baldone	Geymann	Powell, M.
Baudoin	Gray	Quezaire
Baylor	Greene	Richmond
Beard	Guillory, M.	Ritchie
Bowler	Hammett	Robideaux
Bruce	Harris	Romero
Bruneau	Heaton	Scalise
Burns	Hebert	Schneider
Carter, K.	Hill	Smiley
Carter, R.	Honey	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
Damico	Kennard	Thompson
Daniel	Kenney	Toomy
Dartez	Kleckley	Townsend
DeWitt	LaBruzzo	Trahan
Doerge	LaFleur	Triche
Dorsey	Lambert	Walker
Dove	Lancaster	Walsworth
Downs	Martiny	White
Durand	McDonald	Wooton

Total - 90

NAYS

Total - 0

ABSENT

Barrow	Hopkins	Powell, T.
Burrell	Hunter	Tucker
Curtis	LaFonta	Waddell
Glover	Marchand	Winston
Guillory, E.	Pierre	

Total - 14

The Chair declared the above bill was finally passed.

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

SENATE BILL NO. 614—
BY SENATOR BAJOIE

AN ACT

To amend and reenact R.S. 46:2116, 2116.1(2), the introductory paragraph of 2116.1(3) and (3)(e) and (5), 2116.2(A) and (B)(1), (2), (3) and (4), the introductory paragraph of (C) and (C)(1), (2), and (3), and (D)(1) and (2), 2116.3(A), 2116.5(A) and (D), relative to the personal care assistants program; to provide for flexibility by Department of Social Services, office of rehabilitation services for the standards of eligibility; to provide for definitions for individuals determined to be in need of personal care assistants; provides for members to the advisory panel to develop criteria for prioritization; and to provide for related matters.

Called from the calendar.

Read by title.

Rep. Durand moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

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

Burrell	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
Damico	Katz	Thompson
Daniel	Kennard	Toomy
Dartez	Kenney	Townsend
DeWitt	Kleckley	Trahan
Doerge	LaBruzzo	Triche
Dorsey	LaFleur	Tucker
Dove	Lambert	Walker
Downs	Lancaster	Walsworth
Durand	Marchand	White
Erdey	Martiny	Wooton
Fannin	McDonald	

Total - 95

NAYS

Total - 0

ABSENT

Barrow	Glover	Scalise
Carter, K.	LaFonta	Waddell
Curtis	Powell, T.	Winston

Total - 9

The Chair declared the above bill was finally passed.

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

SENATE BILL NO. 701—
BY SENATOR JONES

AN ACT

To enact R.S. 17:3981(6), relative to charter schools; to require the State Board of Elementary and Secondary Education to provide certain financial information upon the request of certain school systems; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Kenney to Engrossed Senate Bill No. 701 by Senator Jones

AMENDMENT NO. 1

On page 1, line 11, after "with" and before "than" change "less" to "fewer"

AMENDMENT NO. 2

On page 1, line 13, after "of" and before "charter" change "the" to "any proposed"

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

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

ROLL CALL

The roll was called with the following result:

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YEAS

Mr. Speaker	Fannin	Morrish
Alario	Farrar	Odinot
Alexander	Faucheux	Pierre
Arnold	Frith	Pinac
Badon	Gallot	Pitre
Baldone	Geymann	Powell, M.
Baudoin	Gray	Quezaire
Baylor	Greene	Richmond
Beard	Guillory, E.	Ritchie
Bowler	Guillory, M.	Robideaux
Bruce	Hammett	Romero
Bruneau	Harris	Scalise
Burns	Heaton	Schneider
Burrell	Hill	Smiley
Carter, K.	Honey	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	Kennard	Thompson
Curtis	Kenney	Toomy
Damico	Kleckley	Townsend
Daniel	LaFleur	Trahan
Dartez	LaFonta	Triche
DeWitt	Lambert	Tucker
Doerge	Lancaster	Waddell
Dorsey	Marchand	Walker
Dove	Martiny	Walsworth
Downs	McDonald	White
Durand	McVea	Wooton
Erdey	Montgomery	

Total - 95

NAYS

Total - 0

ABSENT

Ansardi	Hebert	LaBruzzo
Barrow	Hopkins	Powell, T.
Glover	Hunter	Winston

Total - 9

The Chair declared the above bill was finally passed.

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

SENATE BILL NO. 727—
BY SENATOR ELLINGTON

AN ACT

To amend and reenact R.S. 39:1533(A) and to enact Chapter 18 of Title 28 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 28:871 through 876, and R.S. 36:254(J) and 258(J), relative to human services; to provide for a self-insurance fund; to create the Northeast Delta Human Services Authority; to provide for powers, duties, and functions of the authority; to create a governing board and provide for membership, powers, duties, and functions; to provide for the transfer of certain powers, duties, and functions from the Department of Health and Hospitals to the authority; to provide for the transfer of employees; and to provide for related matters.

Read by title.

Rep. Walsworth moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 95

NAYS

Total - 0

ABSENT

Barrow	Hebert	Powell, T.
Baudoin	Hopkins	Waddell
DeWitt	Kennard	Winston

Total - 9

The Chair declared the above bill was finally passed.

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

SENATE BILL NO. 737—
BY SENATOR JONES

AN ACT

To enact Chapter 20-B-1 of Title 17 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 17:3042.11, relative to the Teachers Education Trust Fund Incentive Program; to provide incentives for qualified teachers to locate and work in disadvantaged areas; to authorize the development and establishment of Teachers Education Trust Fund Incentive Program within the state treasury; to provide for program approval; to authorize the office of student financial assistance to administer the program; 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	Farrar	Odinet
Alario	Faucheux	Pierre
Alexander	Frith	Pinac
Ansardi	Gallot	Pitre
Arnold	Geymann	Powell, M.
Badon	Greene	Quezaire
Baldone	Guillory, E.	Richmond
Baudoin	Hammett	Ritchie
Baylor	Harris	Robideaux
Beard	Heaton	Romero
Bowler	Hebert	Scalise
Bruce	Hill	Schneider
Bruneau	Honey	Smiley
Burns	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
Durand	McVea	Wooton
Erdey	Montgomery	
Fannin	Morrish	
Total - 94		

NAYS

Total - 0

ABSENT

Barrow	Gray	Powell, T.
Burrell	Guillory, M.	Winston
Carter, K.	Hopkins	
Glover	Kennard	
Total - 10		

The Chair declared the above bill was finally passed.

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.

SENATE BILL NO. 749 (Substitute of Senate Bill No. 335 By Senator Nevers)—
 BY SENATORS NEVERS AND HINES
 AN ACT

To enact Subpart A-3 of Part III of Chapter 1 of Title 17 of the Louisiana Revised Statutes of 1950, comprised of R.S. 17:187.1 through 187.5, relative to public schools and school children; to provide for articulated and reciprocal technical training for shared students; to provide legislative findings and purposes; to provide definitions; to provide for the establishment of programs of dual enrollment of students in public secondary schools and institutions under the jurisdiction of the Board of Supervisors of Louisiana Community and Technical Colleges; to provide for the duties and responsibilities of the State Board of Elementary and Secondary Education, the Board of

Supervisors of Louisiana Community and Technical Colleges, the city, parish, or other local public school boards, and the governing boards of public schools not under the jurisdiction of a local board; to provide relative to the funding for dual enrollment; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Ritchie to Reengrossed Senate Bill No. 749 by Senator Nevers

AMENDMENT NO. 1

Delete Amendments Nos. 6 and 7 proposed by the House Committee on Education and adopted by the House on June 8, 2006.

AMENDMENT NO. 2

On page 2, delete lines 18 through 21 and insert the following:

"(5) Bureaucracies are generally uncomfortable with permitting the use of their facilities, faculty, and other resources by those beyond the limits of their control."

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Faucheux	Morrish
Alario	Frith	Odinet
Alexander	Gallot	Pierre
Ansardi	Geymann	Pinac
Badon	Gray	Pitre
Baldone	Greene	Powell, M.
Baudoin	Guillory, E.	Quezaire
Baylor	Guillory, M.	Richmond
Beard	Hammett	Robideaux
Bowler	Harris	Romero
Bruce	Heaton	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
Crane	Jefferson	St. Germain
Cravins	Johns	Strain
Crowe	Katz	Thompson
Curtis	Kennard	Toomy
Damico	Kenney	Townsend
Daniel	LaBruzzo	Trahan
Dartez	LaFleur	Triche
Doerge	LaFonta	Tucker
Dorsey	Lambert	Waddell
Dove	Lancaster	Walker
Downs	Marchand	Walsworth
Durand	Martiny	White
Erdey	McDonald	Wooton
Fannin	McVea	
Farrar	Montgomery	
Total - 94		

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NAYS

Total - 0

ABSENT

Arnold, Barrow, Chandler, DeWitt, Glover, Hebert, Kleckley, Powell, T., Ritchie, Winston

The Chair declared the above bill was finally passed.

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

SENATE BILL NO. 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.

Called from the calendar.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Hebert to Reengrossed Senate Bill No. 618 by Senator Hines

AMENDMENT NO. 1

Delete the set of House Floor Amendments proposed by Representative Hammett which amended page 12, lines 22 through 25 of the bill and adopted by the House on June 15, 2006.

AMENDMENT NO. 2

On page 12, line 25, change "as provided by law" to "pursuant to Title 23 of the Louisiana Revised Statutes of 1950"

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Ansardi, Arnold, Baylor, Burrell, Carter, R., Cazayoux, Chandler, Cravins, Curtis, Fauchoux, Frith, Gallot, Geymann, Guillory, E., Guillory, M., Hammett, Hebert, Hill, McVea, Morrish, Odinet, Pierre, Pinac, Powell, M., Ritchie, Smith, J.D.-50th, Thompson

Damico, Daniel, Downs, Durand, Erdey, Fannin, Farrar, Hunter, Jackson, Johns, Kenney, Kleckley, Lancaster, Marchand, Toomy, Townsend, Triche, Walker, White

Total - 46

NAYS

Mr. Speaker, Alario, Alexander, Badon, Baudoine, Bowler, Bruneau, Carter, K., Crane, Crowe, DeWitt, Doerge, Dorsey, Dove, Gray, Greene, Harris, Honey, Hutter, Katz, LaBruzzo, LaFonta, McDonald, Montgomery, Pitre, Richmond, Robideaux, Romero, Scalise, Schneider, Smith, G., Smith, J.H.-8th, Smith, J.R.-30th, Strain, Trahan, Tucker, Waddell, Walsworth, Wooton

Total - 39

ABSENT

Baldone, Barrow, Beard, Bruce, Burns, Dartez, Glover, Heaton, Hopkins, Jefferson, Kennard, LaFleur, Lambert, Martiny, Powell, T., Quezaire, Smiley, St. Germain, Winston

Total - 19

Failed to pass.

Motion to reconsider pending.

Suspension of the Rules

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

SENATE BILL NO. 18—

BY SENATOR FIELDS

AN ACT

To amend and reenact R.S. 18:44(A) and (B)(5)(b), the introductory paragraph of 110(B)(1), 197, 401(B), 402(B), the introductory paragraph of (C), (E) and (G), 431(A)(1)(b), 433(G)(1) and the introductory paragraph of (H)(1), 434(A)(1), the introductory paragraph of (C), and (D)(1) and (2), 435(A)(1) and (B), 436, 453, the introductory paragraph of 467, 467(2), 468(A), 491(A) and (C), the introductory paragraph of 552(A), 1272(A), 1278(B), 1279, 1300(C)(1), 1300.7(A), 1306(A)(4) and (C)(2), 1307(A)(8) and (E), 1308(A)(2)(a), 1311(D)(5)(a), 1314(B)(1) and (2) and (C), 1333(D)(1)(e) and (E)(1), 1355(6), 1401(B), 1402(B)(1)(c), 1405(A), 1406(B), 1407, 1409(B)(1) and (2), 1432(A), 1461(A)(17) and to enact R.S. 18:1275.1 through 1275.24, relative to elections; to provide for a party primary system of elections for congressional offices, including provisions to provide for nomination of candidates for general elections for congressional offices by party primary elections, including a first primary election and a second primary election if no candidate receives a majority vote in the first primary election; for qualification of candidates for congressional office having no party affiliation in the general election; for election in the general election by plurality vote; for voting for congressional offices by a voter registered as affiliated with the party in the party primary elections; to provide for voting of

unaffiliated voters in party primaries; to provide for election dates; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Alario to Reengrossed Senate Bill No. 18 by Senator Fields

AMENDMENT NO. 1

On page 4, line 5, after "affiliated," delete the remainder of the line and delete lines 6 through 10 and insert the following:

"In primary elections, each qualified voter who is not affiliated with a recognized political party may choose to vote in one recognized political party's primary elections, except as otherwise provided by R.S. 18:1275.1."

AMENDMENT NO. 2

On page 15, line 8, after "affiliated," delete the remainder of the line and delete lines 9 through 15 and on line 16, delete "candidates affiliated with such affiliated party." and insert the following:

"In congressional primary elections, including elections for United States Senate, each qualified voter of this state who is not affiliated with a recognized political party may choose to vote in a recognized political party's primary elections, unless the state central committee of such political party in its rules and regulations prohibits unaffiliated voters from participating in its primary elections. If a recognized political party prohibits unaffiliated voters from participating in its primary elections, the state central committee of such party shall give written notice to the secretary of state of such prohibition, including a copy of the rules and regulations containing such prohibition, no later than January first of the year in which regularly scheduled congressional elections are to held."

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Durand	Martiny
Alario	Farrar	Montgomery
Alexander	Fauchoux	Pierre
Ansardi	Frith	Pitre
Arnold	Gallot	Powell, M.
Baudoin	Guillory, E.	Quezaire
Baylor	Guillory, M.	Richmond
Bowler	Hammett	Ritchie
Bruce	Harris	Romero
Burns	Heaton	Scalise
Cazayoux	Hill	Smiley
Cravins	Honey	Smith, G.
Curtis	Hunter	Smith, J.D.—50th
Damico	Jackson	St. Germain
Daniel	Jefferson	Strain
DeWitt	Katz	Townsend
Dorsey	LaBruzzo	Triche
Dove	Lancaster	Tucker
Downs	Marchand	Wooton
Total - 57		

NAYS

Beard	Greene	Robideaux
Bruneau	Hutter	Schneider
Burrell	Johns	Smith, J.H.—8th
Carter, K.	Kennard	Smith, J.R.—30th
Carter, R.	Kenney	Thompson
Chandler	Kleckley	Toomy
Crane	LaFonta	Trahan
Crowe	Lambert	Waddell
Doerge	McDonald	Walker
Erdey	McVea	Walsworth
Fannin	Morrish	White
Geymann	Odinet	
Gray	Pinac	
Total - 37		

ABSENT

Badon	Glover	Powell, T.
Baldone	Hebert	Winston
Barrow	Hopkins	
Dartez	LaFleur	
Total - 10		

The Chair declared the above bill was finally passed.

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

SENATE BILL NO. 664—

BY SENATOR DUPRE

AN ACT

To amend and reenact R.S. 41:1702(D)(2)(a), relative to reclamation and restoration of certain lands; to provide relative to certain powers of the secretary of the Department of Natural Resources; to provide relative to certain agreements concerning the acquisition of land by certain entities for coastal projects; to provide certain requirements, procedures and definitions; to provide for the adoption of rules and regulations; to provide relative to agreements concerning ownership of minerals; to provide certain terms, conditions, and procedures; and to provide for related matters.

Called from the calendar.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Daniel to Reengrossed Senate Bill No. 664 by Senator Dupre

AMENDMENT NO. 1

On page 2, line 29, after "matters" delete the period "." and "Such" and insert the following:

"to the same extent as authorized under Item (i) of this Paragraph. In addition, such"

AMENDMENT NO. 2

In Amendment No. 4 proposed by the House Committee on Natural Resources and adopted by the House on June 8, 2006, on line 13,

after "acquisition" delete the period "." and the remainder of the line and delete lines 14 through 19 in their entirety and insert in lieu thereof the following:

"consistent with the provisions of Item (i) of this Paragraph and R.S. 31:149."

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

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative M. Powell to Reengrossed Senate Bill No. 664 by Senator Dupre

AMENDMENT NO. 1

On page 4, line 2, after "above," and before "Such rules" insert "Such rules and regulations shall not be promulgated or adopted as emergency rules."

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

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Badon	Chandler	Hebert
Baldone	Crane	Powell, T.
Barrow	Crowe	Walker

Beard	Durand	Winston
Bruneau	Glover	
Total - 14		

The Chair declared the above bill was finally passed.

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

SENATE BILL NO. 48—
BY SENATORS FONTENOT, MOUNT AND SCHEDLER
AN ACT

To enact R.S. 40:1238.1, 1238.2, and 1238.3, relative to public health and safety; to prohibit certain acts without a prescription for legend drugs; to prohibit prescriptions in certain circumstances; to provide for exceptions; to provide for penalties; and to provide for related matters.

Read by title.

Rep. White moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Badon	Durand	Trahan
Baldone	Glover	Walker
Barrow	Kennard	Winston
Chandler	Powell, T.	
Crowe	Smith, J.H.—8th	
Total - 13		

The Chair declared the above bill was finally passed.

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

SENATE BILL NO. 86—

BY SENATORS JONES AND BAJOIE
AN ACT

To amend and reenact R.S. 18:1309(A), relative to early voting; to provide relative to the time for conducting early voting; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Gallot to Engrossed Senate Bill No. 86 by Senator Jones

AMENDMENT NO. 1

On page 1, line 2, before "relative to" insert "and to enact R.S. 18:1309(I),"

AMENDMENT NO. 2

On page 1, line 3, after "voting;" insert "to authorize the registrars of voters to utilize commissioners in the conduct of early voting under certain circumstances;"

AMENDMENT NO. 3

On page 1, line 5, after "reenacted" insert "and R.S. 18:1309(I) is hereby enacted"

AMENDMENT NO. 4

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

"I. Upon approval of the secretary of state, a registrar of voters may utilize commissioners selected in accordance with Subpart B of Part II of Chapter 5 of the Louisiana Election Code to assist the registrar during the early voting period in the conduct of early voting by his office. A registrar of voters shall, in seeking the approval of the secretary of state, indicate to the secretary the number of commissioners that is required for such assistance. A commissioner who assists the registrar in the conduct of early voting shall be paid in accordance with R.S. 18:426.1(3) for each day of such assistance."

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

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Katz to Engrossed Senate Bill No. 86 by Senator Jones

AMENDMENT NO. 1

Delete Amendments No. 1 and 2 proposed by the House Committee on House and Governmental Affairs and adopted by the House on June 7, 2006.

AMENDMENT NO. 2

On page 1, line 2, after "reenact" and before the semicolon ";" delete "R.S. 18:1309(A), relative to early voting" and insert "R.S. 18:541, 542, and 1309(A)(2), relative to voting hours"

AMENDMENT NO. 3

On page 1, line 3, after "voting;" and before "and to" insert "to provide for hours for election day voting"

AMENDMENT NO. 4

On page 1, line 5, after "R.S." and before "is" delete "18:1309(A)" and insert "R.S. 18:541, 542, and 1309(A)(2)"

AMENDMENT NO. 5

On page 1, between lines 5 and 6, insert the following:

"§541. Opening and closing of the polls

In the primary and general elections, the polls shall open at ~~6:00~~ 7:00 a.m. on election day and shall close at ~~8:00~~ 7:00 p.m. on election day.

§542. Termination of voting

A person who is in line to vote when the polls close on election day shall be allowed to vote. Voting in a primary or general election shall terminate (1) when the polls close, if no one is in line to vote at that time, or (2) when all the persons who were in line to vote at ~~8:00~~ 7:00 p.m. have been allowed to vote.

* * *

Point of Order

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

Ruling of the Chair

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

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Fannin	Marchand
Alario	Farrar	Martiny
Alexander	Faucheux	McDonald
Ansardi	Frith	Montgomery
Arnold	Gallot	Odinot
Badon	Geymann	Pierre
Baldone	Gray	Pitre
Baudoin	Greene	Quezaire
Baylor	Guillory, E.	Richmond
Bowler	Guillory, M.	Ritchie
Bruce	Hammett	Robideaux
Bruneau	Harris	Romero
Burns	Heaton	Scalise
Burrell	Hebert	Schneider
Carter, K.	Hill	Smiley
Cazayoux	Honey	Smith, G.
Crane	Hopkins	Smith, J.D.—50th
Cravins	Hunter	Smith, J.R.—30th
Crowe	Hutter	St. Germain

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Curtis	Jackson	Strain
Damico	Jefferson	Thompson
Daniel	Katz	Toomy
Dartez	Kenney	Townsend
DeWitt	Kleckley	Trahan
Doerge	LaBruzzo	Tucker
Dorsey	LaFleur	Walsworth
Dove	LaFonta	Wooton
Downs	Lambert	
Erdey	Lancaster	
Total - 85		

NAYS

Beard	McVea	Waddell
Carter, R.	Morrish	Walker
Durand	Pinac	White
Johns	Powell, M.	
Kennard	Smith, J.H.-8th	
Total - 13		

ABSENT

Barrow	Glover	Triche
Chandler	Powell, T.	Winston
Total - 6		

The Chair declared the above bill was finally passed.

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

SENATE BILL NO. 160—
BY SENATOR JONES

AN ACT

To enact 4-C of Title 51 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 51:1051 through 1054, relative to establishing an alliance among states effected by hurricanes Katrina and Rita; to provide for the purpose of restoring and revitalizing the states of Mississippi, Alabama, Louisiana and Texas; to provide for an alliance between states and agree to the alliance on behalf of Louisiana; 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	Farrar	McVea
Alario	Faucheux	Montgomery
Alexander	Frith	Morrish
Ansardi	Gallot	Odinot
Arnold	Geymann	Pierre
Baldone	Gray	Pinac
Baudoin	Greene	Pitre
Baylor	Guillory, E.	Powell, M.
Beard	Guillory, M.	Quezaire
Bowler	Hammett	Richmond
Bruce	Harris	Ritchie
Bruneau	Heaton	Robideaux
Burns	Hebert	Romero
Burrell	Hill	Scalise
Carter, K.	Honey	Schneider
Carter, R.	Hopkins	Smiley
Cazayoux	Hunter	Smith, G.
Crane	Hutter	Smith, J.D.-50th

Cravins	Jackson	Smith, J.H.-8th
Crowe	Jefferson	Smith, J.R.-30th
Curtis	Johns	St. Germain
Damico	Katz	Strain
Daniel	Kennard	Thompson
Dartez	Kenney	Toomy
DeWitt	Kleckley	Townsend
Doerge	LaBruzzo	Triche
Dorsey	LaFonta	Tucker
Dove	Lambert	Waddell
Downs	Lancaster	Walker
Durand	Marchand	Walsworth
Erdey	Martiny	White
Fannin	McDonald	Wooton
Total - 96		

NAYS

Total - 0

ABSENT

Badon	Glover	Trahan
Barrow	LaFleur	Winston
Chandler	Powell, T.	
Total - 8		

The Chair declared the above bill was finally passed.

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.

SENATE BILL NO. 286—

BY SENATORS FIELDS AND MARIONNEAUX
AN ACT

To amend and reenact R.S. 49:149.23, relative to the Department of Social Services; to provide for the naming of the floor in the social services building on which the executive offices are located; and to provide for related matters.

Read by title.

Rep. Jackson moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

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

Dartez	LaBruzzo	Trahan
DeWitt	LaFonta	Triche
Doerge	Lambert	Tucker
Dorsey	Lancaster	Waddell
Dove	Marchand	Walker
Downs	Martiny	Walsworth
Durand	McDonald	White
Erdey	McVea	Wooton

Total - 96

NAYS

Total - 0

ABSENT

Barrow	Heaton	Powell, T.
Chandler	Kennard	Winston
Glover	LaFleur	

Total - 8

The Chair declared the above bill was finally passed.

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

SENATE BILL NO. 411—
BY SENATOR MALONE

AN ACT

To enact R.S. 16:2.2 and R.S. 36:702(8), relative to the mandatory institution of a civil suit by district attorneys and the attorney general in certain circumstances; to provide for their powers and duties; to provide for jurisdiction and venue of suits; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Bruneau to Reengrossed Senate Bill No. 411 by Senator Malone

AMENDMENT NO. 1

On page 2, after line 17, insert the following:

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

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Fannin	Montgomery
Alario	Faucheux	Morrish
Alexander	Frith	Odinet
Ansardi	Gallot	Pierre
Arnold	Geymann	Pinac
Badon	Gray	Pitre
Baldone	Greene	Powell, M.
Baudoin	Guillory, E.	Quezaire
Baylor	Guillory, M.	Richmond
Beard	Hammatt	Robideaux

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

Total - 93

NAYS

Total - 0

ABSENT

Barrow	Glover	Powell, T.
Carter, K.	Kennard	Ritchie
Chandler	LaFleur	Winston
Farrar	Lancaster	

Total - 11

The Chair declared the above bill was finally passed.

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

Conference Committee Reports Received

Conference Committee Reports were received for the following legislative instruments:

House Bill No. 60

Senate Bill No. 573

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

SENATE BILL NO. 427—
BY SENATOR CHAISSON

AN ACT

To amend and reenact R.S. 18:461(B), relative to qualifying for election; to provide relative to qualifying for multiple office in the same qualifying period; to provide that the last qualifying papers filed by a candidate is determinative of the office for which he is a candidate; and to provide for related matters.

Read by title.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Fannin	McDonald
Alario	Farrar	McVea
Alexander	Faucheux	Montgomery
Ansardi	Frith	Morrish

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Arnold	Gallot	Odinet
Badon	Geymann	Pierre
Baldone	Gray	Pinac
Baudoin	Greene	Pitre
Baylor	Guillory, E.	Powell, M.
Beard	Guillory, M.	Quezaire
Bowler	Hammett	Richmond
Bruneau	Harris	Ritchie
Burns	Heaton	Robideaux
Burrell	Hebert	Romero
Carter, K.	Hill	Scalise
Carter, R.	Honey	Schneider
Cazayoux	Hopkins	Smiley
Chandler	Hunter	Smith, G.
Crane	Hutter	Smith, J.D.-50th
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	Wooton
Total - 96		

NAYS

Total - 0

ABSENT

Barrow	Kennard	White
Bruce	Powell, T.	Winston
Glover	Smith, J.H.-8th	
Total - 8		

The Chair declared the above bill was finally passed.

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

SENATE BILL NO. 467—
BY SENATOR FONTENOT

AN ACT

To enact R.S. 40:971(D) and (E), relative to controlled dangerous substances; to require production of photographic identification under certain circumstances; and to provide for related matters.

Read by title.

Rep. White moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Fannin	McVea
Alario	Farrar	Morrish
Alexander	Faucheux	Odinet
Ansardi	Frith	Pierre
Arnold	Gallot	Pinac
Badon	Geymann	Pitre
Baldone	Gray	Powell, M.
Baudoin	Greene	Quezaire
Baylor	Guillory, E.	Richmond

Beard	Guillory, M.	Ritchie
Bowler	Hammett	Robideaux
Bruce	Harris	Romero
Bruneau	Hebert	Scalise
Burns	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
Damico	Kenney	Toomy
Daniel	Kleckley	Townsend
Dartez	LaBruzzo	Trahan
DeWitt	LaFleur	Triche
Doerge	LaFonta	Tucker
Dorsey	Lambert	Waddell
Dove	Lancaster	Walker
Downs	Marchand	Walsworth
Durand	Martiny	White
Erdey	McDonald	Wooton
Total - 96		

NAYS

Total - 0

ABSENT

Barrow	Heaton	Powell, T.
Burrell	Kennard	Winston
Glover	Montgomery	
Total - 8		

The Chair declared the above bill was finally passed.

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

SENATE BILL NO. 476—

BY SENATORS CAIN, ADLEY, BARHAM, BROOME, CHEEK, CRAVINS, DARDENNE, DUPLESSIS, DUPRE, ELLINGTON, B. GAUTREAUX, N. GAUTREAUX, JONES, KOSTELKA, LENTINI, MALONE, MICHOT, MOUNT, NEVERS, QUINN, ROMERO, SCHEDLER, SHEPHERD, SMITH, THEUNISSEN AND ULLO

AN ACT

To enact Chapter 32 of Title 25 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 25:1280 through 1283, relative to the religious history of America and of the state of Louisiana as background of American and Louisiana law; to authorize the state archives and records service within the office of the secretary of state to produce certain documents; to distribute certain documents to state offices, judges and clerks of court and local government entities; to authorize court houses and local buildings to post certain documents relative to the history of that heritage; to provide for the production of documents by members of the public, and to provide for related matters.

Read by title.

Motion

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

SENATE BILL NO. 613—

BY SENATOR CHEEK

AN ACT

To amend and reenact R.S. 46:2742(B)(introductory paragraph), (1), (2), (4)(introductory paragraph), (5)(a), (b) and (c), (6) and (8) and to enact R.S. 46:2742(B)(5)(d) and (10) and (C), relative to the case mix reimbursement for nursing facilities; to require

payment and resource requirement be adjusted quarterly; to provide for a floor for direct care costs; to provide relative to square footage per bed to be allowed; to provide relative to depreciation and a minimum rate of return for facilities; to provide relative to renovations, long-term ownership, and property insurance; to provide relative to pass-through expenses, allowable costs and impact of budget reductions on nursing home reimbursement; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Alario to Engrossed Senate Bill No. 613 by Senator Cheek

AMENDMENT NO. 1

On page 3, delete line 29, and on page 4, delete line 1, and insert the following:

"(10) A provision for cost reports that shall be prepared in accordance with the cost reporting instructions adopted by the Medicare program using the definition of allowable and non-allowable costs contained in the Medicare/Medicaid provider reimbursement manual, with the exception that the department shall determine due dates and extensions."

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Farrar	Montgomery
Alario	Faucheux	Morrish
Alexander	Frith	Odinot
Arnold	Gallot	Pierre
Badon	Geymann	Pinac
Baldone	Gray	Pitre
Baudoin	Greene	Powell, M.
Baylor	Guillory, E.	Quezaire
Beard	Guillory, M.	Richmond
Bowler	Hammett	Ritchie
Bruce	Harris	Robideaux
Bruneau	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
Damico	Kenney	Toomy
Daniel	Kleckley	Townsend
Dartez	LaBruzzo	Trahan
DeWitt	LaFleur	Triche
Doerge	LaFonta	Tucker
Dorsey	Lambert	Waddell
Dove	Lancaster	Walker
Downs	Marchand	Walsworth

Durand	Martiny	White
Erdey	McDonald	Wooton
Fannin	McVea	
Total - 98		

NAYS

Total - 0

ABSENT

Ansardi	Glover	Powell, T.
Barrow	Kennard	Winston
Total - 6		

The Chair declared the above bill was finally passed.

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

Suspension of the Rules

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

Special Order of the Day

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

SENATE BILL NO. 742 (Substitute of Senate Bill No. 105 by Senator Marionneaux)—
BY SENATORS MARIONNEAUX, DARDENNE, FIELDS, JONES, ULLO, HOLLIS AND SCHEDLER

AN ACT

To amend and reenact R.S. 40:1300.45(B) and to enact Part LXIII of Chapter 5 of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:1300.251 through 1300.253, 1300.255, 1300.261 through 1300.263, and to repeal Part XLII of Chapter 5 of Title 40 of the Louisiana Revised Statutes of 1950, comprised of R.S. 40:1300.21 through 1300.28, and R.S. 40:1300.41, 1300.42, 1300.43, 1300.46, 1300.47, and 1300.48, relative to prohibiting and penalizing smoking in certain places; to provide relative to the preservation and improvement of the health, comfort, and environment of the people of the state by limiting exposure to tobacco smoke; to create the Louisiana Smokefree Air Act; to provide relative to purposes, definitions, restrictions, and exceptions; to prohibit certain activity and to provide penalties for violation; to provide for an effective date; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Daniel to Reengrossed Senate Bill No. 742 by Senator Marionneaux

AMENDMENT NO. 1

Delete House Committee Amendment No. 9 proposed by the House Committee on Health and Welfare and adopted by the House of Representatives on June 12, 2006.

AMENDMENT NO. 2

On page 1, line 2, delete "amend and reenact R.S. 40:1300.45(B) and to"

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AMENDMENT NO. 3

On page 1, line 6 after "1300.28," delete the remainder of the line and insert in lieu thereof:

"and Part XLIV of Chapter 5 of Title 40 of the Louisiana Revised Statutes of 1950, comprised of R.S. 40:1300.41 through 1300.48,"

AMENDMENT NO. 4

On page 1, line 7, delete "1300.47, and 1300.48,"

AMENDMENT NO. 5

On page 1, line 15, delete "R.S. 40:1300.45(B) is hereby amended and reenacted and"

AMENDMENT NO. 6

On page 2, delete lines 2 through 7 in their entirety

AMENDMENT NO. 7

On page 7, delete line 26 and insert in lieu thereof the following

"40:1300.255(A)(1), (2), and (3) shall, upon a first offense, be fined twenty-five dollars.

(b) Any person who is guilty of violating such prohibition a second time shall be fined fifty dollars.

(c) Any person who is guilty of violating such prohibition a third or subsequent time shall be fined one hundred dollars.

(2)(a) Any employer who is guilty of a violation of the prohibition in R.S. 40:1300.255(A)(4) shall, upon a first offense, be fined one hundred dollars.

(b) Any employer who is guilty of violating such prohibition a second time shall be fined two hundred fifty dollars.

(c) Any employer who is guilty of violating such prohibition a third or subsequent time shall be fined five hundred dollars."

AMENDMENT NO. 8

On page 8, line 22, after "1300.28" delete the remainder of the line in its entirety and delete line 23 in its entirety and insert in lieu thereof:

"and Part XLIV of Chapter 5 of Title 40 of the Louisiana Revised Statutes of 1950, comprised of R.S. 40:1300.41 through 1300.48, are hereby repealed."

Point of Order

Rep. Walsworth asked for a ruling from the Chair as to whether Senate Bill No. 742 would require the favorable vote of two-thirds of the elected members to finally pass the House.

Ruling of the Chair

The Chair ruled the bill creates a criminal fine and not a civil fine, and therefore would require the favorable vote of a majority of the elected members to finally pass the House.

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

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Arnold to Reengrossed Senate Bill No. 742 by Senator Marionneaux

AMENDMENT NO. 1

Delete House Committee Amendment No. 3 proposed by the House Committee on Health and Welfare and adopted by the House of Representatives on June 12, 2006.

AMENDMENT NO. 2

In Amendment No. 7 proposed by the House Committee on Health and Welfare and adopted by the House of Representatives on June 12, 2006, on page 1, between lines 26 and 27 insert the following:

"(14) A restaurant that possesses a license to sell alcoholic beverages."

AMENDMENT NO. 3

On page 5, line 18, after "Any bar" delete the remainder of the line in its entirety and delete line 19 in its entirety and insert in lieu thereof a period "."

Rep. Arnold moved the adoption of the amendments.

Rep. Daniel objected.

By a vote of 43 yeas and 49 nays, the amendments were rejected.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Martiny to Reengrossed Senate Bill No. 742 by Senator Marionneaux

AMENDMENT NO. 1

On page 6, between lines 21 and 22 insert the following:

"(14) Any state, local, or private correctional facility prior to August 15, 2009. After August 15, 2009 smoking shall be prohibited in any state, local, or private correctional facility."

Rep. Martiny moved the adoption of the amendments.

Rep. Walsworth objected.

By a vote of 74 yeas and 16 nays, the amendments were adopted.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Jack Smith to Reengrossed Senate Bill No. 742 by Senator Marionneaux

AMENDMENT NO. 1

On page 6, line 27, delete "additional"

AMENDMENT NO. 2

On page 6, line 28, after "regulations" delete the remainder of the line and on line 29, delete "standards"

AMENDMENT NO. 3

On page 6, at the end of line 29, delete the period "." and add a comma "," and "however, no local law, standard, or ordinance, or regulation shall be more restrictive than state law."

Rep. Jack Smith moved the adoption of the amendments.

Rep. Daniel objected.

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

ROLL CALL

The roll was called with the following result:

YEAS

Alexander	Greene	Richmond
Arnold	Hammett	Romero
Badon	Hebert	Smiley
Bowler	Honey	Smith, G.
Damico	LaBruzzo	Smith, J.D.—50th
DeWitt	Marchand	St. Germain
Dove	Morrish	Walker
Durand	Odinet	Wooton
Frith	Quezaire	
Total - 26		

NAYS

Mr. Speaker	Downs	McDonald
Alario	Erdey	McVea
Ansardi	Fannin	Montgomery
Baudoin	Farrar	Pierre
Baylor	Faucheux	Pinac
Beard	Gallot	Pitre
Bruce	Gray	Powell, M.
Bruneau	Guillory, E.	Ritchie
Burns	Guillory, M.	Robideaux
Burrell	Hill	Scalise
Carter, K.	Hopkins	Schneider
Carter, R.	Hutter	Smith, J.H.—8th
Cazayoux	Jackson	Smith, J.R.—30th
Chandler	Johns	Strain
Crane	Katz	Thompson
Cravins	Kenney	Toomy
Crowe	Kleckley	Townsend
Curtis	LaFonta	Triche
Daniel	Lambert	Waddell
Doerge	Lancaster	Walsworth
Dorsey	Martiny	White
Total - 63		

ABSENT

Baldone	Harris	LaFleur
Barrow	Heaton	Powell, T.
Dartez	Hunter	Trahan
Geymann	Jefferson	Tucker
Glover	Kennard	Winston
Total - 15		

The amendments were rejected.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative LaBruzzo to Reengrossed Senate Bill No. 742 by Senator Marionneaux

AMENDMENT NO. 1

Delete House Committee Amendment No. 3 proposed by the House Committee on Health and Welfare and adopted by the House of Representatives on June 12, 2006.

AMENDMENT NO. 2

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

"(5) Smoke in any indoor establishment that serves food."

AMENDMENT NO. 3

On page 5, delete lines 18 and 19 in their entirety.

AMENDMENT NO. 4

On page 5, line 20, change "(6)" to "(5)"

AMENDMENT NO. 5

On page 5, line 24, change "(7)" to "(6)"

AMENDMENT NO. 6

On page 6, line 1, change "(8)" to "(7)"

AMENDMENT NO. 7

On page 6, line 11, change "(9)" to "(8)"

AMENDMENT NO. 8

On page 6, line 14, change "(10)" to "(9)"

Motion

Rep. DeWitt moved to end consideration of amendments.

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

Rep. DeWitt objected.

The vote recurred on the substitute motion.

By a vote of 48 yeas and 43 nays, the House agreed to order the previous question on the amendments.

Rep. LaBruzzo moved the adoption of the amendments.

Rep. Daniel objected.

By a vote of 27 yeas and 54 nays, the amendments were rejected.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Walsworth to Reengrossed Senate Bill No. 742 by Senator Marionneaux

AMENDMENT NO. 1

In Amendment No. 2 of the set of amendments proposed by the House Committee on Health and Welfare and adopted by the House of Representatives on June 12, 2006, on page 1, at the end of line 4, delete "a minimum of" and at the beginning of line 5, delete "twenty percent to"

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

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Crowe to Reengrossed Senate Bill No. 742 by Senator Marionneaux

AMENDMENT NO. 1

On page 6, delete lines 1 through 10 in their entirety

AMENDMENT NO. 2

Delete House Committee Amendment Nos. 5 and 6 proposed by the House Committee on Health and Welfare and adopted by the House of Representatives on June 12, 2006.

AMENDMENT NO. 3

On page 6, line 11, change "(9)" to "(8)"

AMENDMENT NO. 4

On page 6, line 14, change "(10)" to "(9)"

Motion

Rep. Robert Carter moved to end consideration of amendments.

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

Rep. Robert Carter objected.

The vote recurred on the substitute motion.

By a vote of 47 yeas and 42 nays, the House agreed to order the previous question on the amendments.

Rep. Crowe moved the adoption of the amendments.

Rep. Daniel objected.

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

ROLL CALL

The roll was called with the following result:

YEAS

Alexander	Faucheux	Richmond
Arnold	Frith	Ritchie
Baudoin	Greene	Robideaux
Beard	Hebert	Scalise
Bruneau	Hill	Schneider
Burrell	Honey	Smiley
Carter, R.	Hutter	Smith, J.D.—50th
Crane	Katz	Smith, J.H.—8th
Crowe	Kenney	Strain
Dartez	LaBruzzo	Thompson
Dove	McVea	Triche
Downs	Odinot	Waddell
Durand	Pinac	Walsworth
Erdey	Powell, M.	
Total - 41		

NAYS

Mr. Speaker	Dorsey	Martiny
Alario	Fannin	McDonald
Ansardi	Farrar	Montgomery
Badon	Gallot	Morrish
Baylor	Gray	Pierre
Bowler	Guillory, E.	Pitre
Bruce	Hammett	Quezaire
Burns	Hopkins	Smith, G.
Carter, K.	Hunter	Smith, J.R.—30th
Cazayoux	Jackson	St. Germain
Chandler	Johns	Toomy
Cravins	Kleckley	Townsend
Curtis	LaFonta	Tucker
Damico	Lambert	Walker
Daniel	Lancaster	White
DeWitt	Marchand	Wooton
Total - 48		

ABSENT

Baldone	Guillory, M.	LaFleur
Barrow	Harris	Powell, T.
Doerge	Heaton	Romero
Geymann	Jefferson	Trahan
Glover	Kennard	Winston
Total - 15		

The amendments were rejected.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Dove to Reengrossed Senate Bill No. 742 by Senator Marionneaux

AMENDMENT NO. 1

In Amendment No. 7 proposed by the House Committee on Health and Welfare and adopted by the House on June 12, 2006, on page 1, between lines 26 and 27 insert the following:

"(14) An enclosed dining area located in a restaurant which is totally closed off to the non smoking dining area. Such enclosed area shall maintain a totally separate air conditioning and heating unit self-contained to that area and shall have a smoke inhibitor apparatus installed within the area as per the manufacturer's square footage requirements."

Motion

Rep. DeWitt moved to end consideration of amendments.

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

Rep. Jack Smith objected.

The vote recurred on the substitute motion.

By a vote of 61 yeas and 27 nays, the House agreed to order the previous question on the amendments.

Rep. Dove moved the adoption of the amendments.

Rep. Daniel objected.

By a vote of 42 yeas and 47 nays, the amendments were rejected.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Daniel to Reengrossed Senate Bill No. 742 by Senator Marionneaux

AMENDMENT NO. 1

On page 4, line 13, after "elsewhere," delete the remainder of the line in its entirety and delete line 14 in its entirety and insert in lieu thereof the following:

"The term "restaurant" shall include a bar located within a restaurant."

AMENDMENT NO. 2

On page 5, line 18, after "Any bar" delete the remainder of the line in its entirety and delete line 19 in its entirety and insert in lieu thereof a period "."

AMENDMENT NO. 3

Delete House Committee Amendment No. 3 proposed by the House Committee on Health and Welfare and adopted by the House of Representatives on June 12, 2006.

Motion

Rep. Beard moved to indefinitely postpone the bill.

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

Rep. Arnold objected.

The vote recurred on the substitute motion.

By a vote of 53 yeas and 40 nays, the House agreed to end consideration of amendments.

Rep. Daniel moved the adoption of the amendments.

Rep. Arnold objected.

By a vote of 53 yeas and 41 nays, the amendments were adopted.

Motion

Rep. Richmond moved that the bill, as amended, be returned to the calendar.

Rep. Daniel objected.

By a vote of 43 yeas and 51 nays, the House refused to return the bill, as amended, to the calendar.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Dorsey	Marchand
Alario	Downs	McDonald

Badon	Erdey	McVea
Baudoin	Fannin	Montgomery
Baylor	Farrar	Pinac
Beard	Faucheux	Powell, M.
Bruce	Frith	Quezaire
Burns	Gallot	Schneider
Burrell	Gray	Smiley
Carter, K.	Guillory, E.	Smith, G.
Carter, R.	Guillory, M.	Smith, J.H.-8th
Cazayoux	Hill	Thompson
Chandler	Hunter	Toomy
Crane	Hutter	Townsend
Cravins	Jackson	Waddell
Crowe	Katz	Walker
Curtis	Kenney	Walsworth
Daniel	LaBruzzo	White
DeWitt	LaFonta	
Doerge	Lambert	
Total - 58		

NAYS

Alexander	Honey	Ritchie
Ansardi	Hopkins	Robideaux
Arnold	Johns	Romero
Bowler	Kleckley	Scalise
Bruneau	Lancaster	Smith, J.D.-50th
Damico	Martiny	Smith, J.R.-30th
Dartz	Morrish	St. Germain
Dove	Odinet	Strain
Durand	Pierre	Trahan
Greene	Pitre	Tucker
Hammert	Richmond	Wooton
Total - 33		

ABSENT

Baldone	Heaton	Powell, T.
Barrow	Hebert	Triche
Geymann	Jefferson	Winston
Glover	Kennard	
Harris	LaFleur	
Total - 13		

The Chair declared the above bill was finally passed.

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

Suspension of the Rules

On joint motion of Reps. Erdey and Schneider, and under a suspension of the rules, the above roll call was corrected to reflect them as voting yea.

SENATE BILL NO. 607—

BY SENATORS FONTENOT, ADLEY, BOASSO, CRAVINS, DARDENNE, N. GAUTREAU, HOLLIS AND QUINN AND REPRESENTATIVES HEBERT, RICHMOND, JACK SMITH AND TRICHE

AN ACT

To amend and reenact R.S. 29:726(E)(20), 729(E)(13), and 733.1 and to enact R.S. 29:726(E)(21) and 729(E)(14), relative to emergency preparedness; to provide additional authorities and responsibilities to the office of homeland security and emergency preparedness and to parish homeland security and emergency preparedness agencies relative to a disaster operation plan for service animals and household pets; to provide for limitation of liability of emergency personnel and owners and operators of facilities used for shelter of household pets and service animals in emergencies; and to provide for related matters.

Read by title.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Fannin	McDonald
Alario	Farrar	Montgomery
Alexander	Faucheux	Morrish
Ansardi	Frith	Odinot
Arnold	Gallot	Pierre
Badon	Geymann	Pinac
Baldone	Gray	Pitre
Baudoin	Guillory, E.	Powell, M.
Baylor	Guillory, M.	Quezaire
Beard	Hammett	Richmond
Bruce	Harris	Robideaux
Bruneau	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	St. Germain
Cravins	Jefferson	Strain
Crowe	Johns	Thompson
Curtis	Katz	Toomy
Damico	Kenney	Townsend
Daniel	Kleckley	Trahan
Dartez	LaBruzzo	Triche
DeWitt	LaFleur	Tucker
Dorsey	LaFonta	Waddell
Dove	Lambert	Walker
Downs	Lancaster	Walsworth
Durand	Marchand	White
Erdey	Martiny	Wooton

Total - 93

NAYS

Total - 0

ABSENT

Barrow	Greene	Ritchie
Bowler	Kennard	Smith, J.R.—30th
Doerge	McVea	Winston
Glover	Powell, T.	

Total - 11

The Chair declared the above bill was finally passed.

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

Senate Bills and Joint Resolutions on Third Reading and Final Passage

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

Regular Calendar

SENATE BILL NO. 476—

BY SENATORS CAIN, ADLEY, BARHAM, BROOME, CHEEK, CRAVINS, DARDENNE, DUPLESSIS, DUPRE, ELLINGTON, B. GAUTREAUX, N. GAUTREAUX, JONES, KOSTELKA, LENTINI, MALONE, MICHOT, MOUNT, NEVERS, QUINN, ROMERO, SCHEDLER, SHEPHERD, SMITH, THEUNISSEN AND ULLO

AN ACT

To enact Chapter 32 of Title 25 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 25:1280 through 1283, relative to the religious history of America and of the state of Louisiana as background of American and Louisiana law; to authorize the state archives and records service within the office of the secretary of state to produce certain documents; to distribute certain documents to state offices, judges and clerks of court and local government entities; to authorize court houses and local buildings to post certain documents relative to the history of that heritage; to provide for the production of documents by members of the public, and to provide for related matters.

Called from the calendar.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Bruneau to Reengrossed Senate Bill No. 476 by Senator Cain

AMENDMENT NO. 1

Delete House committee amendment numbers 4, 5, and 6 proposed by the House Committee on House and Governmental Affairs on June 7, 2006 and adopted by the House on June 8, 2006.

AMENDMENT NO. 2

On page 3, line 10 after "Bible" insert a "." and delete the rest of the line and delete lines 11 through 21.

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Frith	Morrish
Alario	Gallot	Odinot
Alexander	Geymann	Pierre
Ansardi	Gray	Pinac
Arnold	Greene	Pitre
Badon	Guillory, E.	Powell, M.
Baldone	Guillory, M.	Richmond
Baudoin	Hammett	Ritchie
Baylor	Harris	Robideaux
Beard	Heaton	Romero
Bruce	Hebert	Scalise
Bruneau	Hill	Schneider
Burns	Honey	Smiley
Carter, R.	Hopkins	Smith, G.
Cazayoux	Hunter	Smith, J.D.—50th
Chandler	Hutter	Smith, J.H.—8th
Crane	Jefferson	Smith, J.R.—30th
Crowe	Johns	St. Germain
Curtis	Katz	Strain
Damico	Kennard	Thompson

Daniel	Kenney	Toomy
Dartez	Kleckley	Townsend
DeWitt	LaBruzzo	Trahan
Doerge	LaFleur	Triche
Dorsey	LaFonta	Tucker
Dove	Lambert	Waddell
Downs	Lancaster	Walker
Durand	Marchand	Walsworth
Erdey	Martiny	White
Fannin	McDonald	Wooton
Farrar	McVea	
Faucheux	Montgomery	

Total - 94

NAYS

Total - 0

ABSENT

Barrow	Cravins	Quezaire
Bowler	Glover	Winston
Burrell	Jackson	
Carter, K.	Powell, T.	

Total - 10

The Chair declared the above bill was finally passed.

Rep. Bruneau 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.

Notice of Intention to Call

Pursuant to House Rule No. 8.26(A), Rep. Richmond gave notice of his intention to call Senate Bill No. 445 from the calendar for future action.

SENATE BILL NO. 679—
BY SENATORS MCPHERSON AND NEVERS
AN ACT

To amend and reenact R.S. 37:1164(37), relative to pharmacy practice; to provide for definitions; to provide for pharmacy collaborative drug therapy management; and to provide for related matters.

Read by title.

Rep. Durand moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Fannin	Montgomery
Alario	Farrar	Morrish
Alexander	Faucheux	Pierre
Ansardi	Frith	Pinac
Arnold	Gallot	Pitre
Badon	Geymann	Powell, M.
Baldone	Gray	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
Damico	Kennard	Townsend
Daniel	Kenney	Trahan
Dartez	Kleckley	Triche
DeWitt	LaBruzzo	Tucker
Doerge	LaFleur	Waddell
Dorsey	LaFonta	Walker
Dove	Lancaster	Walsworth
Downs	Marchand	Wooton
Durand	McDonald	
Erdey	McVea	

Total - 94

NAYS

Total - 0

ABSENT

Barrow	Lambert	White
Curtis	Martiny	Winston
Glover	Odinet	
Greene	Powell, T.	

Total - 10

The Chair declared the above bill was finally passed.

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

SENATE BILL NO. 691—
BY SENATOR ADLEY
AN ACT

To amend and reenact R.S. 24:513(F), (G), (H), (I), (J), (K), (L), and (M) and to enact R.S. 24:513(N), relative to audit of certain entities; to provide for an audit of private water supply systems receiving public funds; to provide for the authority of the legislative auditor; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Lancaster to Engrossed Senate Bill No. 691 by Senator Adley

AMENDMENT NO. 1

Delete House Committee Amendment No. 4 proposed by the House Committee on House and Governmental Affairs and adopted by the House of Representatives on June 12, 2006.

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Faucheux	Morrish
Alario	Frith	Odinet
Alexander	Geymann	Pierre
Ansardi	Gray	Pinac
Arnold	Greene	Pitre

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Badon	Guillory, E.	Powell, M.
Baldone	Guillory, M.	Quezaire
Baudoin	Hammett	Richmond
Baylor	Harris	Ritchie
Bowler	Heaton	Romero
Bruce	Hebert	Scalise
Bruneau	Hill	Schneider
Burns	Honey	Smiley
Burrell	Hopkins	Smith, G.
Carter, K.	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
DeWitt	LaBruzzo	Trahan
Doerge	LaFleur	Triche
Dorsey	LaFonta	Tucker
Dove	Lambert	Waddell
Downs	Lancaster	Walker
Durand	Marchand	Walsworth
Erdey	Martiny	White
Fannin	McDonald	Wooton
Farrar	McVea	

Total - 92

NAYS

Total - 0

ABSENT

Barrow	Dartez	Montgomery
Beard	Gallot	Powell, T.
Carter, R.	Glover	Robideaux
Daniel	Kennard	Winston

Total - 12

The Chair declared the above bill was finally passed.

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

SENATE BILL NO. 42—

BY SENATOR B. GAUTREAUX

AN ACT

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

Read by title.

Motion

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

SENATE BILL NO. 62—

BY SENATOR B. GAUTREAUX

AN ACT

To amend and reenact R.S. 11:233(B) and 1903(A)(introductory paragraph), relative to the Parochial Employees' Retirement System; to provide with respect to benefit computation; to clarify definition of earnable compensation; to clarify provisions

authorizing system membership; to provide for an effective date; and to provide for related matters.

Read by title.

Rep. Schneider moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 92

NAYS

Total - 0

ABSENT

Barrow	Curtis	Kennard
Beard	Downs	LaFleur
Burrell	Glover	Powell, T.
Crowe	Hutter	Winston

Total - 12

The Chair declared the above bill was finally passed.

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

Notice of Intention to Call

Pursuant to House Rule No. 8.26(A), Rep. Durand gave notice of her intention to call Senate Bill No. 19 from the calendar for future action.

SENATE BILL NO. 81—
BY SENATOR JONES

AN ACT

To amend and reenact R.S. 13:3662(H)(1), relative to conducting telephone hearings; to provide that law enforcement officers may appear in hearings by telephone, video conference, or similar communication equipment if agreed upon by the parties; and to provide for related matters.

Read by title.

Motion

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

SENATE BILL NO. 183—
BY SENATOR B. GAUTREAU

AN ACT

To amend and reenact R.S. 11:204(B) and 1147(B)(3) and (C), relative to the Louisiana School Employees' Retirement System; to provide with respect to disability benefits; to provide for eligibility and calculation of such benefits for persons who become members of the system on or after July 1, 2006; to provide for an effective date; and to provide for related matters.

Read by title.

Motion

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

SENATE BILL NO. 184—
BY SENATOR B. GAUTREAU

AN ACT

To amend and reenact R.S. 11:1202(A)(1) and (C), relative to the Louisiana School Employees' Retirement System; to provide with respect to payment of contributions; to provide for timely remission of contributions by employers; to provide for interest on delinquent contributions; to provide for an effective date; and to provide for related matters.

Read by title.

Motion

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

SENATE BILL NO. 185—
BY SENATOR SHEPHERD

AN ACT

To amend and reenact R.S. 13:312(5) and 312.1(E), relative to courts; to provide relative to courts of appeal; to provide relative to the Fifth Circuit Court of Appeal; to provide relative to election of judges; to provide certain terms, conditions, and procedures; to provide an effective date; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Alario to Reengrossed Senate Bill No. 185 by Senator Shepherd

AMENDMENT NO. 1

On page 2, line 4, after "56," delete "57."

AMENDMENT NO. 2

On page 2, line 8, after "152," and before "170" insert "155, 157A."

AMENDMENT NO. 3

On page 2, line 9, delete "191."

AMENDMENT NO. 4

On page 2, line 15, delete "30-K."

AMENDMENT NO. 5

On page 2, line 16, after "Precincts" insert "57."

AMENDMENT NO. 6

On page 2, line 17, change "154, 155, 156, 157A, 157B," to "154, 156, 157B."

AMENDMENT NO. 7

On page 2, line 17, after "188," and before "200" insert "191."

AMENDMENT NO. 8

On page 2, line 18, after "26-K," and before "31-K" insert "30-K."

AMENDMENT NO. 9

Delete Amendment No. 1 proposed Legislative Bureau and adopted by the House of Representatives on June 13, 2006

AMENDMENT NO. 10

On page 2, line 26, after "Act" delete the remainder of the line and on line 27, delete "provisions this Section 3(A) of this Act"

AMENDMENT NO. 11

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

"Section 3. The defendants in the matter entitled *Henry Williams, et al v. Fox McKeithen, et al*, No. 05-1180, United States District Court for the Eastern District of Louisiana, may enter into a consent agreement which implements the provisions of Section 1 of this Act and, if the defendants enter into such a consent agreement, such defendants shall present such consent agreement to the United States District Court for the Eastern District of Louisiana."

AMENDMENT NO. 12

On page 4, delete line 1, and insert the following:

"Section 4. (A) This provisions of this Section and of Section 3 of this Act shall become effective upon signature by the governor or, if not signed by the governor, upon expiration of the time for bills to become law without signature by the governor, as provided by Article III, Section 18 of the Constitution of Louisiana. If vetoed by the governor and subsequently approved by the legislature, the provisions of this Section and of Section 3 of this Act shall become effective on the day following such approval.

(B) The provisions of Sections 1 and 2 of this Act shall become effective upon the entering by the court of a written"

AMENDMENT NO. 13

On page 4, line 5, after "provisions of" and before "this Act" insert "Section 1 of"

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

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representatives Toomy and Ansardi to Reengrossed Senate Bill No. 185 by Senator Shepherd

AMENDMENT NO. 1

In House Committee Amendment No. 1 proposed by the House Committee on House and Governmental Affairs and adopted by the House of Representatives on June 13, 2006, on page 1, line 23, after "purposes." delete the remainder of the line and delete lines 24 through 26

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

Motion

Rep. Bruneau moved that the bill, as amended, be returned to the calendar.

Rep. Alario objected.

By a vote of 53 yeas and 35 nays, the House returned the bill, as amended, to the calendar.

Notice of Intention to Call

Pursuant to House Rule No. 8.26(A), Rep. Alario gave notice of his intention to call Senate Bill No. 185 from the calendar for future action.

SENATE BILL NO. 194—
BY SENATOR LENTINI AND REPRESENTATIVE ANSARDI
AN ACT

To amend and reenact Children's Code Article 615(E), and to enact Children's Code Article 615(F), relative to the Department of Social Services; to provide for the confidentiality and disposition of reports; to provide for the admission of reports in court proceedings; and to provide for related matters.

Read by title.

Rep. Ansardi moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Erdey	McVea
Alario	Fannin	Montgomery
Alexander	Farrar	Morrish
Ansardi	Fauchoux	Odinot
Arnold	Frith	Pierre
Badon	Gallot	Pinac
Baldone	Geymann	Pitre
Baudoin	Gray	Powell, M.
Baylor	Greene	Quezaire
Beard	Guillory, E.	Ritchie
Bowler	Guillory, M.	Robideaux
Bruce	Hebert	Scalise
Bruneau	Hill	Schneider
Burns	Honey	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	Katz	Strain
Cravins	Kennard	Thompson
Crowe	Kenney	Townsend
Damico	Kleckley	Trahan
Daniel	LaBruzzo	Triche
Dartez	LaFleur	Tucker
DeWitt	Lambert	Waddell
Doerge	Lancaster	Walker
Dorsey	Marchand	White
Downs	Martiny	Wooton
Durand	McDonald	

Total - 89

NAYS

Total - 0

ABSENT

Barrow	Harris	Richmond
Curtis	Heaton	Romero
Dove	Hopkins	Toomy
Glover	LaFonta	Walsworth
Hammett	Powell, T.	Winston

Total - 15

The Chair declared the above bill was finally passed.

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

Suspension of the Rules

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

SENATE BILL NO. 262—
BY SENATOR B. GAUTREAU
AN ACT

To amend and reenact R.S. 11:1902(introductory paragraph), (14), (17), 1938(J)(4), 1941, 1943, 1944, 1961, 1963, and 1964, and to enact R.S. 11:1927(E) and 1935(E), and to repeal R.S. 11:231(A)(8), relative to the Parochial Employees' Retirement System; to provide for eligibility for retirement and calculation of benefits for persons whose system membership begins on or after January 1, 2007; to provide for an effective date; and to provide for related matters.

Read by title.

Rep. Schneider moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Fannin	Montgomery
Alario	Farrar	Morrish
Alexander	Fauchoux	Odinot
Ansardi	Frith	Pierre
Arnold	Gallot	Pinac
Badon	Geymann	Pitre
Baldone	Gray	Powell, M.
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	Johns	Thompson
Damico	Katz	Toomy
Daniel	Kenney	Townsend
Dartez	Kleckley	Triche
DeWitt	LaFleur	Tucker
Doerge	Lambert	Waddell
Dorsey	Lancaster	Walker
Dove	Marchand	Walsworth
Downs	Martiny	White
Durand	McDonald	Wooton
Erdey	McVea	

Total - 95

NAYS

Total - 0

ABSENT

Barrow	Kennard	Powell, T.
Curtis	LaBruzzo	Trahan
Glover	LaFonta	Winston

Total - 9

The Chair declared the above bill was finally passed.

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

SENATE BILL NO. 316—

BY SENATOR B. GAUTREAUX

AN ACT

To amend and reenact R.S. 11:1732 (introductory paragraph) and (15), and 1763(J)(1) and (2), and to repeal R.S. 11:231(A)(7), relative to the Municipal Employees' Retirement System; to provide for average compensation; to provide for calculation of additional benefits following participation in the Deferred Retirement Option Plan; to provide for definition of terms; to provide for implementation; to provide for an effective date; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representatives Martiny, Ansardi, and Bruneau to Engrossed Senate Bill No. 316 by Senator B. Gautreaux

AMENDMENT NO. 1

Delete House Committee Amendment No. 1 proposed by the House Committee on Retirement and adopted by the House of Representatives on June 13, 2006

AMENDMENT NO. 2

On page 1, line 3, after "(2)," delete "and to repeal R.S. 11:231(A)(7)," and insert "and to enact R.S. 11:231(C)(3) and 1762(E),"

AMENDMENT NO. 3

On page 1, line 4, after "compensation;" insert "to provide for reemployment of certain retirees;"

AMENDMENT NO. 4

Delete House Committee Amendment No. 3 proposed by the House Committee on Retirement and adopted by the House of Representatives on June 13, 2006

AMENDMENT NO. 5

On page 1, line 10, after "reenacted" insert "and R.S. 11:231(C)(3) and 1762(E) are hereby enacted"

AMENDMENT NO. 6

On page 2, between lines 19 and 20, insert the following:

"§1762. Reemployment of retirees

* * *

E. Notwithstanding any other provision of law to the contrary, a retired elected official shall not be a member of the system and shall continue to receive his normal retirement benefits provided he meets the following requirements:

(1) He has been receiving normal retirement benefits from the system.

(2) He was separated from service making him eligible for system membership for fifteen or more years and subsequently elected to public office which would otherwise make him eligible for system membership.

On motion of Rep. Martiny, 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	Fannin	Morrish
Alario	Farrar	Odinot
Alexander	Faucheux	Pierre
Ansardi	Frith	Pinac
Arnold	Gallot	Pitre
Badon	Geymann	Powell, M.
Baldone	Gray	Quezaire
Baudoin	Greene	Richmond
Baylor	Guillory, E.	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
Damico	Kenney	Townsend
Daniel	Kleckley	Triche

Dartez	LaBruzzo	Tucker
DeWitt	LaFleur	Waddell
Doerge	Lambert	Walker
Dorsey	Lancaster	Walsworth
Dove	Marchand	White
Downs	McDonald	Wooton
Durand	McVea	
Erdey	Montgomery	

Total - 94

NAYS

Total - 0

ABSENT

Barrow	Kennard	Trahan
Curtis	LaFonta	Winston
Glover	Martiny	
Guillory, M.	Powell, T.	

Total - 10

The Chair declared the above bill was finally passed.

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

SENATE BILL NO. 318—

BY SENATOR B. GAUTREAUX

AN ACT

To amend and reenact R.S. 11:2258(B)(2)(d), relative to the Firefighters' Retirement System; to provide with respect to disability; to reauthorize conversion of regular retirement to disability retirement; to provide for an effective date; and to provide for related matters.

Read by title.

Rep. Schneider moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

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

Doerge	Lambert	Walker
Dorsey	Lancaster	Walsworth
Dove	Marchand	White
Downs	McDonald	Wooton
Durand	Montgomery	

Total - 92

NAYS

Total - 0

ABSENT

Barrow	Heaton	McVea
Carter, K.	Kennard	Powell, T.
Glover	LaFonta	Smith, J.R.—30th
Guillory, M.	Martiny	Winston

Total - 12

The Chair declared the above bill was finally passed.

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

SENATE BILL NO. 332—

BY SENATOR B. GAUTREAUX

AN ACT

To amend and reenact R.S. 11:1763(F)(2)(introductory paragraph), relative to the Municipal Employees' Retirement System; to provide with respect to interest earnings on Deferred Retirement Option Plan accounts; to provide for daily crediting to individual accounts; to provide for an effective date; and to provide for related matters.

Read by title.

Rep. Schneider moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Fannin	McDonald
Alario	Farrar	McVea
Alexander	Faucheux	Montgomery
Ansardi	Frith	Morrish
Arnold	Gallot	Odinot
Badon	Geymann	Pierre
Baldone	Gray	Pinac
Baudoin	Greene	Pitre
Baylor	Guillory, E.	Powell, M.
Beard	Guillory, M.	Quezaire
Bowler	Hammett	Richmond
Bruce	Harris	Ritchie
Bruneau	Heaton	Robideaux
Burns	Hebert	Scalise
Burrell	Hill	Schneider
Carter, K.	Honey	Smiley
Carter, R.	Hopkins	Smith, G.
Cazayoux	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	Kennard	Toomy
Dartez	Kenney	Townsend
DeWitt	Kleckley	Trahan
Doerge	LaBruzzo	Triche
Dorsey	LaFleur	Tucker

Dove	LaFonta	Waddell
Downs	Lambert	Walker
Durand	Lancaster	Walsworth
Erdey	Marchand	White
Total - 96		

NAYS

Total - 0

ABSENT

Barrow	Martiny	Winston
Chandler	Powell, T.	Wooton
Glover	Romero	
Total - 8		

The Chair declared the above bill was finally passed.

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

SENATE BILL NO. 42—

BY SENATOR B. GAUTREAUX

AN ACT

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

Called from the calendar.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Schneider to Engrossed Senate Bill No. 42 by Senator B. Gautreaux

AMENDMENT NO. 1

On page 1, line 2, after "To" and before "relative" delete "enact R.S. 11:1195.1," and insert "amend and reenact R.S. 11:1002(6), 1141.2(B)(10), and 1152(J)(3) and (4) and to enact R.S. 11:231(C)(3) and 1195.1,"

AMENDMENT NO. 2

On page 1, at the end of line 2, insert:

"to provide for definitions; to provide for calculation of average compensation; to provide for calculation of benefits upon termination of participation in the Deferred Retirement Option Plan and employment;"

AMENDMENT NO. 3

On page 1, line 9, after "Section 1." delete "R.S. 11:1195.1 is" and insert "R.S. 11:1002(6), 1141.2(B)(10), and 1152(J)(3) and (4) are hereby amended and reenacted and R.S. 11:231(C)(3) and 1195.1 are"

AMENDMENT NO. 4

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

"§231. Average compensation

	*	*	*
C.			
	*	*	*

(3) This Section shall not apply to members of the Louisiana School Employees' Retirement System whose first employment making them eligible for system membership began on or after July 1, 2006.

	*	*	*
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§1002. Definitions

As used in this Chapter, the following words and phrases shall have the meaning ascribed to them in this Section unless a different meaning is plainly required by the context:

	*	*	*
--	---	---	---

(6)(a) "Average compensation," for a member whose first employment making him eligible for membership in the system began on or before June 30, 2006, shall be based on the thirty-six highest successive months of employment, or on the highest thirty-six successive joined months of employment where interruption of service occurred; however, the average compensation amount to be considered for the first through the twelfth month shall not exceed the compensation for the immediately preceding twelve months by more than ten percent. The amount for the thirteenth through the twenty-fourth month shall not exceed the lesser of the maximum allowable compensation amount or the actual compensation amount for the first through the twelfth month by more than ten percent. The amount for the twenty-fifth through the thirty-sixth month shall not exceed the lesser of the maximum allowable compensation amount or the actual compensation amount for the thirteenth through the twenty-fourth month by more than ten percent. The limitations on the computation of average compensation in this Paragraph shall not apply to any of the twelve-month periods where compensation increased by more than one hundred and ten percent over the previous twelve-month period solely because of an increase in compensation by legislative act or by a city/parish system-wide salary increase.

(b) "Average compensation," for a member whose first employment making him eligible for membership in the system began on or after July 1, 2006, shall be based on the sixty highest successive months of employment, or on the highest sixty successive joined months of employment where interruption of service occurred; however, the average compensation amount for the thirteenth through the twenty-fourth month shall not exceed the actual compensation amount for the first through the twelfth month by more than ten percent. The amount for the twenty-fifth through the thirty-sixth month shall not exceed the lesser of the maximum allowable compensation amount or the actual compensation amount for the thirteenth through the twenty-fourth month by more than ten percent. The amount for the thirty-seventh through the forty-eighth month shall not exceed the lesser of the maximum allowable compensation amount or the actual compensation amount for the twenty-fifth through the thirty-sixth month by more than ten percent. The amount for the forty-ninth through the sixtieth month shall not exceed the lesser of the maximum allowable compensation amount or the actual compensation amount for the thirty-seventh through the forty-eighth month by more than ten percent. The limitations on the computation of average compensation contained in this Paragraph shall not apply to any twelve-month period during which compensation increased by more than one hundred ten percent over the previous twelve-month period solely because of an increase in compensation by legislative act or by a city/parish system-wide salary increase.

	*	*	*
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§1141.2. Computation of retirement benefits

* * *

B. The annual retirement benefit of any member of the retirement system who is not a qualified participant, as defined by Paragraph (2) of Subsection A of this Section, and which is not attributable to the member's after-tax employee contribution, cannot exceed the lesser of ninety thousand dollars or one hundred percent of such member's average compensation. For purposes of determining whether a member's benefit exceeds those limitations, the following shall apply:

* * *

(10) Average compensation.—~~For~~ for the purposes of this Subsection ~~the term shall have the following meaning:~~

(a) ~~"Compensation"~~ "Average compensation," for a member whose first employment making him eligible for membership in the system began on or before June 30, 2006, shall mean the average compensation earned by a member for the period of three consecutive years during which the member was an active member of the retirement system and had the greatest aggregate compensation from the employer. "Compensation" shall mean the total compensation reportable by the state of Louisiana, its agencies, or its political subdivisions as income to the member for the year. Compensation shall not include deferred compensation which is not reportable as income in the current year. Average compensation shall specifically exclude amounts not includable in the member's gross income for federal tax purposes by reason of Internal Revenue Code Sections 125 and 414(h) and any other provision of federal law; such amounts shall not be excluded, however, for any other purposes of this Title.

(b) "Average compensation," for a member whose first employment making him eligible for membership in the system began on or after July 1, 2006, shall mean the average compensation earned by a member for the period of six consecutive years, or for the highest sixty successive joined months where interruption of service occurred, during which the member was an active member of the retirement system and had the greatest aggregate compensation from the employer. "Compensation" shall mean the total compensation reportable by the state of Louisiana, its agencies, or its political subdivisions as income to the member for the year. Compensation shall not include deferred compensation which is not reportable as income in the current year. Average compensation shall specifically exclude amounts not includable in the member's gross income for federal tax purposes by reason of Internal Revenue Code Sections 125 and 414(h) and any other provision of federal law; such amounts shall not be excluded, however, for any other purposes of this Title.

* * *

§1152. Deferred Retirement Option Plan

* * *

J. Monthly retirement benefits payable to a participant after termination of participation in the plan and employment shall be calculated as follows:

* * *

(3)(a) If the participant, whose first employment making him eligible for membership in the system began on or before June 30, 2006, continues employment after termination of participation in the plan for a period of less than thirty-six months, his monthly retirement benefit shall equal his base benefit plus an amount based upon the service credit for the additional employment, together with conversion of the net amount of sick and annual leave accumulated during that period of employment, based upon the final average compensation used to calculate the monthly credit.

(b) If the participant, whose first employment making him eligible for membership in the system began on or after July 1, 2006, continues employment after termination of participation in the plan for a period of less than sixty months, his monthly retirement benefit shall equal his base benefit plus an amount based upon the service credit for the additional employment, together with conversion of the net amount of sick and annual leave accumulated during that period of employment, based upon the final average compensation used to calculate the monthly credit.

(4)(a) If the participant, whose first employment making him eligible for membership in the system began on or before June 30, 2006, continues employment after termination of participation in the plan for a period of thirty-six months or more, his monthly retirement benefit shall equal his base benefit plus an amount based upon the service credit for the additional employment, together with conversion of the net amount of sick and annual leave accumulated during that period of employment, based upon the higher of the final average compensation when the member entered the plan or for the period of employment after termination of participation in the plan.

(b) If the participant, whose first employment making him eligible for membership in the system began on or after July 1, 2006, continues employment after termination of participation in the plan for a period of sixty months or more, his monthly retirement benefit shall equal his base benefit plus an amount based upon the service credit for the additional employment, together with conversion of the net amount of sick and annual leave accumulated during that period of employment, based upon the higher of the final average compensation when the member entered the plan or for the period of employment after termination of participation in the plan.

* * *

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Fannin	Montgomery
Alario	Farrar	Morrish
Alexander	Faucheux	Odinot
Ansardi	Frith	Pierre
Arnold	Gallot	Pinac
Badon	Geymann	Pitre
Baldone	Gray	Powell, M.
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	Johns	Thompson
Curtis	Katz	Toomy
Damico	Kennard	Townsend
Daniel	Kenney	Triche
Dartez	Kleckley	Tucker
DeWitt	LaBruzzo	Waddell

Doerge	LaFonta	Walker
Dorsey	Lancaster	Walsworth
Dove	Marchand	White
Downs	Martiny	Wooton
Durand	McDonald	
Erdey	McVea	
Total - 97		

NAYS

Trahan
Total - 1

ABSENT

Barrow	LaFleur	Powell, T.
Glover	Lambert	Winston
Total - 6		

The Chair declared the above bill was finally passed.

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

SENATE BILL NO. 183—

BY SENATOR B. GAUTREUX
AN ACT

To amend and reenact R.S. 11:204(B) and 1147(B)(3) and (C), relative to the Louisiana School Employees' Retirement System; to provide with respect to disability benefits; to provide for eligibility and calculation of such benefits for persons who become members of the system on or after July 1, 2006; to provide for an effective date; and to provide for related matters.

Called from the calendar.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Schneider to Engrossed Senate Bill No. 183 by Senator B. Gautreaux

AMENDMENT NO. 1

On page 1, line 2, after "R.S. 11:204(B)" delete "and 1147(B)(3) and (C)," and insert a comma "," and "1002(6), 1141.2(B)(10), 1147(B)(3) and (C), and 1152(J)(3) and (4) and to enact R.S. 11:231(C)(3)."

AMENDMENT NO. 2

On page 1, line 3, after "System;" insert "to provide for definitions; to provide for calculation of average compensation;"

AMENDMENT NO. 3

On page 1, line 5, after "July 1, 2006;" insert "to provide for the calculation of benefits after participation in the Deferred Retirement Option Plan;"

AMENDMENT NO. 4

On page 1, line 9, after ""R.S. 11:204(B)" delete the remainder of the line and on line 10, delete "reenacted" and insert a comma "," and "1002(6), 1141.2(B)(10), 1147(B)(3) and (C), and 1152(J)(3) and (4) are hereby amended and reenacted and R.S. 11:231(C)(3) is hereby enacted"

AMENDMENT NO. 5

On page 2, between lines 9 and 10 insert the following:

"§231. Average compensation

* * *

C.

* * *

(3) This Section shall not apply to members of the Louisiana School Employees' Retirement System whose first employment making them eligible for system membership began on or after July 1, 2006.

* * *

§1002. Definitions

As used in this Chapter, the following words and phrases shall have the meaning ascribed to them in this Section unless a different meaning is plainly required by the context:

* * *

(6)(a) "Average compensation", for a member whose first employment making him eligible for membership in the system began on or before June 30, 2006, shall be based on the thirty-six highest successive months of employment, or on the highest thirty-six successive joined months of employment where interruption of service occurred; however, the average compensation amount to be considered for the first through the twelfth month shall not exceed the compensation for the immediately preceding twelve months by more than ten percent. The amount for the thirteenth through the twenty-fourth month shall not exceed the lesser of the maximum allowable compensation amount or the actual compensation amount for the first through the twelfth month by more than ten percent. The amount for the twenty-fifth through the thirty-sixth month shall not exceed the lesser of the maximum allowable compensation amount or the actual compensation amount for the thirteenth through the twenty-fourth month by more than ten percent. The limitations on the computation of average compensation in this Paragraph shall not apply to any of the twelve-month periods where compensation increased by more than one hundred and ten percent over the previous twelve-month period solely because of an increase in compensation by legislative act or by a city/parish system-wide salary increase.

(b) "Average compensation", for a member whose first employment making him eligible for membership in the system began on or after July 1, 2006, shall be based on the sixty highest successive months of employment, or on the highest sixty successive joined months of employment where interruption of service occurred; however, the average compensation amount for the thirteenth through the twenty-fourth month shall not exceed the actual compensation amount for the first through the twelfth month by more than ten percent. The amount for the twenty-fifth through the thirty-sixth month shall not exceed the lesser of the maximum allowable compensation amount or the actual compensation amount for the thirteenth through the twenty-fourth month by more than ten percent. The amount for the thirty-seventh through the forty-eighth month shall not exceed the lesser of the maximum allowable compensation amount or the actual compensation amount for the twenty-fifth through the thirty-sixth month by more than ten percent. The amount for the forty-ninth through the sixtieth month shall not exceed the lesser of the maximum allowable compensation amount or the actual compensation amount for the thirty-seventh through the forty-eighth month by more than ten percent. The limitations on the computation of average compensation contained in this Paragraph shall not apply to any twelve-month period during which compensation increased by more than one hundred ten percent over the previous twelve-month period solely because of an increase in compensation by legislative act or by a city/parish system-wide salary increase.

* * *

§1141.2. Computation of retirement benefits

* * *

B. The annual retirement benefit of any member of the retirement system who is not a qualified participant, as defined by Paragraph (2) of Subsection A of this Section, and which is not attributable to the member's after-tax employee contribution, cannot exceed the lesser of ninety thousand dollars or one hundred percent of such member's average compensation. For purposes of determining whether a member's benefit exceeds those limitations, the following shall apply:

* * *

(10) Average compensation: ~~For~~ for the purposes of this Subsection the term shall have the following meaning:

(a) "Compensation" "Average compensation", for a member whose first employment making him eligible for membership in the system began on or before June 30, 2006, shall mean the average compensation earned by a member for the period of three consecutive years during which the member was an active member of the retirement system and had the greatest aggregate compensation from the employer. "Compensation" shall mean the total compensation reportable by the state of Louisiana, its agencies, or its political subdivisions as income to the member for the year. Compensation shall not include deferred compensation which is not reportable as income in the current year. Average compensation shall specifically exclude amounts not includable in the member's gross income for federal tax purposes by reason of Internal Revenue Code Sections 125 and 414(h) and any other provision of federal law; such amounts shall not be excluded, however, for any other purposes of this Title.

(b) "Average compensation", for a member whose first employment making him eligible for membership in the system began on or after July 1, 2006, shall mean the average compensation earned by a member for the period of six consecutive years, or for the highest sixty successive joined months where interruption of service occurred, during which the member was an active member of the retirement system and had the greatest aggregate compensation from the employer. "Compensation" shall mean the total compensation reportable by the state of Louisiana, its agencies, or its political subdivisions as income to the member for the year. Compensation shall not include deferred compensation which is not reportable as income in the current year. Average compensation shall specifically exclude amounts not includable in the member's gross income for federal tax purposes by reason of Internal Revenue Code Sections 125 and 414(h) and any other provision of federal law; such amounts shall not be excluded, however, for any other purposes of this Title.

* * *

AMENDMENT NO. 6

On page 3, between lines 25 and 26, insert the following:

"* * *

§1152. Deferred Retirement Option Plan

* * *

J. Monthly retirement benefits payable to a participant after termination of participation in the plan and employment shall be calculated as follows:

* * *

(3)(a) If the participant, whose first employment making him eligible for membership in the system began on or before June 30, 2006, continues employment after termination of participation in the plan for a period of less than thirty-six months, his monthly retirement benefit shall equal his base benefit plus an amount based upon the service credit for the additional employment, together with conversion of the net amount of sick and annual leave accumulated during that period of employment, based upon the final average compensation used to calculate the monthly credit.

(b) If the participant, whose first employment making him eligible for membership in the system began on or after July 1, 2006, continues employment after termination of participation in the plan for a period of less than sixty months, his monthly retirement benefit shall equal his base benefit plus an amount based upon the service credit for the additional employment, together with conversion of the net amount of sick and annual leave accumulated during that period of employment, based upon the final average compensation used to calculate the monthly credit.

(4)(a) If the participant, whose first employment making him eligible for membership in the system began on or before June 30, 2006, continues employment after termination of participation in the plan for a period of thirty-six months or more, his monthly retirement benefit shall equal his base benefit plus an amount based upon the service credit for the additional employment, together with conversion of the net amount of sick and annual leave accumulated during that period of employment, based upon the higher of the final average compensation when the member entered the plan or for the period of employment after termination of participation in the plan.

(b) If the participant, whose first employment making him eligible for membership in the system began on or after July 1, 2006, continues employment after termination of participation in the plan for a period of sixty months or more, his monthly retirement benefit shall equal his base benefit plus an amount based upon the service credit for the additional employment, together with conversion of the net amount of sick and annual leave accumulated during that period of employment, based upon the higher of the final average compensation when the member entered the plan or for the period of employment after termination of participation in the plan.

* * *

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

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative White to Engrossed Senate Bill No. 183 by Senator B. Gautreaux

AMENDMENT NO. 1

On page 1, line 2, after "and (C)" delete the comma "," and delete the remainder of the line and on line 3, delete "School Employees' Retirement System;" and insert "and to enact R.S. 11:1307(F), relative to benefits of certain retirement systems;"

AMENDMENT NO. 2

On page 1, at the end of line 3, after "benefits" delete the semi-colon ";," and insert "of the School Employees' Retirement System, including provisions"

AMENDMENT NO. 3

On page 1, line 5, after "2006;" insert "to provide for an additional benefit for certain retirees of the State Police Pension and Retirement

System and their surviving spouses, subject to certain limitations, including provisions with respect to disability retirees and funding;"

AMENDMENT NO. 4

On page 1, line 5, delete "an effective date;" and insert "for effectiveness;"

AMENDMENT NO. 5

On page 1, line 10, after "reenacted " insert "and R.S. 11:1307(F) is hereby enacted"

AMENDMENT NO. 6

On page 3, between lines 25 and 26, insert:

"* * *

§1307. Persons eligible to retire on basis of service and age; retirement salaries

* * *

F.(1) Notwithstanding any provision of law to the contrary, any retiree of this system who has twenty or more years of service credit in the system and has been retired for at least five years on June 30, 2006, and whose monthly regular retirement benefit provided pursuant to this Section does not exceed one thousand two hundred dollars, shall be paid, in addition to such monthly regular retirement benefit, the sum of three hundred dollars per month provided that such additional monthly benefit shall not cause the retiree's monthly benefit to exceed the sum of one thousand two hundred dollars, and such additional monthly benefit shall be reduced accordingly.

(2) Subject to the provisions of R.S. 11:1321, the surviving spouse of a retiree who would have been eligible pursuant to this Subsection shall receive a pension in an amount equal to the monthly benefit that would have been payable to the retiree had he lived. For the purposes of this Paragraph, surviving spouse shall mean a person who is married to the retiree at the time of his death.

(3) This Subsection shall apply to disability retirees without regard to minimum years of service credit or minimum years retired.

(4)(i) As soon as is practicable after June 30, 2006, the Public Retirement Systems' Actuarial Committee shall convene to determine the amount of any liability to the system that will result from the implementation of the provisions of this Subsection and the resulting increase in required employer contributions. Such additional liability shall be amortized as a separate liability and shall be assessed as an additional employer contribution to be paid by the office of state police as part of its employer contributions. The amortization payments required by this item shall be determined by the Public Retirement Systems' Actuarial Committee and shall be in addition to the actuarially required contributions provided in R.S. 11:102.

(ii) The employer contributions required by this Subsection shall be funded from monies appropriated to the office of state police from the Riverboat Gaming Enforcement Fund. The additional monthly benefit provided by this Subsection shall only be paid in any fiscal year in which monies appropriated to the office of state police from the Riverboat Gaming Enforcement Fund are sufficient to fully fund such increase in employer contributions resulting from the additional monthly benefit provided in this Subsection."

Point of Order

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

Ruling of the Chair

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

Appeal of the Ruling of the Chair

Rep. White appealed the ruling of the Chair.

The vote recurred on sustaining the ruling of the Chair.

By a vote of 78 yeas and 8 nays, the Chair was sustained.

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Erdey	McDonald
Alario	Fannin	McVea
Alexander	Farrar	Morrish
Ansardi	Faucheux	Odinot
Arnold	Frith	Pierre
Badon	Gallot	Pinac
Baldone	Geymann	Pitre
Baudoin	Greene	Powell, M.
Baylor	Guillory, E.	Quezaire
Beard	Guillory, M.	Ritchie
Bowler	Hammett	Robideaux
Bruce	Hebert	Scalise
Bruneau	Hill	Schneider
Burns	Honey	Smiley
Burrell	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
Damico	Kenney	Toomy
Daniel	Kleckley	Townsend
Dartez	LaBruzzo	Triche
DeWitt	LaFleur	Tucker
Doerge	LaFonta	Waddell
Dorsey	Lambert	Walker
Dove	Lancaster	Walsworth
Downs	Marchand	White
Durand	Martiny	Wooton
Total - 90		

NAYS

Total - 0

ABSENT

Barrow	Harris	Richmond
Carter, K.	Heaton	Romero
Curtis	Kennard	Trahan
Glover	Montgomery	Winston
Gray	Powell, T.	
Total - 14		

The Chair declared the above bill was finally passed.

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

SENATE BILL NO. 184—

BY SENATOR B. GAUTREAUX

AN ACT

To amend and reenact R.S. 11:1202(A)(1) and (C), relative to the Louisiana School Employees' Retirement System; to provide with respect to payment of contributions; to provide for timely remission of contributions by employers; to provide for interest on delinquent contributions; to provide for an effective date; and to provide for related matters.

Called from the calendar.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Schneider to Engrossed Senate Bill No. 184 by Senator B. Gautreaux

AMENDMENT NO. 1

On page 1, line 2, after "reenact" delete "R.S. 11:1202(A)(1) and (C)," and insert "R.S. 11:1002(6), 1141.2(B)(10), and 1152(J)(3) and (4), and 1202(A)(1) and (C), and to enact R.S. 11:231(C)(3),"

AMENDMENT NO. 2

On page 1, line 3, after "System;" insert "to provide for definitions; to provide for calculation of average compensation;"

AMENDMENT NO. 3

On page 1, line 5; after "contributions;" insert "to provide for the calculation of benefits after participation in the Deferred Retirement Option Plan;"

AMENDMENT NO. 4

On page 1, line 9, after "Section 1." delete the remainder of the line and insert "R.S. 11:1002(6), 1141.2(B)(10), and 1152(J)(3) and (4), and 1202(A)(1) and (C) are hereby amended and reenacted and R.S. 11:231(C)(3) is hereby enacted to read as"

AMENDMENT NO. 5

On page 1, between lines 10 and 11, insert the following:

"§231. Average compensation

* * *

C.

* * *

(3) This Section shall not apply to members of the Louisiana School Employees' Retirement System whose first employment making them eligible for system membership began on or after July 1, 2006.

* * *

§1002. Definitions

As used in this Chapter, the following words and phrases shall have the meaning ascribed to them in this Section unless a different meaning is plainly required by the context:

* * *

(6)(a) "Average compensation", for a member whose first employment making him eligible for membership in the system began on or before June 30, 2006, shall be based on the thirty-six highest successive months of employment, or on the highest thirty-six successive joined months of employment where interruption of service occurred; however, the average compensation amount to be considered for the first through the twelfth month shall not exceed the compensation for the immediately preceding twelve months by more than ten percent. The amount for the thirteenth through the twenty-fourth month shall not exceed the lesser of the maximum allowable compensation amount or the actual compensation amount for the first through the twelfth month by more than ten percent. The amount for the twenty-fifth through the thirty-sixth month shall not exceed the lesser of the maximum allowable compensation amount or the actual compensation amount for the thirteenth through the twenty-fourth month by more than ten percent. The limitations on the computation of average compensation in this Paragraph shall not apply to any of the twelve-month periods where compensation increased by more than one hundred and ten percent over the previous twelve-month period solely because of an increase in compensation by legislative act or by a city/parish system-wide salary increase.

(b) "Average compensation", for a member whose first employment making him eligible for membership in the system began on or after July 1, 2006, shall be based on the sixty highest successive months of employment, or on the highest sixty successive joined months of employment where interruption of service occurred; however, the average compensation amount for the thirteenth through the twenty-fourth month shall not exceed the actual compensation amount for the first through the twelfth month by more than ten percent. The amount for the twenty-fifth through the thirty-sixth month shall not exceed the lesser of the maximum allowable compensation amount or the actual compensation amount for the thirteenth through the twenty-fourth month by more than ten percent. The amount for the thirty-seventh through the forty-eighth month shall not exceed the lesser of the maximum allowable compensation amount or the actual compensation amount for the twenty-fifth through the thirty-sixth month by more than ten percent. The amount for the forty-ninth through the sixtieth month shall not exceed the lesser of the maximum allowable compensation amount or the actual compensation amount for the thirty-seventh through the forty-eighth month by more than ten percent. The limitations on the computation of average compensation contained in this Paragraph shall not apply to any twelve-month period during which compensation increased by more than one hundred ten percent over the previous twelve-month period solely because of an increase in compensation by legislative act or by a city/parish system-wide salary increase.

* * *

§1141.2. Computation of retirement benefits

* * *

B. The annual retirement benefit of any member of the retirement system who is not a qualified participant, as defined by Paragraph (2) of Subsection A of this Section, and which is not attributable to the member's after-tax employee contribution, cannot exceed the lesser of ninety thousand dollars or one hundred percent of such member's average compensation. For purposes of determining whether a member's benefit exceeds those limitations, the following shall apply:

* * *

(10) Average compensation—~~For~~ for the purposes of this Subsection the term shall have the following meaning:

(a) "Compensation" "Average compensation", for a member whose first employment making him eligible for membership in the system began on or before June 30, 2006, shall mean the average compensation earned by a member for the period of three consecutive years during which the member was an active member of the retirement system and had the greatest aggregate compensation from the employer. "Compensation" shall mean the total compensation reportable by the state of Louisiana, its agencies, or its political subdivisions as income to the member for the year. Compensation shall not include deferred compensation which is not reportable as income in the current year. Average compensation shall specifically exclude amounts not includable in the member's gross income for federal tax purposes by reason of Internal Revenue Code Sections 125 and 414(h) and any other provision of federal law; such amounts shall not be excluded, however, for any other purposes of this Title.

(b) "Average compensation", for a member whose first employment making him eligible for membership in the system began on or after July 1, 2006, shall mean the average compensation earned by a member for the period of six consecutive years, or for the highest sixty successive joined months where interruption of service occurred, during which the member was an active member of the retirement system and had the greatest aggregate compensation from the employer. "Compensation" shall mean the total compensation reportable by the state of Louisiana, its agencies, or its political subdivisions as income to the member for the year. Compensation shall not include deferred compensation which is not reportable as income in the current year. Average compensation shall specifically exclude amounts not includable in the member's gross income for federal tax purposes by reason of Internal Revenue Code Sections 125 and 414(h) and any other provision of federal law; such amounts shall not be excluded, however, for any other purposes of this Title.

* * *

§1152. Deferred Retirement Option Plan

* * *

J. Monthly retirement benefits payable to a participant after termination of participation in the plan and employment shall be calculated as follows:

* * *

(3)(a) If the participant, whose first employment making him eligible for membership in the system began on or before June 30, 2006, continues employment after termination of participation in the plan for a period of less than thirty-six months, his monthly retirement benefit shall equal his base benefit plus an amount based upon the service credit for the additional employment, together with conversion of the net amount of sick and annual leave accumulated during that period of employment, based upon the final average compensation used to calculate the monthly credit.

(b) If the participant, whose first employment making him eligible for membership in the system began on or after July 1, 2006, continues employment after termination of participation in the plan for a period of less than sixty months, his monthly retirement benefit shall equal his base benefit plus an amount based upon the service credit for the additional employment, together with conversion of the net amount of sick and annual leave accumulated during that period of employment, based upon the final average compensation used to calculate the monthly credit.

(4)(a) If the participant, whose first employment making him eligible for membership in the system began on or before June 30, 2006, continues employment after termination of participation in the plan for a period of thirty-six months or more, his monthly retirement benefit shall equal his base benefit plus an amount based upon the service credit for the additional employment, together with conversion of the net amount of sick and annual leave accumulated during that period of employment, based upon the higher of the final average compensation when the member entered the plan or for the period of employment after termination of participation in the plan.

(b) If the participant, whose first employment making him eligible for membership in the system began on or after July 1, 2006, continues employment after termination of participation in the plan for a period of sixty months or more, his monthly retirement benefit shall equal his base benefit plus an amount based upon the service credit for the additional employment, together with conversion of the net amount of sick and annual leave accumulated during that period of employment, based upon the higher of the final average compensation when the member entered the plan or for the period of employment after termination of participation in the plan.

* * *

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Farrar	McVea
Alario	Faucheux	Montgomery
Alexander	Frith	Morrish
Arnold	Gallot	Odinot
Badon	Geymann	Pierre
Baldone	Gray	Pinac
Baudoin	Greene	Pitre
Baylor	Guillory, E.	Powell, M.
Beard	Guillory, M.	Quezaire
Bowler	Hammett	Richmond
Bruce	Harris	Ritchie
Bruneau	Heaton	Robideaux
Burns	Hebert	Romero
Burrell	Hill	Scalise
Carter, K.	Honey	Schneider
Carter, R.	Hopkins	Smiley
Cazayoux	Hunter	Smith, G.
Chandler	Hutter	Smith, J.D.—50th
Crane	Jackson	Smith, J.H.—8th
Cravins	Jefferson	Smith, J.R.—30th
Crowe	Johns	St. Germain
Damico	Katz	Strain
Daniel	Kennard	Thompson
Dartez	Kenney	Toomy
DeWitt	Kleckley	Townsend
Doerge	LaBruzzo	Triche
Dorsey	LaFleur	Tucker
Dove	LaFonta	Waddell
Downs	Lancaster	Walker
Durand	Marchand	Walsworth
Erdey	Martiny	White
Fannin	McDonald	Wooton
Total - 96		

NAYS

Trahan
Total - 1

ABSENT

Ansardi	Glover	Winston
Barrow	Lambert	
Curtis	Powell, T.	
Total - 7		

The Chair declared the above bill was finally passed.

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

SENATE BILL NO. 81—
BY SENATOR JONES

AN ACT

To amend and reenact R.S. 13:3662(H)(1), relative to conducting telephone hearings; to provide that law enforcement officers may appear in hearings by telephone, video conference, or similar communication equipment if agreed upon by the parties; and to provide for related matters.

Called from the calendar.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Townsend to Engrossed Senate Bill No. 81 by Senator Jones

AMENDMENT NO. 1

On page 2, line 8 after "or not." and before "The" insert the following:

"If the law enforcement officer or fire service personnel does not appear in person at the hearing, such law enforcement officer or fire service personnel shall not be entitled to the fee."

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Fannin	Montgomery
Alario	Farrar	Morrish
Alexander	Faucheux	Odinot
Arnold	Frith	Pierre
Badon	Gallot	Pinac
Baldone	Geymann	Pitre
Baudoin	Gray	Powell, M.
Baylor	Greene	Quezaire
Beard	Guillory, E.	Richmond
Bowler	Guillory, M.	Ritchie
Bruce	Hammatt	Robideaux
Bruneau	Harris	Romero
Burns	Heaton	Scalise
Burrell	Hebert	Schneider
Carter, K.	Hill	Smiley
Carter, R.	Honey	Smith, G.
Cazayoux	Hopkins	Smith, J.D.—50th
Chandler	Hunter	Smith, J.H.—8th

Crane	Hutter	Smith, J.R.—30th
Cravins	Jackson	St. Germain
Crowe	Jefferson	Strain
Curtis	Johns	Thompson
Damico	Katz	Toomy
Daniel	Kenney	Townsend
Dartez	Kleckley	Trahan
DeWitt	LaBruzzo	Triche
Doerge	LaFleur	Tucker
Dorsey	LaFonta	Waddell
Dove	Marchand	Walker
Downs	Martiny	Walsworth
Durand	McDonald	Wooton
Erdey	McVea	
Total - 95		

NAYS

Total - 0

ABSENT

Ansardi	Kennard	Powell, T.
Barrow	Lambert	White
Glover	Lancaster	Winston
Total - 9		

The Chair declared the above bill was finally passed.

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

Suspension of the Rules

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

Petitions, Memorials and Communications

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

Message from the Senate

APPOINTMENT OF CONFERENCE COMMITTEE

June 15, 2006

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

I am directed to inform your honorable body that the President of the Senate has appointed the following committee to serve with a like committee from the House to confer on the disagreement to House Bill No. 699: Senators Ellington, Hollis, and Nevers.

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

Message from the Senate

HOUSE CONCURRENT RESOLUTIONS

June 15, 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. 118
Returned with amendments

House Concurrent Resolution No. 119
Returned with amendments

House Concurrent Resolution No. 120
Returned without amendments

House Concurrent Resolution No. 127
Returned with amendments

House Concurrent Resolution No. 166
Returned without amendments

House Concurrent Resolution No. 180
Returned without amendments

House Concurrent Resolution No. 194
Returned without amendments

House Concurrent Resolution No. 220
Returned without amendments

House Concurrent Resolution No. 259
Returned without amendments

House Concurrent Resolution No. 296
Returned without amendments

House Concurrent Resolution No. 298
Returned without amendments

House Concurrent Resolution No. 299
Returned without amendments

House Concurrent Resolution No. 304
Returned without amendments

House Concurrent Resolution No. 305
Returned without amendments

House Concurrent Resolution No. 306
Returned without amendments

House Concurrent Resolution No. 307
Returned without amendments

House Concurrent Resolution No. 308
Returned without amendments

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

Message from the Senate

HOUSE BILLS

June 15, 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. 24
Returned without amendments

House Bill No. 54
Returned without amendments

House Bill No. 55
Returned with amendments

House Bill No. 79
Returned with amendments

House Bill No. 108
Returned with amendments

House Bill No. 126
Returned with amendments

House Bill No. 153
Returned without amendments

House Bill No. 157
Returned without amendments

House Bill No. 204
Returned with amendments

House Bill No. 217
Returned without amendments

House Bill No. 269
Returned with amendments

House Bill No. 278
Returned without amendments

House Bill No. 290
Returned with amendments

House Bill No. 293
Returned with amendments

House Bill No. 308
Returned without amendments

House Bill No. 317
Returned without amendments

House Bill No. 318
Returned without amendments

House Bill No. 329
Returned without amendments

House Bill No. 335
Returned with amendments

House Bill No. 367
Returned with amendments

House Bill No. 370
Returned with amendments

House Bill No. 397
Returned with amendments

House Bill No. 406
Returned without amendments

House Bill No. 408
Returned without amendments

House Bill No. 426
Returned with amendments

House Bill No. 436
Returned without amendments

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House Bill No. 475
Returned with amendments

House Bill No. 488
Returned without amendments

House Bill No. 515
Returned with amendments

House Bill No. 529
Returned without amendments

House Bill No. 553
Returned with amendments

House Bill No. 607
Returned with amendments

House Bill No. 657
Returned without amendments

House Bill No. 658
Returned with amendments

House Bill No. 659
Returned without amendments

House Bill No. 693
Returned without amendments

House Bill No. 708
Returned without amendments

House Bill No. 714
Returned without amendments

House Bill No. 728
Returned without amendments

House Bill No. 742
Returned without amendments

House Bill No. 768
Returned without amendments

House Bill No. 778
Returned with amendments

House Bill No. 782
Returned without amendments

House Bill No. 791
Returned with amendments

House Bill No. 849
Returned with amendments

House Bill No. 851
Returned with amendments

House Bill No. 877
Returned without amendments

House Bill No. 971
Returned with amendments

House Bill No. 979
Returned without amendments

House Bill No. 1017
Returned with amendments

House Bill No. 1028
Returned with amendments

House Bill No. 1064
Returned with amendments

House Bill No. 1096
Returned without amendments

House Bill No. 1097
Returned without amendments

House Bill No. 1153
Returned with amendments

House Bill No. 1172
Returned with amendments

House Bill No. 1206
Returned without amendments

House Bill No. 1260
Returned without amendments

House Bill No. 1262
Returned with amendments

House Bill No. 1274
Returned without amendments

House Bill No. 1275
Returned without amendments

House Bill No. 1311
Returned with amendments

House Bill No. 1354
Returned with amendments

House Bill No. 1364
Returned without amendments

House Bill No. 1380
Returned with amendments

House Bill No. 1383
Returned with amendments

House Bill No. 1386
Returned with amendments

House Bill No. 1387
Returned with amendments

House Bill No. 1399
Returned with amendments

House Bill No. 1403
Returned with amendments

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

Message from the Senate

ASKING CONCURRENCE IN SENATE CONCURRENT RESOLUTIONS

June 15, 2006

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

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

Senate Concurrent Resolution No. 136

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

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. 117—
BY REPRESENTATIVES WOOTON, BALDONE, AND PITRE
A RESOLUTION

To memorialize the Congress of the United States to appropriate sufficient funds for the recovery of the shrimp industry and to vote against the repeal of the "Byrd Amendment".

Read by title.

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

HOUSE RESOLUTION NO. 118—
BY REPRESENTATIVE TOOMY
A RESOLUTION

To urge and request the Governor's Office on Homeland Security and Emergency Preparedness to periodically provide information to the House Committee on Judiciary to keep the committee informed on the progress the Statewide Interoperable Communication System Executive Committee is making in achieving the development of and the establishment of a statewide shared communication system.

Read by title.

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

HOUSE RESOLUTION NO. 119—
BY REPRESENTATIVE HEBERT
A RESOLUTION

To urge and request the House Committee on House and Governmental Affairs to study the legislative procedures by which the Capital Outlay Bill is enacted and to make recommendations for improvements to such procedures.

Read by title.

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

HOUSE RESOLUTION NO. 120—
BY REPRESENTATIVE CROWE
A RESOLUTION

To commend William J. Doré for his generous assistance following Hurricane Katrina and Hurricane Rita and for his truly outstanding accomplishments.

Read by title.

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

HOUSE RESOLUTION NO. 121—
BY REPRESENTATIVE MONTGOMERY
A RESOLUTION

To urge and request the commissioner of administration to work with each executive department to develop management plans for the land under its jurisdiction.

Read by title.

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

HOUSE RESOLUTION NO. 122—
BY REPRESENTATIVE BEARD
A RESOLUTION

To urge and request the speaker to appoint a special legislative committee to study issues related to cellular technology, cellular regeneration, and somatic cell nuclear transfer.

Read by title.

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

HOUSE CONCURRENT RESOLUTION NO. 310—
BY REPRESENTATIVE JANE SMITH
A CONCURRENT RESOLUTION

To commend Robbie Dean of Airline High School upon his selection as a representative of north Louisiana at the Hugh O'Brian World Leadership Congress in Washington, D.C.

Read by title.

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

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 311—
BY REPRESENTATIVE BURNS
A CONCURRENT RESOLUTION

To urge and request insurance companies to waive any and all one-year prescriptive periods and allow suits resulting from gubernatorially declared disasters to be brought within twenty-four months of the declaration.

Read by title.

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

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 312—
BY REPRESENTATIVES GLOVER, SALTER, ALARIO, ALEXANDER, ANSARDI, ARNOLD, BADON, BALDONE, BARROW, BAUDOIN, BAYLOR, BEARD, BOWLER, BRUCE, BRUNEAU, BURNS, BURRELL, K. CARTER, R. CARTER, CAZAYOUX, CHANDLER, CRANE, CRAVINS, CROWE, CURTIS, DAMICO, DANIEL, DARTEZ, DEWITT, DOERGE, DORSEY, DOVE, DOWNS, DURAND, ERDEY, FANNIN, FARRAR, FAUCHEUX, FRITH, GALLOT, GEYMANN, GRAY, GREENE, E. GUILLORY, M. GUILLORY, HAMMETT, HARRIS, HEATON, HEBERT, HILL, HONEY, HOPKINS, HUNTER, HUTTER, JACKSON, JEFFERSON, JOHNS, KATZ, KENNARD, KENNEY, KLECKLEY, LABRUZZO, LAFLEUR, LAFONTA, LAMBERT, LANCASTER, MARCHAND, MARTINY, McDONALD, MCVEA, MONTGOMERY, MORRISH, ODINET, PIERRE, PINAC, PITRE, M. POWELL, T. POWELL, QUEZAIRE, RICHMOND, RITCHIE, ROBIDEAUX, ROMERO, SCALISE, SCHNEIDER, SMILEY, GARY SMITH, JACK SMITH, JANE SMITH, JOHN SMITH, ST. GERMAIN, STRAIN, THOMPSON, TOOMY, TOWNSEND, TRAHAN, TRICHE, TUCKER, WADDELL, WALKER, WALSWORTH, WHITE, WINSTON, AND WOOTON AND SENATORS JACKSON, HINES, ADLEY, AMEDEE, BAOJIE, BARHAM, BOASSO, BROOME, CAIN, CHAISSON, CHEEK, CRAVINS, DARDENNE, DUPLESSIS, DUPRE, ELLINGTON, FIELDS, FONTENOT, B. GAUTREAUX, N. GAUTREAUX, HEITMEIER, HOLLIS, JONES, KOSTELKA, LENTINI, MALONE, MARIONNEAUX,

MCPHERSON, MICHOT, MOUNT, MURRAY, NEVERS, QUINN, ROMERO, SCHEDLER, SHEPHERD, SMITH, THEUNISSEN, AND ULLO
A CONCURRENT RESOLUTION

To express sincere and heartfelt condolences upon the death of Gina Denise Glover, to extend appreciation for her accomplishments and contributions, and to recognize that her legacy shall live forever in the minds and hearts of all who knew and loved her.

Read by title.

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

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 313—
BY REPRESENTATIVE E. GUILLORY
A CONCURRENT RESOLUTION

To urge and request the governor of the state of Louisiana to declare a hurricane preparedness sales tax holiday.

Read by title.

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

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 314—
BY REPRESENTATIVE E. GUILLORY
A CONCURRENT RESOLUTION

To urge and request the local governing authorities of the state of Louisiana to enact a hurricane preparedness sales tax holiday.

Read by title.

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

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 315—
BY REPRESENTATIVE DANIEL
A CONCURRENT RESOLUTION

To urge and request the Department of Transportation and Development to consider certain traffic management alternatives to alleviate traffic congestion in the Baton Rouge Metropolitan Area.

Read by title.

On motion of Rep. Daniel, 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 Health and Welfare

June 15, 2006

To the Speaker and Members of the House of Representatives:

Pursuant to a meeting held on June 14, 2006, I am directed by your Committee on Health and Welfare to submit the following report:

Senate Concurrent Resolution No. 112, by Lentini Reported favorably. (11-0)

Senate Bill No. 754, by Cravins Reported with amendments. (15-0) (Regular)

SYDNE 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 15, 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. 754 Reported without amendments.

Respectfully submitted,

CHARLES MCDONALD
Chairman

Suspension of the Rules

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

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. 112—
BY SENATOR LENTINI
A CONCURRENT RESOLUTION

To add the director of the division of long-term supports and services within the Department of Health and Hospitals as a member of the Implementation Team of the Louisiana Commission on Decision-Making of Persons with Cognitive Disabilities and to require a report of such team to the Senate Committee on Judiciary A and the House Committee on Civil Law and Procedure.

Read by title.

Reported favorably by the Committee on Health and Welfare.

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

Senate Instruments on Second Reading Returned from the Legislative Bureau

Rep. Durand asked for and obtained a suspension of the rules to take up at this time the following Senate Bills and Joint Resolutions on Second Reading just returned from the Legislative Bureau, with a view of acting on the same:

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.

Reported with amendments by the Committee on Health and Welfare.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Health and Welfare to Reengrossed Senate Bill No. 754 by Senator Cravins

AMENDMENT NO. 1

On page 2, line 18, change "agencies" to "providers"

AMENDMENT NO. 2

On page 2, line 23, change "agency" to "provider"

AMENDMENT NO. 3

On page 3, line 6, change "agency" to "provider"

AMENDMENT NO. 4

On page 3, line 9, delete "licensing agency of the"

AMENDMENT NO. 5

On page 3, line 13, change "agencies" to "providers"

AMENDMENT NO. 6

On page 3, line 14, change "agencies" to "providers"

AMENDMENT NO. 7

On page 3, line 19, delete "licensing agency of the"

AMENDMENT NO. 8

On page 3, line 29, change "license" to "licenses"

AMENDMENT NO. 9

On page 4, line 1, change "license" to "licenses"

AMENDMENT NO. 10

On page 4, line 17, change "licensing" to "department"

AMENDMENT NO. 11

On page 4, at the beginning of line 18 delete "agency" and change "that agency" to "the department"

AMENDMENT NO. 12

On page 4, line 19, change "licensing agency" to "department"

AMENDMENT NO. 13

On page 4, line 21, change "licensing agency" to "department"

AMENDMENT NO. 14

On page 4, line 23, change "licensing agency" to "department"

AMENDMENT NO. 15

On page 4, line 26, change "must" to "shall"

AMENDMENT NO. 16

On page 4, line 27, change "licensing agency" to "department"

AMENDMENT NO. 17

On page 4, line 28, change "licensing agency" to "department"

AMENDMENT NO. 18

On page 4, line 29, change "agency" to "department"

AMENDMENT NO. 19

On page 5, line 1, change "licensing agency" to "department"

AMENDMENT NO. 20

On page 5, line 3, change "licensing agency" to "department"

AMENDMENT NO. 21

On page 5, line 7, change "licensing agency" to "department"

AMENDMENT NO. 22

On page 5, line 11, change "licensing agency" to "department"

AMENDMENT NO. 23

On page 5, line 17, change "licensing agency" to "department"

AMENDMENT NO. 24

On page 5, line 21, change "applicable licensing agency" to "department"

Reported without amendments by the Legislative Bureau.

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

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

Under the rules, placed on the regular calendar.

Privileged Report of the Committee on Enrollment

June 15, 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. 111—

BY REPRESENTATIVE WALSWORTH

A RESOLUTION

To express the condolences of the House of Representatives upon the death of Marine Corporal Chad Powell.

HOUSE RESOLUTION NO. 112—
BY REPRESENTATIVES MARTINY AND ANSARDI
A RESOLUTION

To commend St. Elizabeth Ann Seton Parish in Kenner upon the celebration of its twenty-fifth anniversary.

HOUSE RESOLUTION NO. 113—
BY REPRESENTATIVE DURAND
A RESOLUTION

To commend Patricia Angelico Faxon on more than thirty-two years of outstanding service and dedication to the state of Louisiana, the former Department of Health and Human Resources, and the Department of Health and Hospitals, more recently as the director of Legislative and Intergovernmental Relations, and to congratulate her on the occasion of her much deserved retirement.

HOUSE RESOLUTION NO. 114—
BY REPRESENTATIVES SALTER, ALARIO, ALEXANDER, ANSARDI, ARNOLD, BADON, BALDONE, BARROW, BAUDOIN, BAYLOR, BEARD, BOWLER, BRUCE, BRUNEAU, BURNS, BURRELL, K. CARTER, R. CARTER, CAZAYOUX, CHANDLER, CRANE, CRAVINS, CROWE, CURTIS, DAMICO, DANIEL, DARTEZ, DEWITT, DOERGE, DORSEY, DOVE, DOWNS, DURAND, ERDEY, FANNIN, FARRAR, FAUCHEUX, FRITH, GALLOT, GEYMAN, GLOVER, GRAY, GREENE, E. GUILLORY, M. GUILLORY, HAMMETT, HARRIS, HEATON, HEBERT, HILL, HONEY, HOPKINS, HUNTER, HUTTER, JACKSON, JEFFERSON, JOHNS, KATZ, KENNARD, KENNEY, KLECKLEY, LABRUZZO, LAFLEUR, LAFONTA, LAMBERT, LANCASTER, MARCHAND, MARTINY, McDONALD, MCVEA, MONTGOMERY, MORRELL, MORRISH, ODINET, PIERRE, PINAC, PITRE, M. POWELL, T. POWELL, QUEZAIRE, RICHMOND, RITCHIE, ROBIDEAUX, ROMERO, SCALISE, SCHNEIDER, SMILEY, GARY SMITH, JACK SMITH, JANE SMITH, JOHN SMITH, ST. GERMAIN, STRAIN, THOMPSON, TOOMY, TOWNSEND, TRAHAN, TRICHE, TUCKER, WADDELL, WALKER, WALSWORTH, WHITE, WINSTON, AND WOOTON

A RESOLUTION

To commend Dr. Ken Ward for his excellent and dedicated service to the House of Representatives of the Legislature of Louisiana.

HOUSE RESOLUTION NO. 115—
BY REPRESENTATIVES CRANE, WALKER, QUEZAIRE, AND WALSWORTH

A RESOLUTION

To commend and to encourage continued participation in the America's Legislators Back to School Program, sponsored by the National Conference of State Legislatures.

HOUSE RESOLUTION NO. 116—
BY REPRESENTATIVES KLECKLEY, CRAVINS, DURAND, ROBIDEAUX, PINAC, FRITH, HEBERT, JOHNS, GEYMAN, E. GUILLORY, MORRISH, ALEXANDER, TRAHAN, BAUDOIN, PIERRE, AND ROMERO

A RESOLUTION

To urge and request the University of Louisiana at Lafayette and McNeese State University to play an annual football game against each other.

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 15, 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. 28—
BY REPRESENTATIVE JOHN SMITH
A CONCURRENT RESOLUTION

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

HOUSE CONCURRENT RESOLUTION NO. 151—
BY REPRESENTATIVE MARTINY
A CONCURRENT RESOLUTION

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

HOUSE CONCURRENT RESOLUTION NO. 191—
BY REPRESENTATIVE PITRE
A CONCURRENT RESOLUTION

To suspend until sixty days after final adjournment of the 2007 Regular Session of the Legislature of Louisiana that portion of Act No. 57 of the 2005 Regular Session of the Louisiana Legislature that delineates the coordinates of the approximately five acres to be used by the Grand Isle Port Commission for off-bottom oyster culture.

HOUSE CONCURRENT RESOLUTION NO. 206—
BY REPRESENTATIVE MARTINY AND SENATOR JACKSON
A CONCURRENT RESOLUTION

To continue and provide for the Louisiana Task Force on Indigent Defense Services.

HOUSE CONCURRENT RESOLUTION NO. 216—
BY REPRESENTATIVE MCVEA
A CONCURRENT RESOLUTION

To recognize that the passage of House Bill No. 1387 by Representative Toomy, which authorizes a wine producer to sell or serve its product at retail directly to consumers at its winery, at other specified locations, and to directly ship to consumers in Louisiana, will greatly contribute to the agricultural industry and the economy of this state.

HOUSE CONCURRENT RESOLUTION NO. 231—
BY REPRESENTATIVE GLOVER
A CONCURRENT RESOLUTION

To urge and request the secretary of the Department of Health and Hospitals (DHH) to develop and implement a statewide pharmacy access program to increase access to prescription drugs by our underinsured and uninsured citizens.

HOUSE CONCURRENT RESOLUTION NO. 240—
BY REPRESENTATIVES LAFLEUR AND CAZAYOUX
A CONCURRENT RESOLUTION

To authorize and request the Louisiana Gaming Control Board to conduct a comprehensive study of the financial impact of Hurricanes Katrina and Rita, the rebuilding and revitalization of the Mississippi Gulf Coast, and the potential of legalization of gaming in Texas to the economy of the state of Louisiana and to report its findings along with possible legislative recommendations to the House Committee on Administration of Criminal Justice and the Senate Committee on Judiciary B by April 1, 2007.

HOUSE CONCURRENT RESOLUTION NO. 268—
BY REPRESENTATIVES GLOVER AND MONTGOMERY
A CONCURRENT RESOLUTION

To urge and request the Department of Health and Hospitals, the Department of Agriculture and Forestry, and the Department of Environmental Quality to take all action allowable by law to ensure that Louisiana Proteins, Inc. is in compliance with all laws, regulations, and permitting requirements applicable to its facility; to require Louisiana Proteins, Inc. to implement to the extent allowable by law any and all controls necessary to mitigate and eliminate the noxious odor emanating from its meat processing and rendering facility; and to take enforcement action to the maximum extent allowable by law if Louisiana Proteins, Inc. is found to be in violation of any permit condition, law, or regulation.

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

To urge and request 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.

HOUSE CONCURRENT RESOLUTION NO. 293—
BY REPRESENTATIVE DURAND
A CONCURRENT RESOLUTION

To create an advisory committee to be known as the Atchafalaya Parkway Advisory Commission to study the need for constructing and managing improvements to highways in St. Landry, Iberia, and St. Martin parishes and to make recommendations regarding same to the House and Senate Transportation, Highways and Public Works Committees prior to the commencement of the 2007 Regular Session.

HOUSE CONCURRENT RESOLUTION NO. 295—
BY REPRESENTATIVE ARNOLD
A CONCURRENT RESOLUTION

To urge and request the Department of Transportation and Development to study the feasibility of providing for interoperability of automatic vehicle identification tags at toll facilities around the state.

HOUSE CONCURRENT RESOLUTION NO. 301—
BY REPRESENTATIVES WALKER, ALARIO, ALEXANDER, ANSARDI, ARNOLD, BADON, BALDONE, BARROW, BAUDOIN, BAYLOR, BEARD, BOWLER, BRUCE, BRUNEAU, BURNS, BURRELL, K. CARTER, R. CARTER, CAZAYOUX, CHANDLER, CRANE, CRAVINS, CROWE, CURTIS, DAMICO, DANIEL, DARTEZ, DEWITT, DOERGE, DORSEY, DOVE, DOWNS, DURAND, ERDEY, FANNIN, FARRAR, FAUCHEUX, FRITH, GALLOT, GEYMAN, GLOVER, GRAY, GREENE, E. GUILLORY, M. GUILLORY, HAMMETT, HARRIS, HEATON, HEBERT, HILL, HONEY, HOPKINS, HUNTER, HUTTER, JACKSON, JEFFERSON, JOHNS, KATZ, KENNARD, KENNEY, KLECKLEY, LABRUZZO, LAFLEUR, LAFONTA, LAMBERT, LANCASTER, MARCHAND, MARTINY, MCDONALD, MCVEA, MONTGOMERY, MORRELL, MORRISH, ODINET, PIERRE, PINAC, PITRE, M. POWELL, T. POWELL, QUEZAIRE, RICHMOND, RITCHIE, ROBIDEAUX, ROMERO, SALTER, SCALISE, SCHNEIDER, SMILEY, GARY SMITH, JACK SMITH, JANE SMITH, JOHN SMITH, ST. GERMAIN, STRAIN, THOMPSON, TOOMY, TOWNSEND, TRAHAN, TRICHE, TUCKER, WADDELL, WALSWORTH, WHITE, WINSTON, AND WOOTON AND SENATOR HINES

A CONCURRENT RESOLUTION

To commend Frank Stronach of Canada for his extraordinary generosity to the citizens of Louisiana following the hurricanes of 2005.

HOUSE CONCURRENT RESOLUTION NO. 302—
BY REPRESENTATIVES GRAY, ALARIO, ALEXANDER, ANSARDI, ARNOLD, BADON, BALDONE, BARROW, BAUDOIN, BAYLOR, BEARD, BOWLER, BRUCE, BRUNEAU, BURNS, BURRELL, K. CARTER, R. CARTER, CAZAYOUX, CHANDLER, CRANE, CRAVINS, CROWE, CURTIS, DAMICO, DANIEL, DARTEZ, DEWITT, DOERGE, DORSEY, DOVE, DOWNS, DURAND, ERDEY, FANNIN, FARRAR, FAUCHEUX, FRITH, GALLOT, GEYMAN, GLOVER, GREENE, E. GUILLORY, M. GUILLORY, HAMMETT, HARRIS, HEATON, HEBERT, HILL, HONEY, HOPKINS, HUNTER, HUTTER, JACKSON, JEFFERSON, JOHNS, KATZ, KENNARD, KENNEY, KLECKLEY, LABRUZZO, LAFLEUR, LAFONTA, LAMBERT, LANCASTER, MARCHAND, MARTINY, MCDONALD,

MCVEA, MONTGOMERY, MORRELL, MORRISH, ODINET, PIERRE, PINAC, PITRE, M. POWELL, T. POWELL, QUEZAIRE, RICHMOND, RITCHIE, ROBIDEAUX, ROMERO, SALTER, SCALISE, SCHNEIDER, SMILEY, GARY SMITH, JACK SMITH, JANE SMITH, JOHN SMITH, ST. GERMAIN, STRAIN, THOMPSON, TOOMY, TOWNSEND, TRAHAN, TRICHE, TUCKER, WADDELL, WALKER, WALSWORTH, WHITE, WINSTON, AND WOOTON

A CONCURRENT RESOLUTION

To commend the staff members of Charity Hospital for their extraordinary selflessness and bravery during and following Hurricane Katrina.

HOUSE CONCURRENT RESOLUTION NO. 303—
BY REPRESENTATIVES BOWLER AND LABRUZZO
A CONCURRENT RESOLUTION

To commend Rob Pugliese and the students of Northern Valley Regional High School in Demarest, New Jersey, for their assistance to Louisiana after Hurricane Katrina.

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 15, 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. 345—
BY REPRESENTATIVE CAZAYOUX
A JOINT RESOLUTION

Proposing to amend Article VII, Section 14(B) of the Constitution of Louisiana, to authorize the investment in stocks of certain endowed funds of institutions of higher education; 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 was signed by the Speaker of the House and taken to the Senate by the Clerk and was 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 15, 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. 5—

BY REPRESENTATIVE SALTER
AN ACT

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

HOUSE BILL NO. 22—

BY REPRESENTATIVE THOMPSON
AN ACT

To enact R.S. 13:783(F)(6), relative to the offices of the clerk of court in East Carroll Parish, Richland Parish, and Jefferson Davis Parish; to require the payment of premium costs for certain life and group medical insurance for retired personnel; to require years of service; to provide for limitations; and to provide for related matters.

HOUSE BILL NO. 45—

BY REPRESENTATIVE TRICHE
AN ACT

To provide with respect to the Early Retirement and Payroll Reduction Act; to provide for a reduction in state employment and for early retirement of members of the Louisiana State Employees' Retirement System, including but not limited to provisions for eligibility, retirement benefits, restrictions on hiring of new employees, abolition of vacated positions, reductions in appropriated funds, and funding; and to provide for related matters.

HOUSE BILL NO. 69—

BY REPRESENTATIVE TOOMY
AN ACT

To enact Chapter 42 of Title 33 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 33:9600 through 9604, relative to the creation of certain judicial administrative districts to fund the offices of the clerks of court; to provide for boundaries of the districts; to provide that the clerk of court is the ex officio chief executive officer and governing authority of the district; to provide that each district is a political subdivision of the state and is authorized to incur debt; to provide for power and authority of the districts; to provide for the establishment of a special fund and expenditures from that fund; and to provide for related matters.

HOUSE BILL NO. 91—

BY REPRESENTATIVE FARRAR
AN ACT

To amend and reenact R.S. 34:851.27(C) and to enact R.S. 34:851.27(D), relative to speed limits on waterways; to establish "no-wake" zones around certain boat launches and docking facilities; to provide for signage of "no-wake" zones; and to provide for related matters.

HOUSE BILL NO. 178—

BY REPRESENTATIVE SCHNEIDER AND SENATORS BARHAM, BOASSO, B. GAUTREAUX, AND SHEPHERD
AN ACT

To amend and reenact R.S. 11:323(A), (B), and (D), relative to provisions affecting more than one retirement system; to provide with respect to participation in the Deferred Retirement Option Plan of certain retirement systems by certain persons; to allow certain terminated members to adjust the periods applicable to their participation in the plan under certain circumstances; to provide for participation in the plan upon reemployment; to provide for an effective date; and to provide for related matters.

HOUSE BILL NO. 228—

BY REPRESENTATIVE WALKER
AN ACT

To amend and reenact Code of Civil Procedure Article 4843(H), (I), (K), (L), and (M), relative to jurisdiction of city courts; to increase the jurisdictional amount in dispute in the City Court of Bunkie, the City Court of Alexandria, and the City Court of Pineville; and to provide for related matters.

HOUSE BILL NO. 229—

BY REPRESENTATIVE WALKER
AN ACT

To amend and reenact Code of Civil Procedure Article 4843(H), (I), (K), (L), and (M), relative to jurisdiction of city courts; to increase the jurisdictional amount in dispute in the City Court of Marksville, the City Court of Alexandria, and the City Court of Pineville; and to provide for related matters.

HOUSE BILL NO. 273—

BY REPRESENTATIVE ARNOLD
AN ACT

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

HOUSE BILL NO. 299—

BY REPRESENTATIVES DANIEL, BEARD, GREENE, KATZ, PITRE, QUEZAIRE, TRAHAN, AND WALSWORTH
AN ACT

To amend and reenact R.S. 48:2074(A) and 2077(24) and to enact R.S. 48:2077(25) and Chapter 32 of Title 48 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 48:2111 through 2119, relative to construction and funding of transportation projects; to provide relative to the Louisiana Transportation Authority; to provide relative to powers and duties of such authority regarding the Transportation Mobility Fund; to create and establish the Transportation Mobility Fund; to provide relative to the distribution of proceeds; to provide relative to the eligibility, ranking, and prioritizing of projects; to provide relative to applications for funding; to provide relative to the financing of qualified projects; to authorize the issuance of debt in certain circumstances; to provide relative to the required security for such financing and interest rates; to provide relative to preliminary and final approval of project financing; to impose certain obligations and responsibilities on applicants; to provide relative to certain financial and credit requirements; and to provide for related matters.

HOUSE BILL NO. 310—

BY REPRESENTATIVE TUCKER
AN ACT

To repeal R.S. 17:10.6(C) and (D), relative to school and district accountability; to repeal certain provisions relative to a local public school system that is academically in crisis and the powers of the school board and superintendent of such system.

HOUSE BILL NO. 339—

BY REPRESENTATIVE TOWNSEND
AN ACT

To amend and reenact R.S. 13:3667.1(A), 3667.3, and 4163(A)(1)(a) and (B) and to enact R.S. 49:956.1, Code of Civil Procedure Article 1469(5), and Code of Criminal Procedure Article 740, relative to the attendance and testimony of legislators and legislative personnel in certain court and administrative proceedings; to provide with respect to the issuance of orders compelling discovery; to provide with respect to the compulsory appearance and testimony of legislators and personnel during legislative sessions; to provide with respect to the issuance of subpoenas directing the testimony of matters of legislative speech and debate; and to provide for related matters.

HOUSE BILL NO. 351—

BY REPRESENTATIVE M. POWELL
AN ACT

To enact R.S. 13:1565.1, relative to the Juvenile Court for Caddo Parish; to establish a judicial expense fund for the court; to provide for deposit out of existing fees; to provide for uses of the separate account; to provide for limitations; to provide for an annual audit; to provide for prohibitions; and to provide for related matters.

HOUSE BILL NO. 412—BY REPRESENTATIVES JOHNS AND MONTGOMERY
AN ACT

To amend and reenact R.S. 40:1299.41(A)(3), (8), and (9), relative to medical malpractice; to revise the definitions of "patient", "malpractice", and "health care"; to provide for the inclusion of blood donors; and to provide for related matters.

HOUSE BILL NO. 453—BY REPRESENTATIVES TOOMY, JOHNS, AND WALKER AND
SENATOR HINES
AN ACT

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

HOUSE BILL NO. 492—BY REPRESENTATIVE HAMMETT
AN ACT

To enact R.S. 33:3887.2, relative to Concordia Parish; to provide relative to the governing board of the Concordia Parish Sewerage District No. 1; to increase the maximum per diem authorized to be paid to members of such board for attending board meetings; and to provide for related matters.

HOUSE BILL NO. 493—BY REPRESENTATIVE WOOTON
AN ACT

To amend and reenact R.S. 33:4715.2(A), (C)(11), and (E) and to enact R.S. 33:4715.2(C)(4)(g) and (h) and (D)(7), relative to the Plaquemines Parish Courthouse District; to provide relative to district purposes; to provide relative to the powers and duties of the governing board of the district; to provide relative to district funding; and to provide for related matters.

HOUSE BILL NO. 527—BY REPRESENTATIVE MARTINY
AN ACT

To amend and reenact R.S. 15:85(7), (10), and (11)(a) and (b)(iv), (v), and (vi), relative to appearance bonds; to provide for the time periods for certain actions in the procedure for the forfeiture and collection of appearance bonds and in the procedure for prohibiting the writing of those bonds; to provide with regard to enforcement and collection of judgments; to provide with regard to failure to satisfy judgments of bond forfeiture; and to provide for related matters.

HOUSE BILL NO. 535—BY REPRESENTATIVE GALLOT
AN ACT

To enact R.S. 9:5609 and 5645, relative to contracts to purchase, sell, exchange, or transfer immovable property; to provide relative to certain effects of peremption; to provide certain terms, conditions, and effects; to provide relative to recordation and reinscription and effects; to provide for application; to provide relative to prescription for certain actions; and to provide for related matters.

HOUSE BILL NO. 578—BY REPRESENTATIVE HAMMETT
AN ACT

To enact R.S. 47:1520.1, relative to electronically filed state tax returns; to require taxpayers filing for a state individual income tax refund using a Federal/State E-file Program to direct deposit the state tax refund when the federal tax refund is directly deposited; to provide for an effective date; and to provide for related matters.

HOUSE BILL NO. 591—BY REPRESENTATIVE CRANE
AN ACT

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

HOUSE BILL NO. 598—BY REPRESENTATIVE GREENE
AN ACT

To amend and reenact Code of Civil Procedure Article 1293, relative to service of process by a private person; to provide for court discretion in appointing private process servers; and to provide for related matters.

HOUSE BILL NO. 762—BY REPRESENTATIVE WINSTON
AN ACT

To enact Part X of Chapter 6 of Title 33 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 33:3081, relative to the village of Folsom; to authorize the governing authority of the village to impose impact fees, subject to voter approval, on new development; to provide for the adoption of a capital improvement plan; to provide relative to the waiver and refund of any such fee; and to provide for related matters.

HOUSE BILL NO. 763—BY REPRESENTATIVES WADDELL, GLOVER, AND M. POWELL
AN ACT

To amend and reenact R.S. 11:3714(B)(5)(a) and to repeal R.S. 11:3731(D), relative to the Police Pension Fund of the city of Shreveport; to provide for the composition of the board of trustees; and to provide for related matters.

HOUSE BILL NO. 794—BY REPRESENTATIVES M. POWELL, ALEXANDER, BAUDOIN,
BAYLOR, BEARD, BRUCE, BURNS, CAZAYOUX, CRAVINS, CROWE,
CURTIS, DAMICO, DANIEL, DARTEZ, DOERGE, DORSEY, DOVE,
DOWNS, DURAND, ERDEY, FANNIN, FARRAR, FAUCHEUX, FRITH,
GEYMAN, GLOVER, GREENE, M. GUILLORY, HEBERT, HILL,
HOPKINS, HUTTER, JACKSON, JOHNS, KATZ, KENNEY, KLECKLEY,
LABRUZZO, LAFLEUR, LANCASTER, MCDONALD, MCVEA, ODINET,
PIERRE, PITRE, T. POWELL, QUEZAIRE, SALTER, SCALISE,
SCHNEIDER, SMILEY, GARY SMITH, JACK SMITH, JANE SMITH, JOHN
SMITH, ST. GERMAIN, THOMPSON, TOOMY, TOWNSEND, TRAHAN,
TUCKER, WADDELL, WALKER, WALSWORTH, WHITE, WINSTON,
AND WOOTON

AN ACT

To enact R.S. 29:731.2, relative to the Louisiana Homeland Security and Emergency Assistance and Disaster Act; to require any person applying to receive or receiving disaster assistance to provide identification information when requested to do so by a sheriff of the jurisdiction under certain circumstances; to provide for consent to provide certain information when applying for emergency assistance grants; to require a state or local agency who receives personal identification information to provide the information to a sheriff upon request; to provide for exceptions; and to provide for related matters.

HOUSE BILL NO. 795—BY REPRESENTATIVE TRICHE
AN ACT

To amend and reenact R.S. 56:39(A) and to enact R.S. 56:6(31), relative to importation of certain animals; to require the Wildlife and Fisheries Commission to control the importation and ownership of big exotic cats; to provide relative to certain penalties, including forfeiture; and to provide for related matters.

HOUSE BILL NO. 813—

BY REPRESENTATIVE KENNARD
AN ACT

To amend and reenact R.S. 33:3074(D)(5) and Section 3 and Section 4 of Act 579 of the 2003 Regular Session of the Legislature of Louisiana, relative to the city of Central; to provide relative to the powers and duties of governing of the city of Central; to provide for the termination of provisions for the Central Transition District and the levy of a sales tax by the district; to authorize the governing authority of the city of Central to enter into a cooperative endeavor agreement with the commissioner of administration and the secretary of the Department of Health and Hospitals relative to certain property; and to provide for related matters.

HOUSE BILL NO. 816—

BY REPRESENTATIVE SALTER AND SENATOR HINES
AN ACT

To amend and reenact R.S. 11:62(5)(b), 403(5)(a) and (b)(iii), 441(A)(1)(introductory paragraph), 444(A)(2), 450(B), and 461(B)(3)(a) and (b), relative to the Department of Public Safety and Corrections peace officers who are members of the Louisiana State Employees' Retirement System; to provide for calculation of benefits; to provide for average compensation; to provide for eligibility; to provide for employee contributions; to provide for an effective date; and to provide for related matters.

HOUSE BILL NO. 830—

BY REPRESENTATIVE CAZAYOUX
AN ACT

To amend and reenact R.S. 49:327(C)(3), relative to the investment of endowed funds; to provide for the investment of a percentage of the publicly funded permanently endowed funds in stock; and to provide for related matters.

HOUSE BILL NO. 954—

BY REPRESENTATIVE LAMBERT
AN ACT

To amend and reenact R.S. 32:408(B)(2)(d), relative to issuance of drivers' licenses; to provide relative to Class "D" Chauffeur's Licenses; to add certain types of vehicles to the list of vehicles authorized to be operated with a Class "D" Chauffeur's License; and to provide for related matters.

HOUSE BILL NO. 1018—

BY REPRESENTATIVE SCHNEIDER AND SENATOR B. GAUTREAUX
AN ACT

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

HOUSE BILL NO. 1029 (Duplicate of Senate Bill No. 195)—

BY REPRESENTATIVE DORSEY AND SENATOR MCPHERSON AND COAUTHORED BY SENATORS CHEEK, ELLINGTON, FIELDS, B. GAUTREAUX, HEITMEIER, JACKSON, JONES, AND ULLO
AN ACT

To amend and reenact R.S. 47:1061(B) and to enact R.S. 47:1061(C), relative to the telecommunications tax for the deaf; to provide for the use of monies in the Telecommunications for the Deaf Fund; to provide an effective date; and to provide for related matters.

HOUSE BILL NO. 1082—

BY REPRESENTATIVE WALSWORTH
AN ACT

To amend and reenact R.S. 44:4.1(B)(8) and to enact R.S. 17:81.9, relative to local public school boards; to require each city, parish, and other local public school board to develop and adopt certain policies with regard to hiring school employees,

including certain contractors and other persons; to require applicants for employment to sign certain statements; to provide relative to the disclosure of certain information about such applicants; to exempt such disclosure from the public records law; to prohibit certain disclosure of such information and to provide that violation of such prohibition shall be a misdemeanor offense; to provide for penalties; to provide for the use of such information by local public school boards; to provide an effective date; and to provide for related matters.

HOUSE BILL NO. 1133—

BY REPRESENTATIVES DARTEZ, JACK SMITH, ST. GERMAIN, FAUCHEUX, AND GARY SMITH AND SENATORS AMEDEE AND B. GAUTREAUX
AN ACT

To enact R.S. 16:516, relative to the payment of health insurance premiums of district attorneys in the Fourth, Fifth, Twenty-First, Twenty-Third, Twenty-Ninth, and Fortieth judicial districts; to provide with respect to payment of health insurance for certain retired district attorneys; to establish criteria for eligibility; to provide for the payment of such premiums by the district attorney's office; and to provide for related matters.

HOUSE BILL NO. 1160—

BY REPRESENTATIVE FAUCHEUX
AN ACT

To enact R.S. 33:103(C)(1)(I), relative to members of certain municipal planning commissions; to authorize the governing authority of certain municipalities to pay a per diem to members of the municipal planning commission; to provide for the rate of per diem and the number of meetings for which per diem is to be paid; and to provide for related matters.

HOUSE BILL NO. 1175—

BY REPRESENTATIVE SALTER AND SENATOR HINES
AN ACT

To amend and reenact R.S. 47:511.1(A) and to enact R.S. 11:607, relative to registration of vehicles; to provide relative to temporary permits authorizing the operation of trucks owned by residents of states which do not have a reciprocity agreement with Louisiana; to increase the fee for issuance of temporary permits authorizing the operation of such trucks on Louisiana highways; to provide relative to the terms of such temporary permits; to increase the number of hours the temporary permits authorize the operation of such trucks on Louisiana highways; to create the Department of Public Safety and Corrections Police Officer Fund; to provide for the use of such monies; and to provide for related matters.

HOUSE BILL NO. 1218—

BY REPRESENTATIVE TUCKER
AN ACT

To require that the Crescent City Connection Division within the Department of Transportation and Development collect and dispose of litter in certain areas of Orleans Parish.

HOUSE BILL NO. 1222—

BY REPRESENTATIVE GALLOT
AN ACT

To amend and reenact R.S. 35:199 and 281 and to repeal R.S. 9:2741 and 2745 and R.S. 35:282, 283, 284, 285, and 286, relative to notaries public; to provide for the consolidation of provisions relative to the duty to record certain acts in all parishes; to provide for penalties for failure to record; to provide for exceptions; and to provide for related matters.

HOUSE BILL NO. 1225—

BY REPRESENTATIVE DOVE
AN ACT

To enact Subpart B-36 of Part IV of Chapter 1 of Title 33 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 33:130.721, relative to certain economic development authorities; to provide relative to the membership of the

governing board of any such authority; to provide relative to the qualifications of governing board members; to provide relative to the adoption of an annual budget by the authority; and to provide for related matters.

HOUSE BILL NO. 1239—

BY REPRESENTATIVE WALKER
AN ACT

To amend and reenact R.S. 42:1112(D) and to enact R.S. 42:1120.3, relative to ethics; to provide for the recusal of a member of a parish planning or zoning commission in a parish with a population of less than fifty thousand under certain circumstances; and to provide for related matters.

HOUSE BILL NO. 1250—

BY REPRESENTATIVE PINAC
AN ACT

To amend and reenact R.S. 9:5607(A)(introductory paragraph), relative to preemptive periods; to provide for actions against real estate developers; and to provide for related matters.

HOUSE BILL NO. 1276—

BY REPRESENTATIVE TOOMY
AN ACT

To enact R.S. 13:995.1(E), relative to the service charge on filings in civil cases and the security charge imposed in criminal cases as an additional fee in the Twenty-Fourth Judicial District Court; to provide for termination of the service charges upon completion of certain conditions; and to provide for related matters.

HOUSE BILL NO. 1285—

BY REPRESENTATIVES ODINET, BARROW, BAUDOIN, BAYLOR, DOVE, GRAY, JEFFERSON, KATZ, AND MARCHAND
AN ACT

To enact R.S. 33:4882, relative to building and zoning regulations in parishes and municipalities; to require that the governing authority of any municipality or parish and any agency of any such municipality or parish shall not allow and shall not cause any building or land to lose nonconforming use status by reason of vacancy or cessation of normal operations as a result of damage caused by Hurricane Katrina or Hurricane Rita during a specified time period; to provide exceptions; and to provide for related matters.

HOUSE BILL NO. 1289 (Duplicate of Senate Bill No. 740)—

BY REPRESENTATIVE MORRELL AND SENATOR QUINN AND COAUTHORED BY REPRESENTATIVES ANSARDI, BADON, BALDONE, BARROW, BAUDOIN, BAYLOR, BURNS, BURRELL, K. CARTER, DANIEL, DARTEZ, DORSEY, FARRAR, FAUCHEUX, FRITH, GLOVER, GRAY, E. GUILLORY, HARRIS, HEATON, HEBERT, HILL, HONEY, HUNTER, JACKSON, JEFFERSON, LAFONTA, MARCHAND, MCDONALD, ODINET, PIERRE, QUEZAIRE, RICHMOND, ROMERO, SCHNEIDER, JANE SMITH, ST. GERMAIN, AND TRAHAN AND SENATOR MURRAY

AN ACT

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

HOUSE BILL NO. 1359—

BY REPRESENTATIVES STRAIN AND DURAND
AN ACT

To enact R.S. 9:2793.5, relative to civil liability of nonprofit organizations; to provide a limitation of liability for the Louisiana Girl Scout Councils; to provide an exception for willful and wanton misconduct; and to provide for related matters.

HOUSE BILL NO. 1378 (Substitute for House Bill No. 559 by Representative Hebert)—

BY REPRESENTATIVE HEBERT
AN ACT

To amend and reenact Children's Code Article 638, relative to children in need of care; to provide for service of the petition; and to provide for related matters.

HOUSE BILL NO. 1379 (Substitute for House Bill No. 860 by Representative Alexander)—

BY REPRESENTATIVES ALEXANDER, ANSARDI, BEARD, BRUCE, BURNS, CRANE, CROWE, DORSEY, ERDEY, FRITH, E. GUILLORY, KATZ, KENNEY, LABRUZZO, MONTGOMERY, MORRISH, PIERRE, T. POWELL, ROMERO, SCALISE, SMILEY, JANE SMITH, THOMPSON, AND WALSWORTH AND SENATORS BARHAM, CAIN, KOSTELKA, MICHOT, NEVERS, QUINN, SMITH, AND THEUNISSEN
AN ACT

To amend and reenact Civil Code Articles 102 and 103(1) and Code of Civil Procedure Articles 3952, 3953(introductory paragraph) and (1) and (2) and 3956(introductory paragraph) and (5) and R.S.13:3491(A)(introductory paragraph) and (5)(a) and (B) and 3492(A)(introductory paragraph) and (6)(b) and (B) and to enact Civil Code Article 103.1, relative to divorce; to provide for the granting of divorce when there are minor children of the marriage; to provide for nullity of judgments; and to provide for related matters.

HOUSE BILL NO. 1394 (Substitute for House Bill No. 896 by Representative Walsworth)—

BY REPRESENTATIVE WALSWORTH AND SENATORS CHEEK AND SCHEDLER
AN ACT

To amend and reenact R.S. 37:766 and to enact R.S. 37:771.1 and 1302, relative to the practice of medicine and the practice of dentistry; to allow a physician or dentist to discount the fee charged for health care services rendered to an uninsured individual; to provide any such discount granted by a contracted physician or dentist to an uninsured individual shall not reduce the contracted reimbursement amount between a physician or dentist and a health insurance issuer; to provide for the supervision of dental hygienists; to provide for definitions; to provide for an effective date; 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.

Leave of Absence

Rep. Barrow - 1 day

Rep. T. Powell - 1 day

Rep. Winston - 1 day

Adjournment

On motion of Rep. Kenney, at 7:36 P.M., the House agreed to adjourn until Friday, June 16, 2006, at 9:00 A.M.

The Speaker Pro Tempore of the House declared the House adjourned until 9:00 A.M., Friday, June 16, 2006.

ALFRED W. SPEER
Clerk of the House

